

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 766, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2015; and to provide for the expenditure of the appropriations.

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

(attached)

Third: That the Senate and House agree to the title of the bill to read as follows:

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2015; and to provide for the expenditure of the appropriations.

Mike Green

Eileen Kowall

Roger Kahn

Anthony G. Forlini

Hoon-Yung Hopgood

Sarah Roberts

Conferees for the Senate

Conferees for the House

**SUBSTITUTE FOR
SENATE BILL NO. 766**

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2015; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1
2
3
4
5
6
7
8
9

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of environmental quality for the fiscal year ending September 30, 2015, from the following funds:

DEPARTMENT OF ENVIRONMENTAL QUALITY

APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	6.0
Full-time equated classified positions.....	1,284.5

1	GROSS APPROPRIATION.....	\$	502,591,800
2	Interdepartmental grant revenues:		
3	Total interdepartmental grants and intradepartmental		
4	transfers		9,530,500
5	ADJUSTED GROSS APPROPRIATION.....	\$	493,061,300
6	Federal revenues:		
7	Federal funds.....		149,867,600
8	Special revenue funds:		
9	Private funds.....		546,900
10	Total other state restricted revenues.....		301,770,900
11	State general fund/general purpose.....	\$	40,875,900
12	State general fund/general purpose schedule:		
13	Ongoing state general fund/general		
14	purpose		38,375,900
15	One-time state general fund/general		
16	purpose		2,500,000
17	FUND SOURCE SUMMARY		
18	Full-time equated unclassified positions.....		6.0
19	Full-time equated classified positions.....		1,284.5
20	GROSS APPROPRIATION.....	\$	502,591,800
21	Interdepartmental grant revenues:		
22	IDG, MDOT - Michigan transportation fund.....		1,312,800
23	IDG, MDSP.....		1,562,900
24	IDT, interdivisional charges.....		2,053,400
25	IDT, laboratory services.....		4,601,400
26	Total interdepartmental grants and intradepartmental		
27	transfers		9,530,500

1	ADJUSTED GROSS APPROPRIATION.....	\$	493,061,300
2	Federal revenues:		
3	Federal funds.....		149,867,600
4	Special revenue funds:		
5	Private funds.....		546,900
6	Air emissions fees.....		10,670,000
7	Campground fund.....		334,300
8	Clean Michigan initiative - response activities.....		5,500,000
9	Clean Michigan initiative - clean water fund.....		2,617,100
10	Clean Michigan initiative - contaminated sediments...		665,000
11	Clean Michigan initiative - nonpoint source.....		500,000
12	Cleanup and redevelopment fund.....		22,620,500
13	Community pollution prevention fund.....		250,000
14	Electronic waste recycling fund.....		342,400
15	Environmental education fund.....		164,300
16	Environmental perpetual care fund.....		115,000
17	Environmental pollution prevention fund.....		8,247,300
18	Environmental protection fund.....		2,165,800
19	Environmental response fund.....		5,721,100
20	Fees and collections.....		478,100
21	Financial instruments.....		5,000,000
22	Great Lakes protection fund.....		295,000
23	Groundwater discharge permit fees.....		1,723,200
24	Infrastructure construction fund.....		50,000
25	Land and water permit fees.....		3,939,000
26	Landfill maintenance trust fund.....		30,400
27	Medical waste emergency response fund.....		346,100

1	Metallic mining surveillance fee revenue	160,900
2	Mineral well regulatory fee revenue	233,400
3	Nonferrous metallic mineral surveillance	105,300
4	NPDES fees	4,468,900
5	Oil and gas regulatory fund	11,398,100
6	Orphan well fund	2,345,800
7	Public swimming pool fund	661,500
8	Public utility assessments	287,800
9	Public water supply fees	4,896,700
10	Refined petroleum fund	53,617,900
11	Retired engineers technical assistance program	670,400
12	Revitalization revolving loan fund	101,000
13	Revolving loan revenue bonds	11,400,000
14	Sand extraction fee revenue	100,500
15	Scrap tire regulatory fund	5,128,000
16	Septage waste contingency fund	18,100
17	Septage waste program fund	540,700
18	Settlement funds	652,100
19	Sewage sludge land application fees	1,113,500
20	Small business pollution prevention revolving loan	
21	fund	163,000
22	Soil erosion and sedimentation control training fund .	167,500
23	Solid waste management fund - staff account	5,444,600
24	Stormwater permit fees	3,067,400
25	Strategic water quality initiatives fund	116,176,100
26	Wastewater operator training fees	593,100
27	Water analysis fees	2,260,200

1	Water pollution control revolving fund.....		3,844,600
2	Water quality protection fund.....		100,000
3	Water use reporting fees.....		279,200
4	Total other state restricted revenues.....		301,770,900
5	State general fund/general purpose.....	\$	40,875,900
6	Sec. 102. EXECUTIVE OPERATIONS		
7	Full-time equated unclassified positions.....	6.0	
8	Full-time equated classified positions.....	13.0	
9	Unclassified salaries--6.0 FTE positions.....		\$ 724,700
10	Executive direction--13.0 FTE positions.....		<u>2,080,900</u>
11	GROSS APPROPRIATION.....		\$ 2,805,600
12	Appropriated from:		
13	Federal revenues:		
14	Federal funds.....		39,600
15	Special revenue funds:		
16	Environmental response fund.....		217,900
17	Oil and gas regulatory fund.....		399,900
18	Refined petroleum fund.....		593,100
19	Settlement funds.....		68,800
20	State general fund/general purpose.....	\$	1,486,300
21	Sec. 103. OFFICE OF THE GREAT LAKES		
22	Full-time equated classified positions.....	12.0	
23	Office of the Great Lakes--12.0 FTE positions.....		\$ 2,894,700
24	Coastal management grants.....		<u>1,750,000</u>
25	GROSS APPROPRIATION.....		\$ 4,644,700
26	Appropriated from:		
27	Federal revenues:		

