

**SUBSTITUTE FOR
HOUSE BILL NO. 4409**

A bill to make appropriations for the state transportation department for the fiscal year ending September 30, 2022; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the state transportation department for the fiscal year ending September 30, 2022, from the following funds:

DEPARTMENT OF TRANSPORTATION

APPROPRIATION SUMMARY

Full-time equated unclassified positions	1.0
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1	Full-time equated classified positions	2,817.6
2	GROSS APPROPRIATION	\$ 5,835,839,200
3	Total interdepartmental grants and	
4	intradepartmental transfers	4,044,800
5	ADJUSTED GROSS APPROPRIATIONS	\$ 5,831,794,400
6	Federal revenues:	
7	Total federal revenues	1,448,519,000
8	Special revenue funds:	
9	Total local revenues	80,782,000
10	Total private revenues	900,000
11	Total other state restricted revenues	3,701,593,400
12	State general fund/general purpose	\$ 600,000,000
13	Sec. 102. DEBT SERVICE	
14	Airport safety and protection plan	\$ 3,438,700
15	Blue Water Bridge fund	6,809,800
16	Comprehensive transportation	10,899,800
17	Economic development	11,485,600
18	Local bridge fund	2,330,400
19	State trunkline	218,679,300
20	GROSS APPROPRIATION	\$ 253,643,600
21	Appropriated from:	
22	Federal revenues:	
23	Federal aid - transportation programs	50,582,100
24	Special revenue funds:	
25	Blue Water Bridge fund	6,809,800
26	Comprehensive transportation fund	10,899,800
27	Economic development fund	11,485,600
28	Local bridge fund	2,330,400

1	State aeronautics fund	3,438,700
2	State trunkline fund	168,097,200
3	State general fund/general purpose	\$ 0
4	Sec. 103. COLLECTION, ENFORCEMENT, AND OTHER	
5	AGENCY SUPPORT SERVICES	
6	CTF grant to civil service commission	\$ 250,000
7	CTF grant to department of attorney general	107,600
8	CTF grant to department of technology,	
9	management, and budget	34,500
10	CTF grant to department of treasury	46,900
11	CTF grant to legislative auditor general	43,200
12	MTF grant to department of environment, Great	
13	Lakes, and energy	1,491,400
14	MTF grant to department of state for collection	
15	of revenue and fees	20,000,000
16	MTF grant to department of treasury	3,011,900
17	MTF grant to legislative auditor general	350,200
18	SAF grant to civil service commission	150,000
19	SAF grant to department of attorney general	188,200
20	SAF grant to department of technology,	
21	management, and budget	28,000
22	SAF grant to department of treasury	84,100
23	SAF grant to legislative auditor general	33,800
24	STF grant to civil service commission	6,321,000
25	STF grant to department of attorney general	2,123,200
26	STF grant to department of state police	12,154,500
27	STF grant to department of technology,	
28	management, and budget	1,177,900

1	STF grant to department of treasury		148,800
2	STF grant to legislative auditor general		813,500
3	GROSS APPROPRIATION	\$	48,558,700
4	Appropriated from:		
5	Special revenue funds:		
6	Comprehensive transportation fund		482,200
7	Michigan transportation fund		24,853,500
8	State aeronautics fund		484,100
9	State trunkline fund		22,738,900
10	State general fund/general purpose	\$	0
11	Sec. 104. DEPARTMENTAL ADMINISTRATION AND		
12	SUPPORT		
13	Full-time equated unclassified positions	1.0	
14	Full-time equated classified positions	251.3	
15	Unclassified salaries--FTE position	1.0	\$ 173,400
16	Asset management council		1,876,400
17	Business support services--FTEs	41.0	6,727,800
18	Commission audit and support services--FTEs	29.3	3,553,000
19	Economic development and enhancement programs--		
20	FTEs	10.0	1,723,300
21	Finance, contracts, and support services--FTEs	171.0	22,352,900
22	Property management		6,957,400
23	Worker's compensation		1,721,800
24	GROSS APPROPRIATION	\$	45,086,000
25	Appropriated from:		
26	Interdepartmental grant revenues:		
27	IDG for accounting service center user charges		4,044,800
28	Special revenue funds:		

1	Comprehensive transportation fund		1,550,200
2	Economic development fund		402,100
3	Michigan transportation fund		4,386,900
4	State aeronautics fund		756,100
5	State trunkline fund		33,945,900
6	State general fund/general purpose	\$	0
7	Sec. 105. INFORMATION TECHNOLOGY		
8	Information technology services and projects	\$	39,512,400
9	GROSS APPROPRIATION	\$	39,512,400
10	Appropriated from:		
11	Federal revenues:		
12	Federal aid - transportation programs		520,500
13	Special revenue funds:		
14	Blue Water Bridge fund		56,900
15	Comprehensive transportation fund		231,700
16	Economic development fund		38,400
17	Michigan transportation fund		302,800
18	State aeronautics fund		180,700
19	State trunkline fund		38,181,400
20	State general fund/general purpose	\$	0
21	Sec. 106. TRANSPORTATION PLANNING		
22	Full-time equated classified positions	136.0	
23	Planning services--FTEs	136.0	\$ 41,656,400
24	Grants to regional planning councils		488,800
25	GROSS APPROPRIATION	\$	42,145,200
26	Appropriated from:		
27	Federal revenues:		
28	Federal aid - transportation programs		24,000,000

1	Special revenue funds:		
2	Comprehensive transportation fund		622,000
3	Michigan transportation fund		9,816,400
4	State aeronautics fund		15,700
5	State trunkline fund		7,691,100
6	State general fund/general purpose	\$	0
7	Sec. 107. DESIGN AND ENGINEERING SERVICES		
8	Full-time equated classified positions	1,506.3	
9	Program development and delivery--FTEs	1,012.3	\$ 96,634,600
10	System operations management--FTEs	337.0	56,892,400
11	Business services--FTEs	157.0	23,551,900
12	GROSS APPROPRIATION	\$	177,078,900
13	Appropriated from:		
14	Federal revenues:		
15	Federal aid - transportation programs		23,529,800
16	Special revenue funds:		
17	Comprehensive transportation fund		187,100
18	Michigan transportation fund		15,621,100
19	State aeronautics fund		160,300
20	State trunkline fund		137,580,600
21	State general fund/general purpose	\$	0
22	Sec. 108. HIGHWAY MAINTENANCE		
23	Full-time equated classified positions	762.0	
24	State trunkline operations--FTEs	762.0	\$ 425,881,200
25	GROSS APPROPRIATION	\$	425,881,200
26	Appropriated from:		
27	Special revenue funds:		
28	State trunkline fund		425,881,200

