

SENATE BILL No. 1191

EXECUTIVE BUDGET BILL

March 3, 2010, Introduced by Senators BARCIA and SWITALSKI and referred to the Committee on Appropriations.

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 2011; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department of military and veterans affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

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 military and veterans affairs for the fiscal year ending

1 September 30, 2011, from the funds indicated in this part. The
 2 following is a summary of the appropriations in this part:

3 **DEPARTMENT OF MILITARY AND VETERANS AFFAIRS**

4 APPROPRIATION SUMMARY

5 Full-time equated unclassified positions..... 7.0

6 Full-time equated classified positions..... 970.0

7 GROSS APPROPRIATION..... \$ 151,045,400

8 Interdepartmental grant revenues:

9 Total interdepartmental grants and intradepartmental

10 transfers 1,154,700

11 ADJUSTED GROSS APPROPRIATION..... \$ 149,890,700

12 Federal revenues:

13 Total federal revenues..... 82,203,800

14 Special revenue funds:

15 Total local revenues..... 653,200

16 Total private revenues..... 1,422,200

17 Total other state restricted revenues..... 28,660,400

18 State general fund/general purpose..... \$ 36,951,100

19 **Sec. 102. HEADQUARTERS AND ARMORIES**

20 Full-time equated unclassified positions..... 7.0

21 Full-time equated classified positions..... 110.0

22 Headquarters and armories--85.0 FTE positions..... \$ 11,336,700

23 Unclassified military personnel..... 665,000

24 Military appeals tribunal..... 900

25 Michigan emergency volunteers..... 5,000

26 State active duty..... 100,100

1	Challenge program--25.0 FTE positions	4,140,100
2	Homeland security.....	1,000,000
3	Military family relief fund.....	<u>600,000</u>
4	GROSS APPROPRIATION.....	\$ 17,847,800
5	Appropriated from:	
6	IDG, challenge grant.....	154,700
7	IDG, community health.....	100,000
8	IDG, state police.....	900,000
9	Federal revenues:	
10	DOD-DOA-NGB.....	6,519,800
11	Special revenue funds:	
12	Local - school aid fund.....	653,200
13	Private donations.....	882,200
14	Rental fees.....	346,400
15	Mackinac Bridge authority.....	70,000
16	Military family relief fund.....	600,000
17	State general fund/general purpose.....	\$ 7,621,500
18	Sec. 103. MILITARY TRAINING SITES AND SUPPORT FACILITIES	
19	Full-time equated classified positions..... 181.0	
20	Military training sites and support	
21	facilities--181.0 FTE positions.....	\$ 25,380,900
22	Military training sites and support facilities test	
23	projects	<u>100,000</u>
24	GROSS APPROPRIATION.....	\$ 25,480,900
25	Appropriated from:	
26	Federal revenues:	
27	DOD-DOA-NGB.....	23,988,400

1	Special revenue funds:		
2	Test project fees.....		100,000
3	State general fund/general purpose.....	\$	1,392,500
4	Sec. 104. DEPARTMENTWIDE APPROPRIATIONS		
5	Departmentwide accounts.....	\$	1,860,800
6	Special maintenance - federal.....		5,300,000
7	Military retirement.....		3,584,100
8	Counter narcotic operations.....		50,000
9	Starbase grant.....		<u>2,322,000</u>
10	GROSS APPROPRIATION.....	\$	13,116,900
11	Appropriated from:		
12	Federal revenues:		
13	DOD-DOA-NGB.....		9,288,100
14	Federal counternarcotic revenues.....		50,000
15	Special revenue funds:		
16	State general fund/general purpose.....	\$	3,778,800
17	Sec. 105. VETERANS ADVICE, ADVOCACY AND ASSISTANCE		
18	Veterans advice, advocacy and assistance grants.....		<u>3,029,600</u>
19	GROSS APPROPRIATION.....	\$	3,029,600
20	Appropriated from:		
21	Special revenue funds:		
22	State general fund/general purpose.....	\$	3,029,600
23	Sec. 106. GRAND RAPIDS VETERANS' HOME		
24	Full-time equated classified positions.....		513.0
25	Grand Rapids veterans' home--513.0 FTE positions.....	\$	51,972,300
26	Board of managers.....		<u>665,000</u>
27	GROSS APPROPRIATION.....	\$	52,637,300