1	Federal funds.....		3,427,600
2	Special revenue funds:		
3	Great Lakes protection fund.....		213,900
4	Settlement funds.....		112,100
5	State general fund/general purpose		891,100
6	Sec. 104. GREAT LAKES RESTORATION INITIATIVE		
7	Full-time equated classified positions..... 6.0		
8	Great Lakes restoration initiative--6.0 FTE positions	\$	<u>15,052,200</u>
9	GROSS APPROPRIATION.....	\$	15,052,200
10	Appropriated from:		
11	Federal revenues:		
12	Federal funds.....		15,052,200
13	State general fund/general purpose.....	\$	0
14	Sec. 105. DEPARTMENT SUPPORT SERVICES		
15	Full-time equated classified positions..... 34.0		
16	Central support services--34.0 FTE positions	\$	4,090,800
17	Accounting service center.....		1,365,300
18	Administrative hearings.....		373,800
19	Automated data processing.....		2,053,400
20	Building occupancy charges.....		4,466,600
21	Environmental support projects.....		5,000,000
22	Rent - privately owned property.....		<u>2,205,300</u>
23	GROSS APPROPRIATION.....	\$	19,555,200
24	Appropriated from:		
25	Interdepartmental grant revenues:		
26	IDG, MDSP.....		203,700
27	IDT, interdivisional charges.....		2,053,400

1	IDT, laboratory services.....	519,800
2	Federal revenues:	
3	Federal funds.....	5,400
4	Special revenue funds:	
5	Air emissions fees.....	1,232,900
6	Campground fund.....	28,000
7	Cleanup and redevelopment fund.....	1,704,500
8	Electronic waste recycling fund.....	28,700
9	Environmental perpetual care fund.....	115,000
10	Environmental pollution prevention fund.....	994,400
11	Environmental response fund.....	272,500
12	Fees and collections.....	23,800
13	Financial instruments.....	5,000,000
14	Great Lakes protection fund.....	52,800
15	Groundwater discharge permit fees.....	179,500
16	Land and water permit fees.....	517,600
17	Medical waste emergency response fund.....	27,300
18	Metallic mining surveillance fee revenue.....	11,100
19	Mineral well regulatory fee revenue.....	16,700
20	Nonferrous metallic mineral surveillance.....	1,700
21	NPDES fees.....	219,000
22	Oil and gas regulatory fund.....	918,200
23	Orphan well fund.....	29,100
24	Public swimming pool fund.....	36,100
25	Public utility assessments.....	38,800
26	Public water supply fees.....	184,200
27	Refined petroleum fund.....	1,593,500

1	Sand extraction fee revenue.....	9,000
2	Scrap tire regulatory fund.....	187,900
3	Septage waste program fund.....	28,700
4	Settlement funds.....	211,500
5	Sewage sludge land application fees.....	114,600
6	Small business pollution prevention revolving loan	
7	fund	17,000
8	Soil erosion and sedimentation control training fund.	16,600
9	Solid waste management fund - staff account.....	581,600
10	Stormwater permit fees.....	111,000
11	Wastewater operator training fees.....	37,300
12	Water analysis fees.....	166,100
13	Water use reporting fees.....	21,600
14	State general fund/general purpose.....	\$ 2,044,600
15	Sec. 106. OFFICE OF ENVIRONMENTAL ASSISTANCE	
16	Full-time equated classified positions.....	40.0
17	Office of environmental assistance--40.0 FTE positions	\$ 7,242,800
18	Pollution prevention local grants.....	<u>250,000</u>
19	GROSS APPROPRIATION.....	\$ 7,492,800
20	Appropriated from:	
21	Federal revenues:	
22	Federal funds.....	780,200
23	Special revenue funds:	
24	Private funds.....	359,700
25	Air emissions fees.....	134,800
26	Community pollution prevention fund.....	250,000
27	Environmental education fund.....	164,300

1	Environmental pollution prevention fund.....		1,483,700
2	Fees and collections.....		118,700
3	Retired engineers technical assistance program.....		670,400
4	Settlement funds.....		259,700
5	Small business pollution prevention revolving loan		
6	fund		132,700
7	State general fund/general purpose.....	\$	3,138,600
8	Sec. 107. WATER RESOURCE DIVISION		
9	Full-time equated classified positions.....	331.0	
10	Land and water interface permit programs--83.0 FTE		
11	positions	\$	11,714,600
12	Program direction and project assistance--30.0 FTE		
13	positions		3,089,200
14	Water withdrawal assessment program--4.0 FTE positions		613,600
15	Water quality and use initiative/general--5.0 FTE		
16	positions		2,477,200
17	Real-time beach monitoring program.....		500,000
18	Wetlands program.....		1,000,000
19	Expedited water/wastewater permits--3.0 FTE positions		50,000
20	Fish contaminant monitoring.....		316,100
21	Groundwater discharge--22.0 FTE positions.....		3,064,100
22	NPDES nonstormwater program--89.0 FTE positions		12,803,900
23	Surface water--95.0 FTE positions.....		16,446,500
24	Federal - Great Lakes remedial action plan grants		700,000
25	Federal - nonpoint source water pollution grants		6,500,000
26	Contaminated lake and river sediment cleanup program .		665,000
27	Nonpoint source pollution prevention and control		