1	State general fund/general purpose	\$	0
2	Sec. 109. ROAD AND BRIDGE PROGRAM		
3	Cities and villages	\$	652,686,200
4	County road commissions		1,170,643,500
5	Grants to local programs		33,000,000
6	Local agency wetland mitigation bank fund		2,000,000
7	Local bridge program		27,812,600
8	Local federal aid and road and bridge		
9	construction		290,587,800
10	Movable bridge		5,553,000
11	Rail grade crossing		3,000,000
12	Rail grade crossing - surface improvements		3,000,000
13	State trunkline federal aid and road and bridge		
14	construction		1,328,645,000
15	GROSS APPROPRIATION	\$	3,516,928,100
16	Appropriated from:		
17	Federal revenues:		
18	Federal aid - transportation programs		1,141,836,600
19	Special revenue funds:		
20	Local funds		30,003,500
21	Blue Water Bridge fund		4,079,500
22	Local bridge fund		27,812,600
23	Michigan transportation fund		1,869,882,700
24	State trunkline fund		443,313,200
25	State general fund/general purpose	\$	0
26	Sec. 110. BLUE WATER BRIDGE		
27	Full-time equated classified positions	41.0	
28	Blue Water Bridge operations--FTEs	41.0 \$	6,714,700

1	GROSS APPROPRIATION		\$	6,714,700
2	Appropriated from:			
3	Special revenue funds:			
4	Blue Water Bridge fund			6,714,700
5	State general fund/general purpose		\$	0
6	Sec. 111. TRANSPORTATION ECONOMIC DEVELOPMENT			
7	Community service infrastructure fund		\$	3,000,000
8	Forest roads			5,000,000
9	Rural county primary			7,650,500
10	Rural county urban system			2,500,000
11	Target industries/economic redevelopment			15,800,900
12	Urban county congestion			7,650,500
13	GROSS APPROPRIATION		\$	41,601,900
14	Appropriated from:			
15	Special revenue funds:			
16	Economic development fund			41,601,900
17	State general fund/general purpose		\$	0
18	Sec. 112. AERONAUTICS SERVICES			
19	Full-time equated classified positions	46.0		
20	Air fleet operations and maintenance--FTEs	8.0	\$	1,774,500
21	Air service program			50,000
22	Aviation services--FTEs	38.0		5,303,200
23	GROSS APPROPRIATION		\$	7,127,700
24	Appropriated from:			
25	Special revenue funds:			
26	State aeronautics fund			7,127,700
27	State general fund/general purpose		\$	0
28	Sec. 113. PUBLIC TRANSPORTATION SERVICES			

1	Full-time equated classified positions	36.0		
2	Passenger transportation services--FTEs	36.0	\$	6,040,200
3	GROSS APPROPRIATION		\$	6,040,200
4	Appropriated from:			
5	Federal revenues:			
6	Federal aid - transportation programs			972,100
7	Special revenue funds:			
8	Comprehensive transportation fund			5,068,100
9	State general fund/general purpose		\$	0
10	Sec. 114. LOCAL BUS TRANSIT			
11	Local bus operating		\$	196,750,000
12	Nonurban operating/capital			30,027,900
13	GROSS APPROPRIATION		\$	226,777,900
14	Appropriated from:			
15	Federal revenues:			
16	Federal aid - transportation programs			28,027,900
17	Special revenue funds:			
18	Local funds			2,000,000
19	Comprehensive transportation fund			196,750,000
20	State general fund/general purpose		\$	0
21	Sec. 115. INTERCITY PASSENGER AND FREIGHT			
22	Full-time equated classified positions	39.0		
23	Detroit/Wayne County Port Authority		\$	400,000
24	Freight property management			1,000,000
25	Intercity services			8,060,000
26	Marine passenger service			1,012,000
27	Office of rail--FTEs	39.0		6,752,500
28	Rail operations and infrastructure			98,738,000

1	GROSS APPROPRIATION	\$	115,962,500
2	Appropriated from:		
3	Federal revenues:		
4	Federal aid - transportation programs		24,500,000
5	Special revenue funds:		
6	Local funds		760,000
7	Private funds		900,000
8	Comprehensive transportation fund		80,316,800
9	Intercity bus equipment fund		600,000
10	Michigan transportation fund		2,116,400
11	Rail freight fund		6,000,000
12	State trunkline fund		769,300
13	State general fund/general purpose	\$	0
14	Sec. 116. PUBLIC TRANSPORTATION DEVELOPMENT		
15	Municipal credit program	\$	2,000,000
16	Service initiatives		8,475,100
17	Specialized services		22,313,900
18	Transit capital		109,070,700
19	Van pooling		150,000
20	GROSS APPROPRIATION	\$	142,009,700
21	Appropriated from:		
22	Federal revenues:		
23	Federal aid - transportation programs		48,550,000
24	Special revenue funds:		
25	Local funds		35,510,000
26	Comprehensive transportation fund		57,949,700
27	State general fund/general purpose	\$	0
28	Sec. 117. CAPITAL OUTLAY		

1	Salt storage buildings and containment control	\$	2,500,000
2	Special maintenance, remodeling, and additions		3,001,500
3	Airport safety, protection, and improvement		
4	program		121,576,500
5	Detroit Metropolitan Wayne County Airport		5,200,000
6	GROSS APPROPRIATION	\$	132,278,000
7	Appropriated from:		
8	Federal revenues:		
9	Federal aid - transportation programs		106,000,000
10	Special revenue funds:		
11	Local funds		12,508,500
12	Qualified airport fund		5,200,000
13	State aeronautics fund		3,068,000
14	State trunkline fund		5,501,500
15	State general fund/general purpose	\$	0
16	Sec. 118. ONE-TIME BASIS ONLY		
17	Local road and bridge bundling initiative	\$	226,000,000
18	Rail freight/rail economic development		8,492,500
19	Transportation bond repayment sinking trust		
20	fund		374,000,000
21	GROSS APPROPRIATION	\$	608,492,500
22	Appropriated from:		
23	Comprehensive transportation fund		8,492,500
24	State general fund/general purpose	\$	600,000,000
25			
26			
27	PART 2		
28	PROVISIONS CONCERNING APPROPRIATIONS		
29	FOR FISCAL YEAR 2021-2022		

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2021-2022 is \$4,301,593,400.00 and state spending from state sources to be paid to local units of government for fiscal year 2021-2022 is \$2,410,816,700.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

