

Act No. 38  
Public Acts of 2009  
Approved by the Governor  
June 9, 2009  
Filed with the Secretary of State  
June 9, 2009  
EFFECTIVE DATE: June 9, 2009

**STATE OF MICHIGAN  
95TH LEGISLATURE  
REGULAR SESSION OF 2009**

Introduced by Rep. Cushingberry

# ENROLLED HOUSE BILL No. 4308

AN ACT to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2009; and to provide for the expenditure of the appropriations.

*The People of the State of Michigan enact:*

## PART 1

### LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2009, from the following funds:

#### APPROPRIATION SUMMARY

|                                                                     |    |             |
|---------------------------------------------------------------------|----|-------------|
| GROSS APPROPRIATION .....                                           | \$ | 248,546,100 |
| Total interdepartmental grants and intradepartmental transfers..... |    | 0           |
| ADJUSTED GROSS APPROPRIATION .....                                  | \$ | 248,546,100 |
| Total federal revenues .....                                        |    | 248,386,100 |
| Total local revenues.....                                           |    | 0           |
| Total private revenues .....                                        |    | 0           |
| Total other state restricted revenues .....                         |    | 160,000     |
| State general fund/general purpose .....                            | \$ | 0           |

#### Sec. 102. DEPARTMENT OF EDUCATION

##### (1) APPROPRIATION SUMMARY

|                                                                     |    |            |
|---------------------------------------------------------------------|----|------------|
| GROSS APPROPRIATION .....                                           | \$ | 24,533,000 |
| Interdepartmental grant revenues:                                   |    |            |
| Total interdepartmental grants and intradepartmental transfers..... |    | 0          |
| ADJUSTED GROSS APPROPRIATION .....                                  | \$ | 24,533,000 |
| Federal revenues:                                                   |    |            |
| Federal revenues (ARRA).....                                        |    | 24,533,000 |
| Total federal revenues .....                                        |    | 24,533,000 |
| Special revenue funds:                                              |    |            |
| Total local revenues.....                                           |    | 0          |
| Total private revenues .....                                        |    | 0          |
| Total local and private revenues .....                              |    | 0          |

|                                                              |    | For Fiscal Year<br>Ending Sept. 30,<br>2009 |
|--------------------------------------------------------------|----|---------------------------------------------|
| Total other state restricted revenues .....                  | \$ | 0                                           |
| State general fund/general purpose .....                     | \$ | 0                                           |
| <b>(2) GRANTS ADMINISTRATION AND SCHOOL SUPPORT SERVICES</b> |    |                                             |
| Education technology (ARRA) .....                            | \$ | 24,533,000                                  |
| GROSS APPROPRIATION .....                                    | \$ | 24,533,000                                  |
| Appropriated from:                                           |    |                                             |
| Federal revenues:                                            |    |                                             |
| DED-OESE, title II, education technology funds (ARRA).....   |    | 24,533,000                                  |
| Special revenue funds:                                       |    |                                             |
| State general fund/general purpose .....                     | \$ | 0                                           |

### **Sec. 103. DEPARTMENT OF ENERGY, LABOR, AND ECONOMIC GROWTH**

#### **(1) APPROPRIATION SUMMARY**

|                                                                     |    |             |
|---------------------------------------------------------------------|----|-------------|
| GROSS APPROPRIATION .....                                           | \$ | 193,156,000 |
| Total interdepartmental grants and intradepartmental transfers..... |    | 0           |
| ADJUSTED GROSS APPROPRIATION .....                                  | \$ | 193,156,000 |
| Federal revenues:                                                   |    |             |
| Federal revenues (ARRA).....                                        |    | 193,156,000 |
| Total federal revenues .....                                        |    | 193,156,000 |
| Special revenue funds:                                              |    |             |
| Total local revenues.....                                           |    | 0           |
| Total private revenues .....                                        |    | 0           |
| Total other state restricted revenues .....                         |    | 0           |
| State general fund/general purpose .....                            | \$ | 0           |