1	project program	500,000
2	Wetland mitigation banking grants and loans	3,000,000
3	Water quality protection grants	<u>100,000</u>
4	GROSS APPROPRIATION.....	\$ 63,540,200
5	Appropriated from:	
6	Interdepartmental grant revenues:	
7	IDG, MDOT - Michigan transportation fund.....	1,227,600
8	Federal revenues:	
9	Federal funds.....	22,909,700
10	Special revenue funds:	
11	Clean Michigan initiative - clean water fund.....	2,617,100
12	Clean Michigan initiative - contaminated sediments ...	665,000
13	Clean Michigan initiative - nonpoint source	500,000
14	Environmental response fund.....	202,000
15	Groundwater discharge permit fees.....	1,449,200
16	Infrastructure construction fund.....	50,000
17	Land and water permit fees.....	3,081,700
18	NPDES fees.....	4,078,500
19	Refined petroleum fund.....	440,700
20	Sewage sludge land application fees.....	937,800
21	Soil erosion and sedimentation control training fund.	137,900
22	Stormwater permit fees.....	2,869,900
23	Strategic water quality initiatives fund.....	3,000,000
24	Wastewater operator training fees.....	277,000
25	Water pollution control revolving fund.....	810,900
26	Water quality protection fund.....	100,000
27	Water use reporting fees.....	241,200

1	State general fund/general purpose.....	\$	17,944,000
2	Sec. 108. LAW ENFORCEMENT DIVISION		
3	Full-time equated classified positions.....	14.0	
4	Environmental investigations--14.0 FTE positions.....	\$	<u>2,810,900</u>
5	GROSS APPROPRIATION.....	\$	2,810,900
6	Appropriated from:		
7	Interdepartmental grant revenues:		
8	IDT, laboratory services.....		54,300
9	Federal revenues:		
10	Federal funds.....		824,500
11	Special revenue funds:		
12	Air emissions fees.....		56,000
13	Campground fund.....		4,100
14	Cleanup and redevelopment fund.....		223,500
15	Electronic waste recycling fund.....		3,000
16	Environmental pollution prevention fund.....		138,600
17	Environmental response fund		51,000
18	Fees and collections.....		3,700
19	Great Lakes protection fund.....		5,600
20	Groundwater discharge permit fees.....		18,700
21	Land and water permit fees.....		77,000
22	Medical waste emergency response fund.....		4,200
23	Metallic mining surveillance fee revenue.....		1,700
24	Mineral well regulatory fee revenue.....		2,600
25	NPDES fees.....		32,000
26	Oil and gas regulatory fund.....		154,900
27	Orphan well fund.....		4,500

1	Public swimming pool fund.....	5,600
2	Public utility assessments.....	4,100
3	Public water supply fees.....	28,400
4	Refined petroleum fund.....	363,400
5	Sand extraction fee revenue.....	1,400
6	Scrap tire regulatory fund.....	36,500
7	Septage waste program fund.....	4,400
8	Sewage sludge land application fees.....	12,200
9	Small business pollution prevention revolving loan	
10	fund	2,600
11	Soil erosion and sedimentation control training fund.	2,600
12	Solid waste management fund - staff account.....	78,200
13	Stormwater permit fees.....	17,200
14	Wastewater operator training fees.....	5,700
15	Water analysis fees.....	22,300
16	Water use reporting fees.....	3,100
17	State general fund/general purpose.....	\$ 563,300
18	Sec. 109. AIR QUALITY DIVISION	
19	Full-time equated classified positions.....	203.0
20	Air quality programs--203.0 FTE positions.....	\$ <u>26,093,200</u>
21	GROSS APPROPRIATION.....	\$ 26,093,200
22	Appropriated from:	
23	Federal revenues:	
24	Federal funds.....	7,565,300
25	Special revenue funds:	
26	Air emissions fees.....	8,587,400
27	Environmental pollution prevention fund.....	1,337,000

1	Fees and collections.....	282,800
2	Oil and gas regulatory fund.....	134,900
3	Refined petroleum fund.....	3,596,600
4	State general fund/general purpose.....	\$ 4,589,200
5	Sec. 110. RESOURCE MANAGEMENT DIVISION	
6	Full-time equated classified positions.....	319.5
7	Drinking water and environmental health--106.5 FTE	
8	positions	\$ 15,982,300
9	Hazardous waste management program--51.0 FTE positions	6,821,200
10	Low-level radioactive waste authority--2.0 FTE	
11	positions	228,400
12	Medical waste program--2.0 FTE positions	297,700
13	Municipal assistance--34.0 FTE positions	6,534,700
14	Radiological protection program--12.0 FTE positions ..	1,693,900
15	Scrap tire regulatory program--11.0 FTE positions	1,323,400
16	Oil, gas, and mineral services--61.0 FTE positions ...	12,031,900
17	Recycling initiative--3.0 FTE positions	1,000,000
18	Solid waste management program--37.0 FTE positions ...	4,935,700
19	Drinking water program grants	1,330,000
20	Noncommunity water grants	2,000,000
21	Septage waste compliance grants	275,000
22	Strategic water quality initiative grants and loans ..	97,000,000
23	Water pollution control and drinking water revolving	
24	fund	87,943,000
25	Scrap tire grants	<u>3,500,000</u>
26	GROSS APPROPRIATION	\$ 242,897,200
27	Appropriated from:	

1	Interdepartmental grant revenues:	
2	IDG, MDSP.....	1,272,100
3	Federal revenues:	
4	Federal funds.....	89,533,200
5	Special revenue funds:	
6	Campground fund.....	285,700
7	Electronic waste recycling fund.....	298,300
8	Environmental pollution prevention fund.....	3,700,100
9	Fees and collections.....	34,200
10	Medical waste emergency response fund.....	297,700
11	Metallic mining surveillance fee revenue.....	141,200
12	Mineral well regulatory fee revenue.....	203,700
13	Nonferrous metallic mineral surveillance.....	103,000
14	Oil and gas regulatory fund.....	9,205,600
15	Orphan well fund.....	2,293,900
16	Public swimming pool fund.....	597,300
17	Public utility assessments.....	228,400
18	Public water supply fees.....	4,222,200
19	Refined petroleum fund.....	671,700
20	Revolving loan revenue bonds.....	11,400,000
21	Sand extraction fee revenue.....	84,500
22	Scrap tire regulatory fund.....	4,823,400
23	Septage waste contingency fund.....	18,100
24	Septage waste program fund.....	489,500
25	Solid waste management fund - staff account.....	4,457,500
26	Strategic water quality initiatives fund.....	98,176,100
27	Wastewater operator training fees.....	249,800