STATE TRANSPORTATION DEPARTMENT

Grants to regional planning councils	\$ 488,800
Cities and villages	652,686,200
County road commissions	1,170,643,500
Grants to local programs	33,000,000
Local bridge program	27,812,600
Local agency wetland mitigation	2,000,000
Movable bridge	2,776,500
Rail grade crossing	1,500,000
Rail grade surface crossing improvements	3,000,000
Transportation economic development	27,129,400
Air service program	50,000
Local bus operating	196,750,000
Detroit/Wayne County Port Authority	400,000
Marine passenger service	512,000
Municipal credit program	2,000,000
Service initiatives	6,500,100
Specialized services	8,228,900
Transit capital	41,070,700

Airport safety, protection, and improvement	
program	3,068,000
Detroit Metropolitan Wayne County Airport	5,200,000
Total payments to local units of government	\$ 2,410,816,700

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

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

- (a) "CTF" means comprehensive transportation fund.
- (b) "Department" means the state transportation department.
- (c) "Director" means the director of the department.
- (d) "DOT" means the United States Department of Transportation.
- (e) "DOT-FHWA" means DOT, Federal Highway Administration.
- (f) "FTE" means full-time equated.
- (g) "IDG" means interdepartmental grant.
- (h) "MTF" means Michigan transportation fund.
- (i) "SAF" means state aeronautics fund.
- (j) "STF" means state trunkline fund.

Sec. 204. The departments and agencies receiving appropriations in part 1 shall use the internet to fulfill the reporting requirements of this part. This requirement shall include transmission of reports via email to the recipients identified for each reporting requirement, and it shall include placement of reports on an internet site.

Sec. 205. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to

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

7 Sec. 206. The director shall take all reasonable steps to
8 ensure businesses in deprived and depressed communities compete for
9 and perform contracts to provide services or supplies, or both.
10 Each director shall strongly encourage firms with which the
11 department contracts to subcontract with certified businesses in
12 depressed and deprived communities for services, supplies, or both.

13 Sec. 207. The departments and agencies receiving
14 appropriations in part 1 shall prepare a report on out-of-state
15 travel expenses not later than January 1 of each year. The travel
16 report shall be a listing of all travel by classified and
17 unclassified employees outside this state in the immediately
18 preceding fiscal year that was funded in whole or in part with
19 funds appropriated in the department's budget. The report shall be
20 submitted to the senate and house appropriations committees, the
21 house and senate fiscal agencies, and the state budget director.
22 The report shall include the following information:

23 (a) The dates of each travel occurrence.

24 (b) The transportation and related costs of each travel
25 occurrence, including the proportion funded with state general
26 fund/general purpose revenues, the proportion funded with state
27 restricted revenues, the proportion funded with federal revenues,
28 and the proportion funded with other revenues.

29 Sec. 208. Funds appropriated in part 1 shall not be used by a

1 principal executive department, state agency, or authority to hire
2 a person to provide legal services that are the responsibility of
3 the attorney general. This prohibition does not apply to legal
4 services for bonding activities and for those activities that the
5 attorney general authorizes.

6 Sec. 209. 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 prior 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 of
13 representatives standing committees on appropriations and the
14 senate and house fiscal agencies.

15 Sec. 210. (1) In addition to the funds appropriated in part 1,
16 there is appropriated an amount not to exceed \$40,000,000.00 for
17 federal contingency authorization. These funds are not available
18 for expenditure until they have been transferred to another line
19 item in part 1 pursuant to section 393(2) of the management and
20 budget act, 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 authorization. These funds are not available
24 for expenditure until they have been transferred to another line
25 item in part 1 pursuant to section 393(2) of the management and
26 budget act, 1984 PA 431, MCL 18.1393.

27 (3) In addition to the funds appropriated in part 1, there is
28 appropriated an amount not to exceed \$1,000,000.00 for local
29 contingency authorization. These funds are not available for

1 expenditure until they have been transferred to another line item
2 in part 1 pursuant to section 393(2) of the management and budget
3 act, 1984 PA 431, MCL 18.1393.

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

10 Sec. 211. The department shall cooperate with the department
11 of technology, management, and budget to maintain a searchable
12 website accessible by the public at no cost that includes, but is
13 not limited to, all of the following:

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

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

16 (c) Fiscal year-to-date payments to a selected vendor,
17 including the vendor name, payment date, payment amount, and
18 payment description.

19 (d) The number of active department employees by job
20 classification.

21 (e) Job specifications and wage rates.

22 Sec. 212. Within 14 days after the release of the executive
23 budget recommendation, the department shall cooperate with the
24 state budget office to provide the senate and house appropriations
25 chairs, the chairpersons of the senate and house appropriations
26 subcommittees on transportation, and the senate and house fiscal
27 agencies with an annual report on estimated state restricted fund
28 balances, state restricted fund projected revenues, and state
29 restricted fund expenditures for the fiscal years ending September

1 30, 2021 and September 30, 2022.

2 Sec. 213. The department shall maintain, on a publicly
3 accessible website, a department scorecard that identifies, tracks,
4 and regularly updates key metrics that are used to monitor and
5 improve the department's performance.

6 Sec. 214. Total authorized appropriations from all sources
7 under part 1 for legacy costs for the fiscal year ending September
8 30, 2022 are \$66,849,000.00. From this amount, total agency
9 appropriations for pension-related legacy costs are estimated at
10 \$37,452,900.00. Total agency appropriations for retiree health care
11 legacy costs are estimated at \$29,397,000.00.

12 Sec. 215. A department shall not take disciplinary action
13 against an employee of the department or departmental agency in the
14 state classified civil service because the employee communicates
15 with a member of the senate or house of representatives or a
16 member's staff, unless the communication is prohibited by law and
17 the department or agency taking disciplinary action is exercising
18 its authority as provided by law.

19 Sec. 216. (1) On a quarterly basis, the department shall
20 report to the senate and house appropriations committees, the
21 senate and house appropriations subcommittees on the department
22 budget, and the senate and house fiscal agencies the following
23 information:

24 (a) The number of FTEs in pay status by type of staff and
25 civil service classification.

26 (b) A comparison by line item of the number of FTEs authorized
27 from funds appropriated in part 1 to the actual number of FTEs
28 employed by the department at the end of the reporting period.

29 (2) By April 1 of the current fiscal year and semiannually

1 thereafter, the department shall report to the senate and house
2 appropriations committees, the senate and house appropriations
3 subcommittees on the department budget, and the senate and house
4 fiscal agencies the following information:

5 (a) Number of employees that were engaged in remote work in
6 2021.

7 (b) Number of employees authorized to work remotely and the
8 actual number of those working remotely in the current reporting
9 period.

10 (c) Estimated net cost savings achieved by remote work.

11 (d) Reduced use of office space associated with remote work.

12 Sec. 217. Appropriations in part 1 shall, to the extent
13 possible by the department, not be expended until all existing work
14 project authorization available for the same purposes is exhausted.