1	Appropriated from:	
2	Federal revenues:	
3	DVA-VHA.....	17,609,600
4	HHS, Medicaid.....	164,300
5	HHS, Medicare.....	2,561,500
6	Special revenue funds:	
7	Private - veterans' home post and posthumous funds ...	415,000
8	Income and assessments.....	15,982,800
9	Military family relief fund.....	250,000
10	Lease revenue.....	12,200
11	State general fund/general purpose.....	\$ 15,641,900
12	Sec. 107. D.J. JACOBETTI VETERANS' HOME	
13	Full-time equated classified positions.....	158.0
14	D.J. Jacobetti veterans' home--158.0 FTE positions ...	\$ 16,718,000
15	Board of managers.....	<u>275,000</u>
16	GROSS APPROPRIATION.....	\$ 16,993,000
17	Appropriated from:	
18	Federal revenues:	
19	DVA-VHA.....	5,924,400
20	HHS, Medicare.....	589,200
21	HHS, Medicaid.....	10,800
22	Special revenue funds:	
23	Private - veterans' home post and posthumous funds ...	125,000
24	Military family relief fund.....	150,000
25	Income and assessments.....	5,229,400
26	State general fund/general purpose.....	\$ 4,964,200
27	Sec. 108. VETERANS' AFFAIRS DIRECTORATE	

1	Full-time equated classified positions.....	8.0	
2	Veterans' affairs directorate administration---	2.0	
3	FTE positions		\$ 205,800
4	Veterans' trust fund administration---	6.0 FTE	
5	positions		1,302,800
6	Veterans' trust fund grants.....		<u>3,746,500</u>
7	GROSS APPROPRIATION.....		\$ 5,255,100
8	Appropriated from:		
9	Special revenue funds:		
10	Michigan veterans' trust fund.....		5,049,300
11	State general fund/general purpose.....		\$ 205,800
12	Sec. 109. INFORMATION TECHNOLOGY		
13	Information technology services and projects		<u>\$ 1,184,800</u>
14	GROSS APPROPRIATION.....		\$ 1,184,800
15	Appropriated from:		
16	Federal revenues:		
17	DOD-DOA-NGB.....		130,400
18	DVA-VHA.....		356,800
19	HHS, Medicare.....		10,500
20	Special revenue funds:		
21	Income and assessments.....		370,300
22	State general fund/general purpose.....		\$ 316,800
23	Sec. 110. CAPITAL OUTLAY		
24	Land acquisitions and appraisals		\$ 500,000
25	Special maintenance, remodeling and additions		<u>15,000,000</u>
26	GROSS APPROPRIATION.....		\$ 15,500,000
27	Appropriated from:		

1 Federal revenues:

2 DOD-DOA-NGB..... 15,000,000

3 Special revenue funds:

4 Michigan national guard construction fund 500,000

5 State general fund/general purpose \$ 0

6 PART 2

7 PROVISIONS CONCERNING APPROPRIATIONS

8 **GENERAL SECTIONS**

9 Sec. 201. Pursuant to section 30 of article IX of the state
 10 constitution of 1963, total state spending from state resources
 11 under part 1 for fiscal year 2010-2011 is \$65,611,500.00 and state
 12 spending from state resources to be paid to local units of
 13 government for fiscal year 2010-2011 is \$120,000.00. The itemized
 14 statement below identifies appropriations from which spending to
 15 local units of government will occur:

16 DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

17 MILITARY TRAINING SITES AND SUPPORT FACILITIES

18 Payments in lieu of taxes..... \$ 70,000

19 MICHIGAN VETERANS' TRUST FUND

20 County counselor education and training expenses \$ 50,000

21 TOTAL \$ 120,000

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

25 Sec. 203. As used in this bill:

1 (a) "Department" means the department of military and veterans
2 affairs.