1	Water pollution control revolving fund.....		2,821,300
2	State general fund/general purpose.....	\$	7,288,700
3	Sec. 111. REMEDIATION AND REDEVELOPMENT DIVISION		
4	Full-time equated classified positions.....	312.0	
5	Contaminated site investigations, cleanup and		
6	revitalization--209.0 FTE positions.....	\$	29,385,200
7	Federal cleanup project management--55.0 FTE positions		8,931,000
8	Laboratory services--48.0 FTE positions.....		6,092,000
9	Brownfield grants.....		5,500,000
10	Emergency cleanup actions.....		4,000,000
11	Environmental cleanup support.....		1,840,000
12	Environmental cleanup and redevelopment program.....		15,000,000
13	Refined petroleum product cleanup program.....		32,900,000
14	Superfund cleanup.....		<u>3,000,000</u>
15	GROSS APPROPRIATION.....	\$	106,648,200
16	Appropriated from:		
17	Interdepartmental grant revenues:		
18	IDT, laboratory services.....		3,807,200
19	Federal revenues:		
20	Federal funds.....		8,315,000
21	Special revenue funds:		
22	Private funds.....		187,200
23	Clean Michigan initiative - response activities.....		5,500,000
24	Cleanup and redevelopment fund.....		19,785,700
25	Environmental protection fund.....		2,165,800
26	Environmental response fund.....		4,769,400
27	Landfill maintenance trust fund.....		30,400

1	Public water supply fees.....	303,300
2	Refined petroleum fund.....	44,701,700
3	Revitalization revolving loan fund.....	101,000
4	Strategic water quality initiatives fund.....	15,000,000
5	Water analysis fees.....	1,981,500
6	State general fund/general purpose.....	\$ 0
7	Sec. 112. INFORMATION TECHNOLOGY	
8	Information technology services and projects.....	\$ <u>8,551,600</u>
9	GROSS APPROPRIATION.....	\$ 8,551,600
10	Appropriated from:	
11	Interdepartmental grant revenues:	
12	IDG, MDOT - Michigan transportation fund.....	85,200
13	IDG, MDSP.....	87,100
14	IDT, laboratory services.....	220,100
15	Federal revenues:	
16	Federal funds.....	1,414,900
17	Special revenue funds:	
18	Air emissions fees.....	658,900
19	Campground fund.....	16,500
20	Cleanup and redevelopment fund.....	906,800
21	Electronic waste recycling fund.....	12,400
22	Environmental pollution prevention fund.....	593,500
23	Environmental response fund.....	208,300
24	Fees and collections.....	14,900
25	Great Lakes protection fund.....	22,700
26	Groundwater discharge permit fees.....	75,800
27	Land and water permit fees.....	262,700

1	Medical waste emergency response fund.....	16,900
2	Metallic mining surveillance fee revenue.....	6,900
3	Mineral well regulatory fee revenue.....	10,400
4	Nonferrous metallic mineral surveillance.....	600
5	NPDES fees.....	139,400
6	Oil and gas regulatory fund.....	584,600
7	Orphan well fund.....	18,300
8	Public swimming pool fund.....	22,500
9	Public utility assessments.....	16,500
10	Public water supply fees.....	158,600
11	Refined petroleum fund.....	1,657,200
12	Sand extraction fee revenue.....	5,600
13	Scrap tire regulatory fund.....	80,200
14	Septage waste program fund.....	18,100
15	Sewage sludge land application fees.....	48,900
16	Small business pollution prevention revolving loan	
17	fund	10,700
18	Soil erosion and sedimentation control training fund.	10,400
19	Solid waste management fund - staff account.....	327,300
20	Stormwater permit fees.....	69,300
21	Wastewater operator training fees.....	23,300
22	Water analysis fees.....	90,300
23	Water pollution control revolving fund.....	212,400
24	Water use reporting fees.....	13,300
25	State general fund/general purpose.....	\$ 430,100
26	Sec. 113. ONE-TIME BASIS ONLY APPROPRIATIONS	
27	Electronic document management.....	\$ <u>2,500,000</u>

1	GROSS APPROPRIATION.....	\$	2,500,000
2	Appropriated from:		
3	Special revenue funds:		
4	State general fund/general purpose.....	\$	2,500,000

5 PART 2
6 PROVISIONS CONCERNING APPROPRIATIONS
7 FOR FISCAL YEAR 2014-2015

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 2014-2015 is \$342,646,800.00 and state
12 spending from state resources to be paid to local units of
13 government for fiscal year 2014-2015 is \$2,775,000.00. The itemized
14 statement below identifies appropriations from which spending to
15 local units of government will occur:

16 GRANTS

17	Noncommunity water grants.....	\$	2,000,000
18	Scrap tire grants.....		500,000
19	Septage waste compliance program.....		<u>275,000</u>
20	TOTAL.....	\$	2,775,000

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

24 Sec. 203. As used in this part and part 1:

25 (a) "Department" means the department of environmental

1 quality.

2 (b) "Director" means the director of the department.

3 (c) "FTE" means full-time equated.

4 (d) "IDG" means interdepartmental grant.

5 (e) "IDT" means intradepartmental transfer.

6 (f) "MDOT" means the state transportation department.

7 (g) "MDSP" means the department of state police.

8 (h) "NPDES" means national pollution discharge elimination
9 system.

10 Sec. 204. (1) For each new program or program expansion for
11 which funds in excess of \$500,000.00 are appropriated in part 1,
12 the department shall identify specific benchmarks intended to
13 measure the performance or return on taxpayer investment of the
14 program and its associated expenditures. Not later than November 1,
15 2014, the department shall report the proposed benchmarks to the
16 house and senate appropriations subcommittees for that department,
17 the house and senate fiscal agencies, and the state budget
18 director. The department shall provide an update on its progress in
19 achieving those benchmarks at an appropriations subcommittee
20 meeting called for the purpose of discussing benchmarks and their
21 status.