15 Sec. 218. If the state administrative board, acting under
16 section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount
17 appropriated under this article, the legislature may, by a
18 concurrent resolution adopted by a majority of the members elected
19 to and serving in each house, intertransfer funds within this
20 article for the particular department, board, commission, officer,
21 or institution.

22 Sec. 219. The departments and agencies receiving
23 appropriations in part 1 shall receive and retain copies of all
24 reports funded from appropriations in part 1. Federal and state
25 guidelines for short-term and long-term retention of records shall
26 be followed. The department may electronically retain copies of
27 reports unless otherwise required by federal and state guidelines.

28 Sec. 220. The department shall report no later than April 1 on
29 each specific policy change made to implement a public act

1 affecting the department that took effect during the prior calendar
2 year to the senate and house appropriations committees, the senate
3 and house subcommittees on transportation, the joint committee on
4 administrative rules, and the senate and house fiscal agencies.

5 Sec. 221. To the extent possible, the department shall provide
6 notice to the speaker of the house, the house minority leader, the
7 senate majority leader, the senate minority leader, the house and
8 senate standing committees on transportation, the appropriate house
9 and senate appropriations subcommittees on transportation, and the
10 house and senate fiscal agencies on proposed federal rule changes
11 related to the department that would require amendments to the laws
12 of this state. The notice shall be given within 30 business days of
13 the proposed federal rule being posted to the Federal Register and
14 shall include a description of the proposed federal rule, the
15 publication date, the date when public comment closes, the document
16 citation, and a description of the statutory changes needed when
17 the rule is finalized.

18 Sec. 222. (1) From the funds appropriated in part 1, the
19 department shall do all of the following:

20 (a) Report to the house and senate appropriations committees,
21 the house and senate fiscal agencies, the house and senate policy
22 offices, and the state budget office any amount of severance pay
23 for a department director, deputy director, or other high-ranking
24 department official not later than 14 days after a severance
25 agreement with the director or official is signed. The name of the
26 director or official and the amount of severance pay must be
27 included in the report required by this subdivision.

28 (b) Maintain an internet site that posts any severance pay in
29 excess of 6 weeks of wages, regardless of the position held by the

1 former department employee receiving severance pay.

2 (c) By February 1, 2022, report to the house and senate
3 appropriations subcommittees on the department budget, the house
4 and senate fiscal agencies, the house and senate policy offices,
5 and the state budget office on the total amount of severance pay
6 remitted to former department employees during the fiscal year
7 ending September 30, 2021 and the total number of former department
8 employees that were remitted severance pay during the fiscal year
9 ending September 30, 2021.

10 (2) As used in this section, "severance pay" means
11 compensation that is both payable or paid upon the termination of
12 employment and in addition to either wages or benefits earned
13 during the course of employment or generally applicable retirement
14 benefits.

15 Sec. 223. Any department, agency, board, commission,
16 subdivision, or other executive branch entity or official of this
17 state that receives funding under part 1 shall not do any of the
18 following:

19 (a) Require as a condition of accessing any state services or
20 facilities that an individual provide proof he or she has received
21 a COVID-19 vaccine.

22 (b) Produce, develop, and issue a COVID-19 vaccine passport
23 for the purpose of certifying that an individual has received a
24 COVID-19 vaccine.

25 (c) Provide information of an individual's COVID-19 vaccine
26 status to any person, company, or governmental entity for inclusion
27 in a COVID-19 vaccine passport.

28 Sec. 270. In order to reduce costs and maintain quality, it is
29 the intent of the legislature that, excluding the fleet of motor

1 vehicles for the department of state police, the department will
2 prioritize the utilization of remanufactured parts as the primary
3 means of maintenance and repair for the state of Michigan's fleet
4 of motor vehicles.

5
6 **DEPARTMENT ADMINISTRATION AND SUPPORT**

7 Sec. 301. The department may establish a fee schedule and
8 collect fees sufficient to cover the costs to issue the permits
9 that the department is authorized by law to issue upon request,
10 unless otherwise stipulated by law. All permit fees are
11 nonrefundable application fees and shall be credited to the
12 appropriate fund to recover the direct and indirect costs of
13 receiving, reviewing, and processing the requests.

14 Sec. 302. No funds from the appropriation in part 1 may be
15 used to establish nondirectional markings on the paved surfaces of
16 public roads or streets of this state.

17 Sec. 303. When the department places signs identifying
18 trunkline construction projects as bond-financed, the signs shall
19 identify the total cost of the project and the estimated borrowing
20 costs associated with the bonds used to finance the project. Text
21 and numeric figures identifying estimated borrowing costs
22 associated with bonds used to finance projects shall be of the same
23 font and font size as the text and numeric figures identifying
24 trunkline construction projects as bond-financed.

25 Sec. 304. If, as a requirement of bidding on a highway
26 project, the department requires a contractor to submit financial
27 or proprietary documentation as to how the bid was calculated, that
28 bid documentation shall be kept confidential and shall not be
29 disclosed other than to a department representative without the

1 contractor's written consent. The department may disclose the bid
2 documentation if necessary to address or defend a claim by a
3 contractor.

4 Sec. 305. The department may permit space on public passenger
5 transportation properties to be occupied by public or private
6 tenants. The department shall require that revenue from the tenants
7 be placed in an account to be used to pay the costs to maintain and
8 improve the property.

9 Sec. 306. (1) The amounts appropriated in part 1 to support
10 tax and fee collection, law enforcement, and other program services
11 provided to the department and to transportation funds by other
12 state departments shall be expended from transportation funds
13 pursuant to annual contracts between the department and those other
14 state departments. The contracts shall be executed prior to the
15 expenditure or obligation of those funds. The contracts shall
16 provide, but are not limited to, the following data applicable to
17 each state department:

18 (a) Estimated costs to be recovered from transportation funds.

19 (b) Description of services provided to the department and/or
20 transportation funds and financed with transportation funds.

21 (c) Detailed cost allocation methods appropriate to the type
22 of services being provided and the activities financed with
23 transportation funds.

24 (2) Not later than 2 months after publication of the state of
25 Michigan comprehensive annual financial report, each state
26 department receiving funding pursuant to an interdepartment
27 contract with the department shall submit a written report to the
28 department, the state budget director, the house and senate fiscal
29 agencies, and the auditor general stating by spending authorization

1 account the amount of estimated funds contracted with the
2 department, the amount of funds expended, the amount of funds
3 returned to the transportation funds, and any unreimbursed
4 transportation-related costs incurred but not billed to
5 transportation funds. A copy of the report shall be submitted to
6 the auditor general, and the report shall be subject to audit.

7 (3) The auditor general shall use a risk-based approach in
8 developing an audit program for the use of transportation funds.