#### **(2) PUBLIC SERVICE COMMISSION**

|                                                                 |    |             |
|-----------------------------------------------------------------|----|-------------|
| Energy office (ARRA).....                                       | \$ | 108,756,000 |
| GROSS APPROPRIATION .....                                       | \$ | 108,756,000 |
| Appropriated from:                                              |    |             |
| Federal revenues:                                               |    |             |
| DOE, energy efficiency and conservation block grant (ARRA)..... |    | 26,656,000  |
| DOE, state energy program (ARRA).....                           |    | 82,100,000  |
| Special revenue funds:                                          |    |             |
| State general fund/general purpose .....                        | \$ | 0           |

#### **(3) BUREAU OF WORKER'S AND UNEMPLOYMENT COMPENSATION**

|                                                   |    |            |
|---------------------------------------------------|----|------------|
| Unemployment programs (ARRA) .....                | \$ | 84,400,000 |
| GROSS APPROPRIATION .....                         | \$ | 84,400,000 |
| Appropriated from:                                |    |            |
| Federal revenues:                                 |    |            |
| DOL, administrative distribution (ARRA).....      |    | 14,900,000 |
| DOL, modernization incentive payment (ARRA) ..... |    | 69,500,000 |
| Special revenue funds:                            |    |            |
| State general fund/general purpose .....          | \$ | 0          |

### **Sec. 104. DEPARTMENT OF MILITARY AND VETERAN AFFAIRS**

#### **(1) APPROPRIATION SUMMARY**

|                                                                     |    |         |
|---------------------------------------------------------------------|----|---------|
| GROSS APPROPRIATION .....                                           | \$ | 457,100 |
| Interdepartmental grant revenues:                                   |    |         |
| Total interdepartmental grants and intradepartmental transfers..... |    | 0       |
| ADJUSTED GROSS APPROPRIATION .....                                  | \$ | 457,100 |
| Federal revenues:                                                   |    |         |
| Federal revenues (ARRA).....                                        |    | 297,100 |
| Total federal revenues .....                                        |    | 297,100 |
| Special revenue funds:                                              |    |         |
| Total local revenues.....                                           |    | 0       |
| Total private revenues .....                                        |    | 0       |
| Total local and private revenues .....                              |    | 0       |
| Total other state restricted revenues .....                         |    | 160,000 |
| State general fund/general purpose .....                            | \$ | 0       |

**(2) GRAND RAPIDS VETERANS' HOME**

|                                          |    |         |
|------------------------------------------|----|---------|
| Grand Rapids veterans' home (ARRA).....  | \$ | 457,100 |
| GROSS APPROPRIATION .....                | \$ | 457,100 |
| Appropriated from:                       |    |         |
| Federal revenues:                        |    |         |
| DVA-VHA (ARRA) .....                     |    | 297,100 |
| Special revenue funds:                   |    |         |
| Income and assessments .....             |    | 160,000 |
| State general fund/general purpose ..... | \$ | 0       |

**Sec. 105. STATE TRANSPORTATION DEPARTMENT**

**(1) APPROPRIATION SUMMARY**

|                                                                     |    |            |
|---------------------------------------------------------------------|----|------------|
| GROSS APPROPRIATION .....                                           | \$ | 30,400,000 |
| Interdepartmental grant revenues:                                   |    |            |
| Total interdepartmental grants and intradepartmental transfers..... |    | 0          |
| ADJUSTED GROSS APPROPRIATION .....                                  | \$ | 30,400,000 |
| Federal revenues:                                                   |    |            |
| Total federal revenues .....                                        |    | 30,400,000 |
| Special revenue funds:                                              |    |            |
| Total local revenues.....                                           |    | 0          |
| Total private revenues .....                                        |    | 0          |
| Total other state restricted revenues .....                         |    | 0          |
| State general fund/general purpose .....                            | \$ | 0          |

**(2) CAPITAL OUTLAY: AIRPORT IMPROVEMENT PROGRAMS**

|                                                                               |    |            |
|-------------------------------------------------------------------------------|----|------------|
| Airport safety, protection and improvement program (ARRA).....                | \$ | 30,400,000 |
| GROSS APPROPRIATION .....                                                     | \$ | 30,400,000 |
| Appropriated from:                                                            |    |            |
| Federal revenues:                                                             |    |            |
| DOT, federal aviation administration, grants-in-aid for airports (ARRA) ..... |    | 30,400,000 |
| State general fund/general purpose .....                                      | \$ | 0          |

**PART 2**

**PROVISIONS CONCERNING APPROPRIATIONS**

**GENERAL SECTIONS**

Sec. 201. In accordance with the provisions of section 30 of article IX of the state constitution of 1963, total state spending from state resources in this appropriation act for the fiscal year ending September 30, 2009 is \$160,000.00 and state appropriations paid to local units of government are \$0.