22 (2) It is the intent of the legislature that, beginning with
23 the budget for the fiscal year ending September 30, 2016, any
24 proposal for a new program or an expansion of an existing program
25 in excess of \$500,000.00 initiated by the executive branch or the
26 legislature shall include, as part of the original proposal or
27 budget request, a list of benchmarks intended to measure the

1 performance or return on taxpayer investment of the program or
2 spending increase.

3 Sec. 205. Unless otherwise specified, the department shall use
4 the Internet to fulfill the reporting requirements of this part.
5 This requirement may include transmission of reports via electronic
6 mail to the recipients identified for each reporting requirement,
7 or it may include placement of reports on an Internet or Intranet
8 site.

9 Sec. 207. The department and agencies receiving appropriations
10 in part 1 shall receive and retain copies of all reports funded
11 from appropriations in part 1. Federal and state guidelines for
12 short-term and long-term retention of records shall be followed.
13 The department may electronically retain copies of reports unless
14 otherwise required by federal and state guidelines.

15 Sec. 209. The departments and agencies receiving
16 appropriations in part 1 shall prepare a report on out-of-state
17 travel expenses not later than January 1 of each year. The travel
18 report shall be a listing of all travel by classified and
19 unclassified employees outside this state in the immediately
20 preceding fiscal year that was funded in whole or in part with
21 funds appropriated in the department's budget. The report shall be
22 submitted to the house and senate appropriations committees, the
23 house and senate fiscal agencies, and the state budget director.
24 The report shall include the following information:

25 (a) The dates of each travel occurrence.

26 (b) The total transportation and related costs of each travel
27 occurrence, including the proportion funded with state general

1 fund/general purpose revenues, the proportion funded with state
2 restricted revenues, the proportion funded with federal revenues,
3 and the proportion funded with other revenues.

4 Sec. 210. Funds appropriated in part 1 shall not be used for
5 the purchase of foreign goods or services, or both, if
6 competitively priced and of comparable quality American goods or
7 services, or both, are available. Preference shall be given to
8 goods or services, or both, manufactured or provided by Michigan
9 businesses and associated subcontractors if they are competitively
10 priced and of comparable quality. In addition, preference shall be
11 given to goods or services, or both, that are manufactured or
12 provided by Michigan businesses owned and operated by veterans, if
13 they are competitively priced and of comparable quality.

14 Sec. 211. The director shall take all reasonable steps to
15 ensure businesses in deprived and depressed communities compete for
16 and perform contracts to provide services or supplies, or both. The
17 director shall strongly encourage firms with which the department
18 contracts to subcontract with certified businesses in depressed and
19 deprived communities for services, supplies, or both.

20 Sec. 212. The department shall not take disciplinary action
21 against an employee for communicating with a member of the
22 legislature or his or her staff.

23 Sec. 213. (1) Funds appropriated in part 1 shall not be used
24 by the department to promulgate a rule that will apply to a small
25 business and that will have a disproportionate economic impact on
26 small businesses because of the size of those businesses if the
27 department fails to reduce the disproportionate economic impact of

1 the rule on small businesses as provided under section 40 of the
2 administrative procedures act of 1969, 1969 PA 306, MCL 24.240.

3 (2) As used in this section:

4 (a) "Rule" means that term as defined under section 7 of the
5 administrative procedures act of 1969, 1969 PA 306, MCL 24.207.

6 (b) "Small business" means that term as defined under section
7 7a of the administrative procedures act of 1969, 1969 PA 306, MCL
8 24.207a.

9 Sec. 214. Funds appropriated in this part and part 1 shall not
10 be used by a principal executive department, state agency, or
11 authority to hire a person to provide legal services that are the
12 responsibility of the attorney general. This prohibition does not
13 apply to legal services for bonding activities and for those
14 activities that the attorney general authorizes.

15 Sec. 215. (1) In addition to the funds appropriated in part 1,
16 there is appropriated an amount not to exceed \$30,000,000.00 for
17 federal contingency funds. These funds are not available for
18 expenditure until they have been transferred to another line item
19 in part 1 under section 393(2) of the management and budget act,
20 1984 PA 431, MCL 18.1393.

21 (2) In addition to the funds appropriated in part 1, there is
22 appropriated an amount not to exceed \$5,000,000.00 for state
23 restricted contingency funds. These funds are not available for
24 expenditure until they have been transferred to another line item
25 in part 1 under section 393(2) of the management and budget act,
26 1984 PA 431, MCL 18.1393.

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

1 appropriated an amount not to exceed \$100,000.00 for local
2 contingency funds. These funds are not available for expenditure
3 until they have been transferred to another line item in part 1
4 under section 393(2) of the management and budget act, 1984 PA 431,
5 MCL 18.1393.

6 (4) In addition to the funds appropriated in part 1, there is
7 appropriated an amount not to exceed \$500,000.00 for private
8 contingency funds. These funds are not available for expenditure
9 until they have been transferred to another line item in part 1
10 under section 393(2) of the management and budget act, 1984 PA 431,
11 MCL 18.1393.

12 Sec. 216. (1) The department shall report all of the following
13 information relative to allocations made from appropriations for
14 the environmental cleanup and redevelopment program, state cleanup,
15 emergency actions, superfund cleanup, the revitalization revolving
16 loan program, the brownfield grants and loans program, the leaking
17 underground storage tank cleanup program, the contaminated lake and
18 river sediments cleanup program, the refined petroleum product
19 cleanup program, and the environmental protection bond projects
20 under section 19508(7) of the natural resources and environmental
21 protection act, 1994 PA 451, MCL 324.19508, to the state budget
22 director, the senate and house appropriations subcommittees on
23 environmental quality, and the senate and house fiscal agencies:

24 (a) The name and location of the site for which an allocation
25 is made.