9 Sec. 307. Before March 1 of each year, the department will
10 provide to the legislature, the state budget director, and the
11 house and senate fiscal agencies its rolling 5-year plan listing by
12 county or by county road commission all highway construction
13 projects for the fiscal year and all expected projects for the
14 ensuing fiscal years.

15 Sec. 310. The department shall provide in a timely manner
16 copies of the agenda, approved minutes, and audio recording of
17 monthly transportation commission meetings to the members of the
18 house and senate appropriations subcommittees on transportation,
19 the house and senate fiscal agencies, and the state budget
20 director.

21 Sec. 313. (1) From funds appropriated in part 1, the
22 department may increase a state infrastructure bank program and
23 grant or loan funds in accordance with regulations of the state
24 infrastructure bank program of the United States Department of
25 Transportation. The state infrastructure bank is to be administered
26 by the department for the purpose of providing a revolving, self-
27 sustaining resource for financing transportation infrastructure
28 projects.

29 (2) In addition to funds provided in subsection (1), money

1 received by the state as federal grants, repayment of state
2 infrastructure bank loans, or other reimbursement or revenue
3 received by the state as a result of projects funded by the program
4 and interest earned on that money shall be deposited in the
5 revolving state infrastructure bank fund and shall be available for
6 transportation infrastructure projects. At the close of the fiscal
7 year, any unencumbered funds remaining in the state infrastructure
8 bank fund shall remain in the fund and be carried forward into the
9 succeeding fiscal year.

10 (3) The department shall submit a report to the state budget
11 director, the house and senate appropriations subcommittees on
12 transportation, and the house and senate fiscal agencies on the
13 status of the state infrastructure bank. The report shall be
14 submitted on or before December 1, 2021. The report shall include
15 all of the following:

16 (a) The balance in the state infrastructure bank at September
17 30, 2021, including a breakdown of the balance by cash and cash
18 equivalents, outstanding loans, and balance available for loan to
19 local agencies.

20 (b) A breakdown of the state infrastructure loan balance by
21 amounts designated as originating from federal sources and the
22 amounts originating from nonfederal sources.

23 (c) A list of outstanding loans by agency, original loan
24 amount, project description, loan term, and amount outstanding.

25 Sec. 319. The department shall post signs at each rest area to
26 identify the agency or contractor responsible for maintenance of
27 the rest area. The signs shall include a department telephone
28 number and shall indicate that unsafe or unclean conditions at the
29 rest area may be reported to that telephone number.

1 Sec. 353. (1) The department shall review its contractor
2 payment process and ensure that all prime contractors are paid
3 promptly. The department shall ensure that prime contractors are in
4 compliance with special provision 109.10 regarding the prompt
5 payment of subcontractors.

6 (2) The department shall report to the house and senate
7 appropriations subcommittees on transportation and the house and
8 senate fiscal agencies, by April 10 of each year, on its compliance
9 with this section. The report shall include each instance of late
10 payment of contractors and subcontractors, the amounts due each
11 contractor and subcontractor, and copies of those documents.

12 Sec. 357. When presented with complete local federal aid
13 project submittals, the department shall complete all necessary
14 reviews and inspections required to let local federal aid projects
15 within 120 days of receipt. The department shall implement a system
16 for monitoring the local federal aid project review process.

17 Sec. 375. The department is prohibited from reimbursing
18 contractors or consultants for costs associated with groundbreaking
19 ceremonies, receptions, open houses, or press conferences related
20 to transportation projects funded, in whole or in part, by revenue
21 appropriated in part 1.

22 Sec. 377. No funds from the appropriation in part 1 may be
23 expended for any contractual service contract with a value in
24 excess of \$100,000.00 with any vendor in which a former department
25 director has direct input into the solicitation response or
26 contract negotiation process, or will be compensated for any work
27 performed on the contract within 24 months of that former
28 director's last employment with the department. This section may be
29 waived by resolution of the Michigan house of representatives and

1 senate.

2 Sec. 381. The department shall require as a condition of each
3 contract or subcontract for construction, maintenance, or
4 engineering services that the prequalified contractor or
5 prequalified subcontractor agree to use the E-Verify system to
6 verify that all persons hired during the contract term by the
7 contractor or subcontractor are legally present and authorized to
8 work in the United States. The department may verify this
9 information directly or may require contractors and subcontractors
10 to verify the information and submit a certification to the
11 department. The department shall report to the house and senate
12 appropriations committees and the house and senate fiscal agencies
13 by March 1 of each year describing the processes it has developed
14 and implemented under provisions of this section. As used in this
15 section, "E-Verify" means an internet-based system operated by the
16 Department of Homeland Security, U.S. Citizenship and Immigration
17 Services in partnership with the Social Security Administration.

18 Sec. 382. In administering a contract with a county road
19 commission, city, or village that allocates costs of construction
20 or reconstruction of highways, roads, and streets as provided in
21 section 18d of 1951 PA 51, MCL 247.668d, the department shall
22 submit the final cost-sharing bill to the county road commission,
23 city, or village not later than 2 years after the date of the final
24 contract payment to the construction contractor.

25 Sec. 383. (1) The department shall prepare a report on use of
26 department-owned aircraft during the fiscal year ending September
27 30, 2021. With respect to each department-owned aircraft, the
28 report shall include all of the following:

29 (a) Total hours of usage.

1 (b) Description of specific flights including dates of travel,
2 names of passengers including state agency, university, or local
3 government affiliation, travel origin and destination, and total
4 estimated costs associated with the air travel.

5 (2) The report shall be submitted to the senate and house
6 appropriations subcommittees on transportation, state budget
7 director, and the house and senate fiscal agencies no later than
8 February 1, 2022.

9 (3) The department shall maintain a system for recovering the
10 cost of operating department-owned aircraft through charges to
11 aircraft users.

12 Sec. 384. (1) Except as otherwise provided in subsection (2),
13 the department shall not obligate the state to expend any state
14 transportation revenue for construction planning or construction of
15 the Gordie Howe International Crossing or a renamed successor. In
16 addition, except as provided in subsection (2), the department
17 shall not commit the state to any new contract related to the
18 construction planning or construction of the Gordie Howe
19 International Crossing or a renamed successor that would obligate
20 the state to expend any state transportation revenue. An
21 expenditure for staff resources used in connection with project
22 activities, which expenditure is subject to full and prompt
23 reimbursement from Canada, shall not be considered an expenditure
24 of state transportation revenue.

25 (2) If the legislature enacts specific enabling legislation
26 for the construction of the Gordie Howe International Crossing or a
27 renamed successor, subsection (1) does not apply once the enabling
28 legislation goes into effect.