Sec. 202. The appropriations made and expenditures authorized under this act and the departments, commissions, boards, offices, and programs for which appropriations are made under this act are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. (1) In addition to the funds appropriated in part 1, there is appropriated an amount equal to any additional federal funding awarded to Michigan through recalculation of formulas and under the redistribution provisions of the American recovery and reinvestment act of 2009, Public Law 111-5.

(2) Within 30 days of receiving funds described in subsection (1), a department shall report to the senate and house standing committees on appropriations subcommittees, senate and house fiscal agencies, state budget director, and the governor on the amount of funds received and the purposes for which they will be spent.

Sec. 204. The unexpended funds appropriated in part 1 and in section 203, and any unencumbered or unallotted funds, are carried forward into the succeeding fiscal year. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the projects to be carried forward is to protect and invest in the natural resources, infrastructure, and people of the State of Michigan in accordance with the provisions of the American recovery and reinvestment act of 2009, Public Law 111-5.

- (b) The projects will be accomplished by state employees and by contract.
- (c) The total estimated cost of all projects is identified in each line-item appropriation.
- (d) The tentative completion date is September 30, 2012.

Sec. 205. (1) In a form and manner determined by the recipient department, local governments and other eligible subrecipients receiving funds through this act shall comply with all requirements corresponding to the receipt of funds, including, but not limited to, any certifications, assurances, accountability, and transparency provisions required in the American recovery and reinvestment act of 2009, Public Law 111-5.

(2) Funds appropriated in part 1 may be transferred to subrecipient state departments or agencies in an interdepartmental grant consistent with the requirements of the American recovery and reinvestment act of 2009, Public Law 111-5.

Sec. 206. From the funds appropriated in part 1, the Michigan economic recovery office shall develop, post, and maintain a user-friendly and publicly accessible Internet site to clearly illustrate all state expenditures of federal funds under the American recovery and reinvestment act of 2009, Public Law 111-5. The postings shall include all reports required by the American recovery and reinvestment act of 2009, Public Law 111-5, detailing expenditures of funds received.

#### **DEPARTMENT OF EDUCATION**

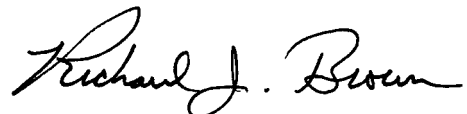
Sec. 301. Of the amount allocated in part 1 for education technology (ARRA), up to 50% of this funding shall be used for formula grants described under section 2412(a)(2)(A) of the enhancing education through technology part of the no child left behind act of 2001, Public Law 107-110, 20 USC 6762(a)(2)(A), and up to 50% of this funding shall be used for competitive grants described under section 2412(a)(2)(B) of the enhancing education through technology part of the no child left behind act of 2001, Public Law 107-110, 20 USC 6762(a)(2)(B).

#### **DEPARTMENT OF ENERGY, LABOR, AND ECONOMIC GROWTH**

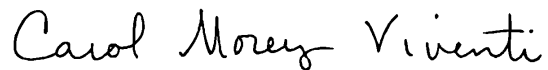
Sec. 402. Of the appropriation in part 1 for unemployment programs modernization incentive payment from funds received under section 903 of the social security act, 42 USC 1103, \$69,500,000.00 shall be used for the purpose of supporting increased unemployment service capacity and technology improvements in the Michigan unemployment insurance agency.

Sec. 404. No later than July 31, 2009, the department of energy, labor, and economic growth shall complete the request for proposal process for the modernization of the unemployment insurance computer system and be in the process of awarding and approving the contract for computer system modernization.

This act is ordered to take immediate effect.



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Clerk of the House of Representatives



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Secretary of the Senate

Approved .....

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Governor