3 (b) "Director" means the director of the department of
4 military and veterans affairs.

5 (c) "DOD" means the United States department of defense.

6 (d) "DOD-DOA-NGB" means the DOD department of the army,
7 national guard bureau.

8 (e) "DVA" means the United States department of veterans
9 affairs.

10 (f) "DVA-VHA" means the DVA veterans health administration.

11 (g) "FTE" means full-time equated.

12 (h) "HHS" means the United States department of health and
13 human services.

14 (i) "IDG" means interdepartmental grant.

15 (j) "Large veterans service organization" means a VSO that can
16 certify that its membership exceeds 30,000 individuals.

17 (k) "Medium veterans service organization" means a VSO that
18 can certify that its membership is between 2,500 and 30,000
19 individuals.

20 (l) "Small veterans service organization" means a VSO that can
21 certify that its membership is between 1,000 and 2,499 individuals.

22 (m) "VSO" means veterans service organization.

23 Sec. 204. The civil service commission shall bill departments
24 and agencies at the end of the first fiscal quarter for the charges
25 authorized by section 5 of article XI of the state constitution of
26 1963. Payments shall be made for the total amount of the billing by
27 the end of the second fiscal quarter.

1 Sec. 208. The department receiving appropriations in part 1
2 shall use the Internet to fulfill the reporting requirements of
3 this bill. This requirement may include transmission of reports via
4 electronic mail to the recipients identified for each reporting
5 requirement, or it may include placement of reports on an Internet
6 or Intranet site.

7 Sec. 209. Funds appropriated in part 1 shall not be used for
8 the purchase of foreign goods or services, or both, if
9 competitively priced and of comparable quality American goods or
10 services, or both, are available. Preference shall be given to
11 goods or services, or both, manufactured or provided by Michigan
12 businesses, if they are competitively priced and of comparable
13 quality. In addition, preference should be given to goods or
14 services, or both, that are manufactured or provided by Michigan
15 businesses owned and operated by veterans, if they are
16 competitively priced and of comparable quality.

17 Sec. 210. The director shall take all reasonable steps to
18 ensure businesses in deprived and depressed communities compete for
19 and perform contracts to provide services or supplies, or both. The
20 director shall strongly encourage firms with which the department
21 contracts to subcontract with certified businesses in depressed and
22 deprived communities for services, supplies, or both.

23 Sec. 221. From the funds appropriated in part 1 for
24 information technology, departments and agencies shall pay user
25 fees to the department of technology, management, and budget for
26 technology-related services and projects. Such user fees shall be
27 subject to provisions of an interagency agreement between the

1 departments and agencies and the department of technology,
2 management, and budget.

3 Sec. 225. (1) Due to the current budgetary problems in this
4 state, out-of-state travel shall be limited to situations in which
5 1 or more of the following conditions apply:

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

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

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

14 (d) The travel is necessary to comply with federal
15 requirements.

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

18 (f) The travel is financed entirely by federal or nonstate
19 funds.

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

1 following information:

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

4 (b) The destination of each travel occurrence.

5 (c) The dates of each travel occurrence.

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

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

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

15 Sec. 228. Funds appropriated in part 1 shall not be used by a
16 principal executive department, state agency, or authority to hire
17 a person to provide legal services that are the responsibility of
18 the attorney general. This prohibition does not apply to legal
19 services for bonding activities and for those activities that the
20 attorney general authorizes.

21 Sec. 232. (1) In addition to the funds appropriated in part 1,
22 there is appropriated an amount not to exceed \$10,000,000.00 for
23 federal contingency funds. These funds are not available for
24 expenditure until they have been transferred to another line item
25 in this bill under section 393(2) of the management and budget act,
26 1984 PA 431, MCL 18.1393.

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

1 appropriated an amount not to exceed \$2,000,000.00 for state
2 restricted 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 (3) In addition to the funds appropriated in part 1, there is
7 appropriated an amount not to exceed \$100,000.00 for local
8 contingency funds. These funds are not available for expenditure
9 until they have been transferred to another line item in this bill
10 under section 393(2) of the management and budget act, 1984 PA 431,
11 MCL 18.1393.