26 (b) The nature of the problem encountered at the site.

27 (c) A brief description of how the problem will be resolved if

1 the allocation is made for a response activity.

2 (d) The estimated date that site closure activities will be
3 completed.

4 (e) The amount of the allocation, or the anticipated financing
5 for the site.

6 (f) A summary of the sites and the total amount of funds
7 expended at the sites at the conclusion of the fiscal year.

8 (g) The number of brownfield projects that were successfully
9 redeveloped.

10 (2) The report prepared under subsection (1) shall also
11 include all of the following:

12 (a) The status of all state-owned facilities that are on the
13 list compiled under part 201 of the natural resources and
14 environmental protection act, 1994 PA 451, MCL 324.20101 to
15 324.20142.

16 (b) The report shall include the total amount of funds
17 expended during the fiscal year and the total amount of funds
18 awaiting expenditure.

19 (c) The total amount of bonds issued for the environmental
20 protection bond program pursuant to part 193 of the natural
21 resources and environmental protection act, 1994 PA 451, MCL
22 324.19301 to 324.19306, and bonds issued pursuant to the clean
23 Michigan initiative act, 1998 PA 284, MCL 324.95101 to 324.95108.

24 (3) The report shall be made available by March 31 of each
25 year.

26 Sec. 217. (1) The department may expend amounts remaining from
27 the current and prior fiscal year appropriations to meet funding

1 needs of legislatively approved sites for the environmental cleanup
2 and redevelopment program, the refined petroleum product cleanup
3 program, brownfield grants and loans, waterfront grants, and the
4 environmental bond site reclamation program.

5 (2) Unexpended and unencumbered amounts remaining from
6 appropriations from the environmental protection bond fund
7 contained in 1991 PA 160, 2003 PA 173, 2005 PA 109, 2006 PA 343,
8 2011 PA 63, and 2012 PA 236 are appropriated for expenditure for
9 any site listed in this part and part 1 and any site listed in the
10 public acts referenced in this section.

11 (3) Unexpended and unencumbered amounts remaining from
12 appropriations from the clean Michigan initiative fund - response
13 activities contained in 2000 PA 52, 2004 PA 309, 2005 PA 11, 2006
14 PA 343, 2007 PA 121, 2011 PA 63, and 2013 PA 59 are appropriated
15 for expenditure for any site listed in this part and part 1 and any
16 site listed in the public acts referenced in this section.

17 (4) Unexpended and unencumbered amounts remaining from
18 appropriations from the refined petroleum fund activities contained
19 in 2007 PA 121, 2008 PA 247, 2009 PA 118, 2010 PA 189, 2011 PA 63,
20 2012 PA 200, and 2013 PA 59 are appropriated for expenditure for
21 any site listed in this part and part 1 and any site listed in the
22 public acts referenced in this section.

23 (5) Unexpended and unencumbered amounts remaining from the
24 appropriations from the strategic water quality initiatives fund
25 contained in 2011 PA 50, 2011 PA 63, 2012 PA 200, and 2013 PA 59
26 are appropriated for expenditure for any site listed in this part
27 and part 1 and any site listed in the public acts referenced in

1 this section.

2 Sec. 219. Unexpended settlement revenues at the end of the
3 fiscal year may be carried forward into the settlement fund in the
4 succeeding fiscal year up to a maximum carryforward of
5 \$2,500,000.00.

6 Sec. 221. Not later than November 30, the state budget office
7 shall prepare and transmit a report that provides for estimates of
8 the total general fund/general purpose appropriation lapses at the
9 close of the previous fiscal year. This report shall summarize the
10 projected year-end general fund/general purpose appropriation
11 lapses by major departmental program or program areas. The report
12 shall be transmitted to the chairpersons of the senate and house
13 appropriations committees and the senate and house fiscal agencies.

14 Sec. 222. Within 14 days after the release of the executive
15 budget recommendation, the department shall cooperate with the
16 state budget office to provide the senate and house appropriations
17 chairs, the senate and house appropriations subcommittee chairs,
18 and the senate and house fiscal agencies with an annual report on
19 estimated state restricted fund balances, state restricted fund
20 projected revenues, and state restricted fund expenditures for the
21 fiscal years ending September 30, 2014 and September 30, 2015.

22 Sec. 223. Part 1 provides authorizations to fund classified
23 positions during the fiscal year ending September 30, 2015. Line-
24 item appropriations include limitations on the number of payroll
25 hours to be funded, on the basis of 2,088 hours per each FTE
26 position. The department shall report the number of funded FTE
27 positions within 15 days after the effective date of this act. The

1 number of classified employees compensated through each line item
2 is limited by the authorized FTE positions indicated in part 1, as
3 adjusted for the number of reported funded FTE positions. The
4 report shall be provided to the house and senate appropriations
5 subcommittees on environmental quality and the house and senate
6 fiscal agencies.

7 Sec. 225. The department shall cooperate with the department
8 of technology, management, and budget to maintain a searchable
9 website accessible by the public at no cost that includes, but is
10 not limited to, all of the following for each department or agency:

11 (a) Fiscal year-to-date expenditures by category.

12 (b) Fiscal year-to-date expenditures by appropriation unit.

13 (c) Fiscal year-to-date payments to a selected vendor,
14 including the vendor name, payment date, payment amount, and
15 payment description.

16 (d) The number of active department employees by job
17 classification.

18 (e) Job specifications and wage rates.

19 Sec. 228. The department shall provide a report on the
20 customer satisfaction evaluation program and the feedback received
21 to the house and senate appropriations subcommittees on
22 environmental quality and the house and senate fiscal agencies by
23 July 1, 2015.

24 Sec. 229. The department shall provide a report on the
25 expedited permitting program to the house and senate appropriations
26 subcommittees on environmental quality and the house and senate
27 fiscal agencies by July 1, 2015.