29 Sec. 385. (1) The department shall submit monthly reports to

1 the state budget director, the speaker of the house of
2 representatives, the house of representatives minority leader, the
3 senate majority leader, the senate minority leader, the house and
4 senate appropriations subcommittees on transportation, and the
5 house and senate fiscal agencies on all of the following:

6 (a) All expenditures made by the state related to the Gordie
7 Howe Bridge.

8 (b) All reimbursements made by Canada under section 384(1) of
9 this part to the state for expenditures for staff resources used in
10 connection with project activities.

11 (c) All eminent domain and condemnation powers used, the
12 related real estate involved in any governmental taking, the price
13 paid for those properties, and the beneficiary's name or associated
14 corporation.

15 (2) The initial report required under subsection (1) shall be
16 submitted on or before December 1, 2021. The initial report shall
17 cover the fiscal year ending September 30, 2021.

18 Sec. 386. On or before May 1 of each year, the department
19 shall submit a report to the state budget director, the house and
20 senate appropriations subcommittees on transportation, and the
21 house and senate fiscal agencies on its toll credit program. The
22 report shall include the following information:

23 (a) The amount of toll credits earned and certified by the
24 DOT-FHWA in the prior fiscal year.

25 (b) The value of toll credits used by programs and projects in
26 the previous fiscal year.

27 (c) The balance of available toll credits at the end of the
28 prior fiscal year.

29 (d) A discussion of the department's strategy for using toll

1 credits.

2 Sec. 387. (1) Within 60 days of completion of any formal
3 traffic study, formal traffic control study, or formal traffic
4 mitigation study, the department shall post the results of the
5 study on the department's website.

6 (2) As used in this section, the terms "traffic study",
7 "traffic control study", and "traffic mitigation study" include,
8 but are not limited to, investigations into the need for traffic
9 lights, reviews of traffic speeds and related recommendations
10 regarding speed limits, and ways to improve traffic flow during
11 peak travel times.

12 Sec. 389. Within 30 days of entering into a long-term
13 agreement with a private contractor, a public agency, or a
14 partnership between 1 or more private contractors or public
15 agencies, the department shall notify the state budget director,
16 the house and senate appropriations subcommittees on
17 transportation, and the house and senate fiscal agencies of the
18 agreement, including the subject of the agreement, the term of the
19 agreement, and financial obligations under the agreement. As used
20 in this section, "long-term agreement" means an agreement that
21 obligates the department for a period of 5 years or more and that
22 actually or contingently obligates the department to make payments
23 over the contract period of \$5,000,000.00 or more.

24 Sec. 393. (1) The department shall promote best practices for
25 public transportation services in this state, including, but not
26 limited to, all the following:

27 (a) Transit vehicle rehabilitation to reduce life-cycle cost
28 of public transportation through midlife rehabilitation of transit
29 buses.

1 (b) Cooperation between entities using transit, including
2 school districts, cities, townships, and counties with a view to
3 promoting cost savings through joint purchasing of fuel and other
4 procurements.

5 (c) Coordination of transportation dollars among state
6 departments which provide transit-related services, including the
7 department of health and human services. Priority should be given
8 to use of public transportation services where available.

9 (d) Promotion of intelligent transportation services for buses
10 that incorporate computer and navigation technology to make transit
11 systems more efficient, including stoplight coordinating, vehicle
12 tracking, data tracking, and computerized scheduling.

13 Sec. 394. The department and local road agencies shall make
14 the preservation of their existing road networks a funding
15 priority.

16 Sec. 395. From the funds appropriated in part 1 for state
17 trunkline federal aid road and bridge construction, the department
18 may expend up to \$10,000,000.00 on highway maintenance activities
19 to support safety-related, high-priority, and other deferred
20 routine maintenance needs on Michigan's state trunkline network.

21 Sec. 398. The department shall continue to work to eliminate
22 fatalities and serious injuries on Michigan's trunkline network and
23 shall maintain the Toward Zero Deaths statewide safety campaign.

24 Sec. 399. In developing its state trunkline road and bridge
25 construction program, the department shall prioritize spending on
26 capital preventative maintenance.

27
28 **FEDERAL**

29 Sec. 402. A portion of the federal DOT-FHWA highway research,

1 planning, and construction funds made available to this state shall
2 be allocated to transportation programs administered by local
3 jurisdictions in accordance with section 10o of 1951 PA 51, MCL
4 247.660o. A local road agency, with respect to a project approved
5 for federal aid funding in a state transportation improvement
6 program, may enter into a voluntary buyout agreement with the
7 department or with another local road agency to exchange the
8 federal aid with state restricted transportation funds as agreed to
9 by the respective parties. The state restricted transportation
10 funds received in exchange for federal aid funds shall be used for
11 the same purpose as the federal aid funds were originally intended.
12

13 **MICHIGAN TRANSPORTATION FUND**

14 Sec. 501. The money received under the motor carrier act, 1933
15 PA 254, MCL 475.1 to 479.42, and not appropriated to the department
16 of licensing and regulatory affairs or the department of state
17 police is deposited in the Michigan transportation fund.

18 Sec. 503. (1) At the close of the fiscal year, funds
19 appropriated in part 1 for the transportation economic development
20 program shall lapse to the transportation economic development
21 fund.

22 (2) At the close of the fiscal year, funds appropriated in
23 part 1 for the local bridge program shall carry forward and are
24 appropriated for the purposes defined in section 10(5) of 1951 PA
25 51, MCL 247.660.

26 (3) Interest earned in the department of transportation
27 economic development fund and local bridge fund shall remain in the
28 respective funds and shall be allocated to the respective programs
29 based on actual interest earned at the end of each fiscal year.

1 (4) In addition to the funds appropriated in part 1, the
2 department of transportation economic development fund and local
3 bridge fund may receive federal, local, or private funds or
4 restricted source funds such as interest earnings. These funds are
5 appropriated for projects that are consistent with the purposes of
6 the respective funds.

7 (5) None of the funds statutorily dedicated to the
8 transportation economic development fund and local bridge fund
9 shall be diverted to other projects.

10 Sec. 504. Funds from the Michigan transportation fund shall be
11 distributed to the comprehensive transportation fund, the economic
12 development fund, the recreation improvement fund, and the state
13 trunkline fund, in accordance with this part and part 1 and part
14 711 of the natural resources and environmental protection act, 1994
15 PA 451, MCL 324.71101 to 324.71108, and may only be used as
16 specified in this part and part 1, 1951 PA 51, MCL 247.651 to
17 247.675, and part 711 of the natural resources and environmental
18 protection act, 1994 PA 451, MCL 324.71101 to 324.71108.