12 (4) In addition to the funds appropriated in part 1, there is
13 appropriated an amount not to exceed \$100,000.00 for private
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 **HEADQUARTERS AND ARMORIES**

19 Sec. 302. (1) The funds appropriated in this bill for private
20 donations to the challenge program shall be considered state
21 restricted revenue, and unexpended funds remaining at the close of
22 the fiscal year shall not lapse to the general fund but shall be
23 carried forward to the subsequent fiscal year.

24 (2) The department may charge a parent or guardian of a
25 participant in the challenge program a fee for participating in the
26 program if the participant is a member of a family with an income
27 that exceeds 200% of the federal poverty guidelines as published by

1 the United States department of health and human services. The
2 amount charged the parent or guardian shall not exceed the per-
3 student state share cost of administering the program. The parent
4 or guardian shall be notified of any charge to be assessed under
5 this subsection prior to enrollment of the child in the program.

6 (3) The department shall take steps to recruit candidates to
7 the challenge program from economically disadvantaged areas,
8 including those with low-income and high-unemployment backgrounds.

9 Sec. 304. The department will partner with the department of
10 human services to identify youth who may be eligible for the
11 challenge program from those youth served by department of human
12 services programs. These eligible youth shall be given priority for
13 enrollment in the program.

14 **VETERANS ADVICE, ADVOCACY, AND ASSISTANCE**

15 Sec. 501. (1) The department shall develop and operate a
16 program which will provide benefits counseling and representation
17 to veterans of this state for the purpose of assisting veterans to
18 obtain United States department of veterans affairs health,
19 financial, and memorial benefits for which they are eligible. The
20 department shall work to maximize the coordination between veterans
21 service organizations and any other organization which assists
22 veterans.

23 (2) The department shall create a 5-member veterans advisory
24 board to assist in matters pertaining to veterans advice, advocacy,
25 and assistance, including recommendations concerning disbursement
26 of any grant money. The department shall request that the state
27 commanders group name candidates serving as president/commander

1 from 2 large veterans service organizations, 2 medium veterans
2 service organizations, and 1 small veterans service organization to
3 serve on the advisory board. The veterans advisory board shall meet
4 no less than twice a year, without reimbursement by the department.

5 (3) The duties of the veterans advisory board shall include,
6 but are not limited to, the following:

7 (a) Serving as a liaison between grant recipients, the
8 department, and the legislature.

9 (b) Assisting in recognizing any deficiencies in the grant
10 process and performance.

11 (c) Providing a forum regarding veterans issues.

12 (d) Suggesting changes in department programs that would help
13 keep pace with changing veterans needs.

14 (e) Providing a direct contact with the veterans
15 administration regarding updates on procedures.

16 (f) Creating an awareness to make sure that grant recipients
17 are performing the services intended.

18 (g) Representing a voice for veterans service organizations.

19 (h) Providing for a sounding board for grant recipients.

20 (i) Assisting the department in establishing criteria for
21 grant awards.

22 (j) Assisting the department in developing plans, reviewing
23 service delivery, and identifying goals to better assist veterans
24 in applying for and receiving benefits from the federal, state, and
25 local governments.

26 (k) Providing testimony, if requested, to legislative
27 committees.

1 (4) Money used for grants to veterans service organizations
2 shall be used only for salaries, wages, related personnel costs,
3 in-state training, and equipment for accredited veteran service
4 advocacy officers and necessary support and managerial staff.
5 Training shall be provided for service advocacy officers and shall
6 be conducted by accredited advocacy officers.

7 (5) To receive a grant from the money appropriated in part 1,
8 a veterans service organization or a veterans service organization
9 which is part of a combination of organizations receiving a grant
10 shall meet the following eligibility requirements:

11 (a) Be congressionally chartered by the United States
12 Congress.

13 (b) Be an active participating member of the Michigan veterans
14 organizations' rehabilitation and veterans service committee and
15 abide by its rules, guidelines, and programs.