1 Sec. 231. The department shall maintain, on a publicly
2 accessible website, a department scorecard that identifies, tracks,
3 and regularly updates key metrics that are used to monitor and
4 improve the agency's performance.

5 Sec. 234. Total authorized appropriations from all sources
6 under part 1 for legacy costs for the fiscal year ending September
7 30, 2015 are \$34,046,600.00. From this amount, total agency
8 appropriations for pension-related legacy costs are estimated at
9 \$19,029,300.00. Total agency appropriations for retiree health care
10 legacy costs are estimated at \$15,017,300.00.

11 **REMEDICATION DIVISION**

12 Sec. 301. Revenues remaining in the interdepartmental
13 transfers, laboratory services at the end of the fiscal year shall
14 carry forward into the succeeding fiscal year.

15 Sec. 302. The unexpended funds appropriated in part 1 for
16 emergency cleanup actions, the environmental cleanup and
17 redevelopment program, and the refined petroleum product cleanup
18 program are considered work project appropriations and any
19 unencumbered or unallotted funds are carried forward into the
20 succeeding fiscal year. The following is in compliance with section
21 451a(1) of the management and budget act, 1984 PA 431, MCL
22 18.1451a:

23 (a) The purpose of the projects to be carried forward is to
24 provide contaminated site cleanup.

25 (b) The projects will be accomplished by contract.

26 (c) The total estimated cost of all projects is identified in

1 each line-item appropriation.

2 (d) The tentative completion date is September 30, 2019.

3 Sec. 303. Effective October 1, 2014, surplus funds not to
4 exceed \$1,000,000.00 in the cleanup and redevelopment trust fund
5 are appropriated to the environmental protection fund created in
6 section 503a of the natural resources and environmental protection
7 act, 1994 PA 451, MCL 324.503a.

8 Sec. 304. Effective October 1, 2014, surplus funds not to
9 exceed \$1,000,000.00 in the community pollution prevention fund
10 created in section 3f of 1976 IL 1, MCL 445.573f, are appropriated
11 to the environmental protection fund created in section 503a of the
12 natural resources and environmental protection act, 1994 PA 451,
13 MCL 324.503a.

14 Sec. 305. It is the intent of the legislature to repay the
15 refined petroleum fund for the \$70,000,000.00 that was transferred
16 to the environmental protection fund created in section 503a of the
17 natural resources and environmental protection act, 1994 PA 451,
18 MCL 324.503a, as part of the resolution for the fiscal year 2006-
19 2007 budget.

20 Sec. 306. (1) The funds appropriated in part 1 for the refined
21 petroleum product cleanup program shall be used to fund cleanup
22 activities on the following sites:

23 Site Name	County
24 Laughing Whitefish Trading Post	Alger
25 Geib Oil Company	Allegan
26 Bob-A-Lu Market	Alpena
27 Kihn's Suprette	Alpena

1	Schultz's Market and Gas	Alpena
2	Frankfort Station	Benzie
3	Nyes Shell Service	Berrien
4	Strefling Oil Co.	Berrien
5	Strefling Oil Galien Pro Quick Mart	Berrien
6	Clark #768 (Albion)	Calhoun
7	Pioneer Auto Truck Stops	Calhoun
8	Te-Khi Truck Auto Plaza Inc.	Calhoun
9	J.J.'s General Store	Charlevoix
10	Donald Johnson	Cheboygan
11	Jack's Auto Repair	Cheboygan
12	Rex Oil & Gas	Cheboygan
13	The Depot	Clare
14	Alexander Towing	Crawford
15	Bob's Marathon	Eaton
16	Maeward Inc. (Fabrications Plus, LLC)	Eaton
17	Odyssey House, Flint	Genesee
18	Sunshine Foods #119 Burton	Genesee
19	Taber's Oil Co., Inc.	Genesee
20	Estey Service Station	Gladwin
21	Jim's Automotive	Gladwin
22	Winegar's Trading Post	Gladwin
23	Wilson's Grocery	Gratiot
24	Bilcor Plastics	Hillsdale
25	Engelhardt Petroleum, Inc. Gas Station	Huron
26	Action Auto Inc.	Ingham
27	Action Auto Store #30	Ingham

1	Clark Station #1995	Ingham
2	Graham Oil Bulk Plant	Iosco
3	McDonald's Crosstown Service	Kalamazoo
4	Davis Country Corners	Kalkaska
5	1515 Madison Avenue SE	Kent
6	MSI #635	Kent
7	E.J. Green	Lapeer
8	Fred & Margaret Munger/Sunoco	Lapeer
9	Market 103	Lapeer
10	Lakeside Resort and Party Store	Leelanau
11	Ralph Herman Farm	Leelanau
12	Teds Standard Service (former)	Leelanau
13	A-1 Auto Parts	Lenawee
14	Blissfield Marathon	Lenawee
15	C & J Service (H. Jerry Powelka)	Lenawee
16	Clayton Corners	Lenawee
17	Darwins Truck & Auto Service	Lenawee
18	The Pit	Livingston
19	Slagg's Auto Service	Mackinac
20	White Star Tavern	Manistee
21	Quick Lube	Mason
22	216 Millbrook, Mecosta	Mecosta
23	Purcell Property	Mecosta
24	Dutch Hutch	Missaukee
25	Alexander's Full Service	Newaygo
26	DOC Optical	Oakland
27	Speed-E-Mart (former)	Oakland

1	Wells Oil, 281 N. Shelby Rd.	Oceana
2	William Crawford Property	Oceana
3	Andy's Standard	Osceola
4	Chuck's Corner	Osceola
5	Hersey Party Store	Osceola
6	West Otsego Lake Grocery	Otsego
7	Onaway Tax Service	Presque Isle
8	Radio Tavern	Presque Isle
9	Vince's Sunoco	Presque Isle
10	Winterhawk General Store	Presque Isle
11	Thomas White Property	Roscommon
12	Chapin General Store	Saginaw
13	Clark #1072	Saginaw
14	Iva General Store	Saginaw
15	M & K Investment Group LLC	Saginaw
16	State Wide Expanded Triage	Statewide
17	Imlay City Gas & Oil	Tuscola
18	Mr. C's Service	Tuscola
19	Broekhutzen Produce	Van Buren
20	Jimmie's Filling Station	Washtenaw
21	1801 S. Fort Street (Sunoco #0008-6520)	Wayne
22	3901 Mt. Elliot, former service station	Wayne
23	Anmas Inc.	Wayne
24	Cal's Car Care, Incorporated - BTEX	Wayne
25	(2) The department shall provide a report to the legislature	
26	on the amount actually spent at each site listed in subsection (1)	
27	and give a detailed account of the work actually performed at each	

1 site.