19
20 **STATE TRUNKLINE FUND**

21 Sec. 601. The department shall maintain documentation to
22 support initial acceptance of warrantied projects, interim and
23 final inspections, and notifications to contractors that the
24 warranty period had expired. The department also shall review and
25 evaluate consultant evaluation requirements or recommendations and
26 update existing policies and procedures accordingly.

27 Sec. 604. At the close of the fiscal year, any unencumbered
28 and unexpended balance in the state trunkline fund shall remain in
29 the state trunkline fund and shall carry forward and is

1 appropriated for federal aid road and bridge programs for projects
2 contained in the annual state transportation program.

3 Sec. 612. The department shall establish guidelines governing
4 incentives and disincentives provided under contracts for state
5 trunkline projects. The guidelines shall include specific financial
6 information concerning incentives and disincentives. On or before
7 January 1 of each year, the department shall prepare a report for
8 the immediately preceding fiscal year regarding contract incentives
9 and disincentives. This report shall include a list, by project, of
10 the contractors that received contract incentives and/or
11 disincentives, the amount of the incentives and/or disincentives,
12 the fund source of any incentives, and the number of days that each
13 project was completed either ahead or past the contracted
14 completion date. This report shall be provided to the senate and
15 house appropriations subcommittees on transportation, the senate
16 and house standing committees on transportation, and the senate and
17 house fiscal agencies.

18 Sec. 613. (1) On or before February 1 of each year, the
19 department shall prepare a report on all capital federal aid
20 participating construction projects completed in the prior fiscal
21 year. The report shall include the following information:

22 (a) Location of the project.

23 (b) General description of the project.

24 (c) As-bid cost of the project.

25 (d) As-built cost of the project.

26 (e) Estimated completion date.

27 (f) Actual completion date.

28 (g) Whether design engineering was performed by department
29 staff or contract engineering consultants, and, if performed by

1 contract engineering consultants, the name of the contract
2 engineering consultant firm or firms.

3 (h) Design engineering costs.

4 (i) Whether construction engineering was performed by
5 department staff or contract engineering consultants, and, if
6 performed by contract engineering consultants, the name of the
7 contract engineering consultant firm or firms.

8 (j) Construction engineering costs.

9 (k) Design life.

10 (2) The report shall include a discussion of design
11 engineering and construction engineering costs as a proportion of
12 total project costs and in comparison with other state
13 transportation agencies. The report shall also include a discussion
14 of relative efficiency and effectiveness of work performed by
15 department staff and work performed by contract engineering
16 consultants.

17 (3) The report described in this section shall be provided to
18 the senate and house appropriations subcommittees on
19 transportation, the senate and house standing committees on
20 transportation, and the senate and house fiscal agencies.

21 Sec. 660. (1) The legislature encourages the department to
22 examine the use of alternative road surface materials, including
23 recycled materials and flexible concrete, and to develop criteria
24 and specifications for their use in both department-managed and
25 contracted projects.

26 (2) The department shall report on efforts taken to implement
27 this section. The report shall include descriptions of specific
28 materials evaluated, evaluation methods, and results of specific
29 field or laboratory tests. The department shall complete and submit

1 the report to the state budget director, the house and senate
2 appropriations subcommittees on transportation, and the house and
3 senate fiscal agencies on or before March 1 of each year.

4 Sec. 661. (1) From funds appropriated in part 1, the
5 department shall establish a collaborative stakeholder group to
6 review innovative road materials and innovative road and bridge
7 design and construction specifications. The collaborative group
8 shall include representatives from the following stakeholder
9 groups:

10 (a) The DOT-FHWA.

11 (b) An appointee of the speaker of the house of
12 representatives.

13 (c) An appointee of the senate majority leader.

14 (d) The Asphalt Pavement Association of Michigan.

15 (e) The Michigan Concrete Association.

16 (f) The Michigan Council of Engineering Companies of Michigan.

17 (g) The Michigan Infrastructure and Transportation
18 Association.

19 (h) The County Road Association of Michigan.

20 (i) The Michigan Municipal League.

21 (j) The Michigan Association of Drain Commissioners.

22 (k) The Michigan Aggregates Association.

23 (l) The Michigan Association of Counties.

24 (m) The Michigan Road Preservation Association.

25 (2) Beginning July 1, 2022, the department shall report
26 quarterly on the activities of the collaborative stakeholder group
27 established under this section. The report shall be provided by
28 April 1, 2022 to the house appropriations committee, the senate
29 appropriations committee, the house standing committee on

1 transportation and infrastructure, the senate standing committee on
2 transportation and infrastructure, and the house and senate fiscal
3 agencies. The report shall describe the innovative materials and
4 innovative road and bridge design and construction specifications
5 submitted for review. The report shall also describe, of the
6 innovative materials and innovative road and bridge design and
7 construction specifications submitted for review, the submissions
8 recommended for adoption by the department and the submissions not
9 recommended for adoption by the department. The department shall
10 provide recipients with updated reports on activities of the
11 collaborative stakeholder group by July 1, 2022 and September 30,
12 2022.

13
14 **TRANSIT AND RAIL RELATED FUNDS**

15 Sec. 701. The department shall establish an intercity bus
16 equipment and facility fund as a subsidiary fund within the
17 comprehensive transportation fund created under section 10b of 1951
18 PA 51, MCL 247.660b. Proceeds received by this state from the sale
19 of state-owned intercity bus equipment shall be credited to the
20 intercity bus equipment and facility fund for the purchase and
21 repair of intercity bus equipment, as appropriated. Security
22 deposits not returned to a lessee of state-owned intercity bus
23 equipment under terms of the lease agreement shall be credited to
24 the intercity bus equipment and facility fund for the repair of
25 intercity bus equipment, as appropriated. Money received by the
26 department from lease payments for state-owned intercity bus
27 equipment, and facility maintenance charges under terms of leases
28 of state-owned intercity facilities, shall be credited to the
29 intercity bus equipment and facility fund for the purchase and

1 repair of intercity bus equipment or for the maintenance and
2 rehabilitation of state-owned intercity facilities, as
3 appropriated. At the close of the fiscal year, any funds remaining
4 in the intercity bus equipment and facility fund shall remain in
5 the fund and be carried forward into the succeeding fiscal year.

6 Sec. 702. Money that is received by this state as repayment
7 for loans made for rail or water freight capital projects, and as a
8 result of the sale of property or equipment used or projected to be
9 used for rail or water freight projects shall be deposited in the
10 rail freight fund created by section 17 of the state transportation
11 preservation act of 1976, 1976 PA 295, MCL 474.67. At the close of
12 the fiscal year, any funds remaining in the rail freight fund shall
13 remain in the fund and be carried forward into the succeeding
14 fiscal year.