16 (c) Demonstrate the receipt of monetary or service support
17 from its own organization.

18 (d) Comply with the department's and the legislature's
19 requirements of accounting audits, service work activity,
20 accounting of recoveries, listing of volunteer hours, budget
21 requests, and other requirements specified in subsection (3). Each
22 veterans service organization receiving a grant from the money
23 appropriated in part 1 shall provide a copy of the most recent
24 audit report to the department not later than May 1, 2011.

25 (e) For a veterans service organization founded after
26 September 30, 1989, be in operation and providing service to
27 Michigan veterans for not less than 2 years before receiving an

1 initial state grant. During this 2-year period of time, the
2 organization shall file a listing of service work activity and an
3 accounting of recoveries with the department, the senate and house
4 fiscal agencies, the senate and house of representatives
5 appropriations subcommittees on military affairs, and the state
6 budget office on forms as prescribed by the department.

7 (6) A veterans service organization receiving a grant from the
8 money appropriated in part 1 shall file with the department an
9 accounting of its expenditures, audited and certified by a
10 certified public accountant, within 120 days after the
11 organization's fiscal year end. Each veterans service organization
12 shall provide 5 copies of a listing of all service activity, an
13 accounting of recoveries, and a listing of volunteer hours for the
14 fiscal year ending September 30, 2010 to the department by January
15 31, 2011. Each organization shall include a listing of expenditures
16 by spending category, including a listing of individual salaries of
17 each officer and administrative staff. The listing of volunteer
18 hours shall include the hours, services, and donations provided to
19 residents of the Grand Rapids veterans' home and the D.J. Jacobetti
20 veterans' home. Each veterans service organization shall provide a
21 copy of the most recent and completed internal revenue service form
22 990 to the department at the end of the fiscal year ending
23 September 30, 2010. A veterans service organization receiving a
24 grant from the money appropriated in part 1 shall use the forms
25 recommended by the Michigan veterans organizations rehabilitation
26 and veterans service committee for filing reports required by this
27 act. The department shall provide a report not later than June 1,

1 2011 to the senate and house fiscal agencies, the senate and house
2 appropriations subcommittees on state police and military and
3 veterans affairs, and the state budget office detailing the most
4 recent expenditure information provided by the veterans service
5 organizations. The department shall also provide within that report
6 specific notification whether any veterans service organization
7 receiving a grant from the money appropriated in part 1 failed to
8 comply with the reporting requirements of this section.

9 (7) The veterans service directors committee and the
10 department shall take steps to improve the coordination of veterans
11 benefits counseling in the state to maximize the effective and
12 efficient use of taxpayer dollars in this goal and to ensure that
13 every veteran is served.

14 (8) To accomplish the goal of subsection (7), the veterans
15 service directors committee and the department shall take steps to
16 increase their responsibility in the administration, management,
17 oversight, and outreach of the delivery of services to veterans.
18 The veterans service directors committee and the department shall
19 involve county veterans counselors and representatives from the
20 Michigan veterans trust fund to work in concert to identify,
21 implement, and evaluate steps to do all of the following:

22 (a) Increase the veterans service directors committee and the
23 department's role in working directly with the United States
24 department of veterans affairs to enhance the delivery of services
25 to Michigan veterans.

26 (b) Increase the number of initial claims filed with the
27 United States department of veterans affairs on behalf of veterans

1 for service-connected disability or pension benefits. The veterans
2 service directors committee and the department may work toward
3 either an absolute increase of approved claims or an increase in
4 the percentage of Michigan veterans with approved claims.

5 (c) Develop methods to increase rates of recovery paid by the
6 United States department of veterans affairs to Michigan veterans
7 either by an increase in compensation paid per approved claim or an
8 increase in compensation paid on a per capita basis.

9 (d) Expand training opportunities for veterans service
10 organization service officers.

11 (e) Increase either the number or percentage of Michigan
12 veterans enrolled in the veterans affairs health care system.

13 (f) Publicize the availability, benefit, and value of burial
14 in the Fort Custer and Great Lakes national cemeteries.