2 Sec. 309. The unexpended funds appropriated in part 1 for the
3 brownfield grant program are considered work project appropriations
4 and any unencumbered or unallotted funds are carried forward into
5 the succeeding fiscal year. The following is in compliance with
6 section 451a(1) of the management and budget act, 1984 PA 431, MCL
7 18.1451a:

8 (a) The purpose of the projects to be carried forward is to
9 provide contaminated site cleanup.

10 (b) The projects will be accomplished by contract.

11 (c) The total estimated cost of all projects is \$5,500,000.00.

12 (d) The tentative completion date is September 30, 2019.

13 Sec. 310. (1) Upon approval by the state budget director, the
14 department may expend from the general fund of the state an amount
15 to meet the cash-flow requirements of projects funded under any of
16 the following that are financed from bond proceeds and for which
17 bonds have been authorized but not yet issued:

18 (a) Part 52 of the natural resources and environmental
19 protection act, 1994 PA 451, MCL 324.5201 to 324.5206.

20 (b) Part 193 of the natural resources and environmental
21 protection act, 1994 PA 451, MCL 324.19301 to 324.19306.

22 (c) Part 196 of the natural resources and environmental
23 protection act, 1994 PA 451, MCL 324.19601 to 324.19616.

24 (2) Upon the sale of bonds for projects described in
25 subsection (1), the department shall credit the general fund of the
26 state an amount equal to that expended from the general fund.

1 **WATER RESOURCES DIVISION**

2 Sec. 401. From the funds appropriated in part 1 for surface
3 water, not less than \$700,000.00 and 5.0 FTEs shall be allocated to
4 support the permit review program within the aquatic nuisance
5 control program. The department shall report to the house and
6 senate appropriations subcommittees on environmental quality and
7 the house and senate fiscal agencies by September 30, 2015 on the
8 use of this funding and the number of permit applications processed
9 by the program in 2015.

10 Sec. 402. From the funds appropriated in part 1 for the water
11 quality and use initiative/general line item, the department shall
12 produce a report detailing a comprehensive plan for the use of the
13 water quality and use initiative funding appropriated in part 1 and
14 identifying the amount of expenditures for specific programs made
15 from the water quality and use initiative/general line item, the
16 real-time beach monitoring program line item, and the wetlands
17 program line item. The report shall be submitted to the
18 chairpersons of the senate and house of representatives
19 appropriations subcommittees on environmental quality and the
20 senate and house fiscal agencies by September 30, 2015.

21 Sec. 405. If a certified health department does not exist in a
22 city, county, or district or does not fulfill its responsibilities
23 under part 117 of the natural resources and environmental
24 protection act, 1994 PA 451, MCL 324.11701 to 324.11720, then the
25 department may spend funds appropriated in part 1 under the septage
26 waste compliance program in accordance with section 11716 of the
27 natural resources and environmental protection act, 1994 PA 451,

1 MCL 324.11716.

2 **AIR QUALITY DIVISION**

3 Sec. 502. The department shall not assess additional penalties
4 under part 55 of the natural resources and environmental protection
5 act, 1994 PA 451, MCL 324.5501 to 324.5542, for violations that
6 occurred under a previous owner unless compelled by a consent order
7 or judgment, or other legal requirement.

8 **RESOURCE MANAGEMENT DIVISION**

9 Sec. 603. From the funds appropriated in part 1, by December
10 31, 2014, the department shall compile and make available to the
11 public on a publicly accessible website a report containing a
12 summary document of each completed asset management plan for any
13 stormwater, asset management, or wastewater grant awarded to a
14 local unit of government to fund the development of a plan. As a
15 condition of receiving a stormwater, asset management, or
16 wastewater grant, a local unit of government shall make its asset
17 management plan available to the department upon request when
18 completed and shall retain copies of the plan that can be made
19 available to the public for a minimum of 15 years. The department
20 shall make available a summary document of each plan on a publicly
21 accessible website by September 30 of the year it was completed.
22 The summary document shall include a summary of the plan, the
23 plan's major identified assets, and contact information for the
24 local unit of government.

25 Sec. 604. Of the funds appropriated in part 1, if the balance

1 of revenue in the environmental pollution prevention fund is
2 anticipated to decline below anticipated spending levels at any
3 point during the fiscal year ending September 30, 2015,
4 appropriations other than the hazardous waste management program
5 appropriation shall be reduced.

6 PART 2A

7 PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS
8 FOR FISCAL YEAR 2015-2016

9 **GENERAL SECTIONS**

10 Sec. 1201. It is the intent of the legislature to provide
11 appropriations for the fiscal year ending on September 30, 2016 for
12 the line items listed in part 1. The fiscal year 2015-2016
13 appropriations are anticipated to be the same as those for fiscal
14 year 2014-2015, except that the line items will be adjusted for
15 changes in caseload and related costs, federal fund match rates,
16 economic factors, and available revenue. These adjustments will be
17 determined after the January 2015 consensus revenue estimating
18 conference.

19 Sec. 1202. It is the intent of the legislature that the
20 department identify the amounts for normal retirement costs and
21 legacy retirement costs for the fiscal year ending on September 30,
22 2016 for the line items listed in part 1.