15 Sec. 703. After receiving notification from a railroad company
16 pursuant to section 8 of the state transportation preservation act
17 of 1976, 1976 PA 295, MCL 474.58, the department shall immediately
18 notify the house of representatives and senate appropriations
19 subcommittees on transportation and the state budget office that
20 the railroad company has filed with the appropriate governmental
21 agencies for abandonment of a line.

22 Sec. 704. From the funds appropriated in part 1, the
23 department shall prepare and transmit a report that provides detail
24 regarding the department's obligations for programs funded under
25 the appropriation in part 1 for rail operations and infrastructure.
26 The report shall include a breakdown of the appropriation by
27 program, year-to-date obligations under each program itemized by
28 project, and an estimate of future obligations under each program
29 itemized by project for the remainder of the fiscal year. The

1 initial report shall be submitted to the senate and house
2 appropriations subcommittees on transportation, the state budget
3 director, and the senate and house fiscal agencies, on or before
4 February 1, 2022. The department also shall update and resubmit the
5 final report on or before November 1, 2022.

6 Sec. 706. The Detroit/Wayne County Port Authority shall issue
7 a complete operations assessment and a financial disclosure
8 statement. The operations assessment shall include operational
9 goals for the next 5 years and recommendations to improve land
10 acquisition and development efficiency. The report shall be
11 completed and submitted to the house of representatives and senate
12 appropriations subcommittees on transportation, the state budget
13 director, and the house and senate fiscal agencies by June 30 of
14 each fiscal year for the prior fiscal year.

15 Sec. 707. (1) Before March 1 of each year, the department will
16 provide to the legislature, the state budget office, and the house
17 and senate fiscal agencies its rail strategic plan. The strategic
18 plan shall include, but is not limited to, a rolling 5-year rail
19 plan and summary of the department's obligations for programs
20 funded under the appropriation in part 1 for rail operations and
21 infrastructure.

22 (2) The rolling 5-year rail plan shall include, but is not
23 limited to, all the following:

24 (a) A listing by county of all rail infrastructure projects on
25 rail lines within the state utilizing state funds, and the
26 estimated cost of each project.

27 (b) The actual or projected state expenditures for operation
28 of passenger rail service.

29 (c) The actual or projected state expenditures for maintenance

1 of passenger service rail lines.

2 (3) The period of the rolling 5-year rail plan includes the
3 current fiscal year and the 4 fiscal years immediately following
4 the current fiscal year.

5 (4) The summary of the department's obligations for programs
6 funded under the appropriation in part 1 for rail operations and
7 infrastructure shall include a breakdown of the appropriation by
8 program, year-to-year obligations under each program itemized by
9 project, and an estimate of future obligations under each program
10 itemized by project for the remainder of the fiscal year.

11 Sec. 720. It is the intent of the legislature that all transit
12 agencies in Michigan should strive to achieve a farebox recovery
13 rate of not less than 6%.

14 Sec. 735. For the fiscal year ending September 30, 2022, the
15 appropriation to a street railway pursuant to section 10e(22) of
16 1951 PA 51, MCL 247.660e, is \$0.

17 Sec. 736. No funds from the appropriations in part 1 may be
18 used for a rail freight development project that supports the
19 delivery, storage, and distribution of propane in the Upper
20 Peninsula.

21 Sec. 752. The department is encouraged to meet with
22 representatives of a rail industry trade association to provide
23 information on the availability of rail infrastructure loan and
24 grant funding programs and freight economic development project
25 opportunities.

26
27 **AERONAUTICS FUND**

28 Sec. 801. Except as otherwise provided in section 903 of this
29 part for capital outlay, at the close of the fiscal year, any

1 unobligated and unexpended balance in the state aeronautics fund
2 created in the aeronautics code of the state of Michigan, 1945 PA
3 327, MCL 259.1 to 259.208, shall lapse to the state aeronautics
4 fund and be appropriated by the legislature in the immediately
5 succeeding fiscal year.

6
7 **CAPITAL OUTLAY**

8 Sec. 901. (1) From federal-state-local project appropriations
9 contained in part 1 for the purpose of assisting political entities
10 and subdivisions of this state in the construction and improvement
11 of publicly used airports and landing fields within this state, the
12 state transportation department may permit the award of contracts
13 on behalf of units of local government for the authorized locations
14 not to exceed the indicated amounts, of which the state allocated
15 portion shall not exceed the amount appropriated in part 1.

16 (2) Political entities and subdivisions shall provide not less
17 than 5% of the cost of any project under this section, unless a
18 total nonfederal share less than 10% is otherwise specified in
19 federal law. State money shall not be allocated until local money
20 is allocated. State money for any 1 project shall not exceed 1/3 of
21 the total appropriation in part 1 from state funds for airport
22 improvement programs.

23 (3) The Michigan aeronautics commission may take those steps
24 necessary to match federal money available for airport construction
25 and improvement within this state and to meet the matching
26 requirements of the federal government. Whether acting alone or
27 jointly with another political subdivision or public agency or with
28 this state, a political subdivision or public agency of this state
29 shall not submit to any agency of the federal government a project

1 application for airport planning or development unless it is
2 authorized in this part and part 1 and the project application is
3 approved by the governing body of each political subdivision or
4 public agency making the application and by the Michigan
5 aeronautics commission.

6 Sec. 903. The appropriations in part 1 for capital outlay
7 shall be carried forward at the end of the fiscal year consistent
8 with the provisions of section 248 of the management and budget
9 act, 1984 PA 431, MCL 18.1248.

10
11 **ONE-TIME BASIS ONLY APPROPRIATIONS**

12 Sec. 1001. (1) The one-time funds appropriated in part 1 for
13 local road and bridge bundling initiative must be expended by the
14 department to support a statewide program for the rehabilitation or
15 replacement of roads and bridges owned by local road agencies. The
16 department shall coordinate the local road and bridge bundling
17 initiative and issue contracts necessary for planning, design, and
18 construction work related to roads and bridges selected for the
19 program.

20 (2) The department shall provide a progress report on the
21 local road and bridge bundling initiative to the senate and house
22 appropriations subcommittees on transportation, the senate and
23 house fiscal agencies, and the state budget office by September 30.

24 Sec. 1002. (1) Funds appropriated in part 1 for transportation
25 bond repayment sinking trust fund shall be credited to the
26 transportation bond repayment sinking trust fund established in
27 Senate Bill No. ___ or House Bill No. 4669 (request no. 02538'21) of
28 the 101st Legislature.

29 (2) Funds appropriated in part 1 for transportation bond

1 repayment sinking trust fund must not be spent or otherwise
2 distributed unless both of the following bills of the 101st
3 Legislature are enacted into law:
4 (a) House Bill No. 4082.
5 (b) Senate Bill No. ____ or House Bill No. 4669 (request no.
6 02538'21).