15 (g) Review each grant recipient's performance under the
16 program and require that performance be a major consideration in
17 the future funding of each grant recipient.

18 (h) Identify areas of redundancy which may exist among
19 services provided by veterans service organizations grantees,
20 Michigan veterans trust fund county committees, and county veterans
21 counselors and provide a proposal on how any redundancies may be
22 minimized and identify specific cost savings which could result.

23 (9) Each veterans service organization receiving a grant from
24 the money appropriated in part 1 shall file a report with the
25 department not later than May 1, 2011 detailing the following
26 information:

27 (a) Training completed by each veterans service officer

1 employed by or working on behalf of the veterans service
2 organization.

3 (b) A roster of the cases that each veterans service
4 organization is serving or processing, including if those cases
5 have been completed or are still pending, whether those cases have
6 been initiated and completed by the veterans service organization,
7 and which cases have been referred to and by county veterans
8 counselors, congressional or senate offices, or any other
9 organizations that serve veterans.

10 (10) The department shall record any additional administrative
11 costs for collecting and compiling the information from subsections
12 (6) and (9) and also provide this information with the reports
13 required under subsection (6).

14 (11) The veterans affairs directorate shall design and operate
15 an advocacy program to coordinate with other organizations which
16 assist veterans, including county counselors and other groups, to
17 ensure referrals between groups occur when warranted and to provide
18 the veterans of the state with the most cost-effective and
19 comprehensive counseling services possible. The department shall
20 also take steps to become certified with the United States
21 department of veterans affairs to assist in this task.

22 (12) The department shall issue performance standards to each
23 veterans service organization grant recipient. Compliance with
24 these performance standards shall be the basis for funding for
25 future years. Failure to meet any or all of the performance
26 standards may result in that organization losing funding in future
27 years, and the department shall forward to the senate and house of

1 representatives appropriations subcommittees on state police and
2 military and veterans affairs corrective action and penalty
3 recommendations.

4 **VETERANS' HOMES**

5 Sec. 603. The money appropriated in this bill for the boards
6 of managers may be expended for facility improvements, the purchase
7 and repair of equipment and furnishings, member services, and other
8 purposes that benefit the Grand Rapids veterans' home and the D.J.
9 Jacobetti veterans' home.

10 **VETERANS' AFFAIRS DIRECTORATE**

11 Sec. 703. By April 1, 2011, the department shall submit to the
12 senate and house of representatives appropriations subcommittees on
13 military affairs and the state budget office a detailed annual
14 report of the Michigan veterans' trust fund for fiscal year 2009-
15 2010. The report shall include information on grants provided from
16 the emergency grant program, including details concerning the
17 methodology of allocations, the selection of emergency grant
18 program authorized agents, and a detailed breakdown of trust fund
19 expenditures for that year. The report shall also provide an update
20 on the department's efforts to reduce program administrative costs
21 and restore the Michigan veterans' trust fund corpus to its
22 original amount of \$50,000,000.00.

23 **CAPITAL OUTLAY**

24 Sec. 801. The appropriations in part 1 for the department of
25 military and veterans affairs design and construction projects are
26 contingent upon the availability of federal and state restricted
27 funds for financing.

1 Sec. 802. (1) The director shall allocate lump-sum
2 appropriations made in this bill consistent with statutory
3 provisions and the purposes for which funds were appropriated.
4 Lump-sum allocations shall address priority program or facility
5 needs and may include, but are not limited to, design,
6 construction, remodeling and addition, special maintenance, major
7 special maintenance, energy conservation, and demolition.

8 (2) The state budget director may authorize that funds
9 appropriated for lump-sum appropriations shall be available for no
10 more than 3 fiscal years following the fiscal year in which the
11 original appropriation was made. Any remaining balance from
12 allocations made in this section shall lapse to the fund from which
13 it was appropriated pursuant to the lapsing of funds as provided in
14 the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

15 Sec. 803. The appropriations in part 1 for capital outlay
16 shall be carried forward at the end of the fiscal year consistent
17 with section 248 of the management and budget act, 1984 PA 431, MCL
18 18.1248.