

**STATE OF MICHIGAN
95TH LEGISLATURE
REGULAR SESSION OF 2010**

Introduced by Senator McManus

ENROLLED SENATE BILL No. 1161

AN ACT to make appropriations for the department of natural resources and environment for the fiscal year ending September 30, 2011; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

The People of the State of Michigan enact:

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of natural resources and environment for the fiscal year ending September 30, 2011, from the funds indicated in this part. The following is a summary of the appropriations in this part:

**DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENT
APPROPRIATION SUMMARY**

Full-time equated unclassified positions	6.0	
Full-time equated classified positions.....	3,669.5	
GROSS APPROPRIATION		\$ 718,968,400
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers.....		10,521,900
ADJUSTED GROSS APPROPRIATION.....		\$ 708,446,500
Federal revenues:		
Total federal revenues		261,615,200
Special revenue funds:		
Total private revenues.....		6,509,100
Total other state restricted revenues		399,012,800
State general fund/general purpose		\$ 41,309,400

FUND SOURCE SUMMARY

Full-time equated unclassified positions	6.0	
Full-time equated classified positions	3,669.5	
GROSS APPROPRIATION		\$ 718,968,400
Appropriated from:		
Interdepartmental grant revenues:		
IDG, land acquisition services-to-work orders		417,000
IDG, MacMullan conference center revenue		1,413,100
IDG, MDSP		916,800
IDG, MDOT - Michigan transportation fund		1,132,600
IDT, interdivisional charges		2,053,400
IDT, laboratory services		4,589,000
Total interdepartmental grants and intradepartmental transfers		10,521,900
ADJUSTED GROSS APPROPRIATION		\$ 708,446,500
Federal revenues:		
Federal funds		261,615,200
Special revenue funds:		
Private funds		6,509,100
Aboveground storage tank fees		468,900
Air emissions fees		12,024,000
Aircraft fees		274,800
Campground fund		282,800
Cervidae licensing and inspection fees		168,100
Clean Michigan initiative - clean water fund		3,912,100
Clean Michigan initiative fund		26,900
Cleanup and redevelopment fund		14,595,600
Commercial forest fund		58,600
Community pollution prevention fund		250,000
Electronic waste recycling fund		258,400
Environmental education fund		251,500
Environmental pollution prevention fund		1,576,700
Environmental protection fund		6,763,000
Environmental response fund		7,947,500
Fees and collections		488,000
Financial instruments		5,000,000
Forest development fund		32,957,000
Forest land user charges		592,500
Forest recreation account		1,514,300
Game and fish protection fund		61,285,200
Game and fish protection fund - deer habitat reserve		2,617,500
Game and fish protection fund - fisheries settlement		923,100
Game and fish protection fund - turkey permit fees		1,975,300
Game and fish protection fund - waterfowl fees		201,200
Game and fish - wildlife resources protection fund		1,339,200
Game and fish protection fund - youth hunting and fishing education and outreach		48,700
Great Lakes protection fund		1,767,400
Groundwater discharge permit fees		1,574,600
Hazardous materials transportation permit fund		869,700
History fees fund		511,200
Infrastructure construction fund		420,700
Land and water permit fees		2,426,300
Land exchange facilitation fund		5,956,300
Landfill maintenance trust fund		60,000
Mackinac Island state park fund		1,670,200
Mackinac Island state park operation fund		175,400
Marine safety fund		3,798,000
Medical waste emergency response fund		321,300
Metallic mining surveillance fee revenue		36,900
Michigan heritage publications fund		50,000

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Michigan natural resources trust fund	\$	3,217,600
Michigan state parks endowment fund.....		12,007,800
Michigan state waterways fund		24,362,100
Mineral well regulatory fee revenue.....		207,600
Museum operations fund		535,600
Nonferrous metallic mineral surveillance		23,800
Nongame wildlife fund.....		727,300
NPDES fees.....		4,370,700
Off-road vehicle safety education fund		299,500
Off-road vehicle trail improvement fund.....		4,903,300
Oil and gas regulatory fund		10,550,000
Orphan well fund		2,136,800
Park improvement fund.....		44,460,700
Permanent snowmobile trail easement fund		700,000
Public swimming pool fund		669,800
Public use and replacement deed fees fund.....		100,000
Public utility assessments		780,300
Public water supply fees		4,583,900
Publication revenue		80,300
Recreation improvement account		1,512,300
Refined petroleum fund.....		37,124,200
Revitalization revolving loan fund.....		89,900
Revolving loan revenue bonds		11,400,000
Sand extraction fee revenue		78,400
Scrap tire regulatory fund		5,496,200
Septage waste contingency fund.....		40,300
Septage waste program fund.....		849,600
Settlement funds.....		2,392,700
Sewage sludge land application fee		1,060,400
Shop fees		19,000
Small business pollution prevention revolving loan fund.....		143,500
Snowmobile registration fee revenue		1,733,100
Snowmobile trail improvement fund.....		10,146,000
Soil erosion and sedimentation control training fund		130,300
Solid waste management fund - staff account.....		5,686,800
Sportsmen against hunger fund.....		50,000
Stormwater permit fees		3,258,000
Strategic water quality initiatives fund		10,000,000
Trailways fund.....		30,000
Underground storage tank fees		2,527,500
Waste reduction fee revenue		4,724,200
Wastewater operator training fees.....		190,000
Water analysis fees.....		4,062,200
Water pollution control revolving fund.....		3,422,500
Water quality protection fund		100,000
Water use reporting fees.....		589,700
Total other restricted revenues		399,012,800
State general fund/general purpose	\$	41,309,400

Sec. 102. EXECUTIVE OPERATIONS

Full-time equated unclassified positions	6.0	
Full-time equated classified positions.....	29.0	
Unclassified salaries—6.0 FTE positions		\$ 602,300
Executive direction and citizen advisory councils—29.0 FTE positions		3,656,800
Natural resources commission.....		81,600
GROSS APPROPRIATION		\$ 4,340,700
Appropriated from:		
Federal revenues:		
Federal funds.....		69,400

Special revenue funds:	
Environmental response fund	\$ 135,800
Forest development fund	326,000
Forest land user charges.....	3,700
Forest recreation account	6,700
Game and fish protection fund	645,700
Game and fish - deer habitat reserve	11,400
Game and fish - turkey permit fees	15,300
Game and fish - waterfowl fees.....	700
Game and fish - wildlife resource	17,600
Land exchange facilitation fund.....	26,800
Marine safety fund	8,400
Michigan natural resources trust fund	19,500
Michigan state parks endowment fund.....	121,300
Michigan state waterways fund	185,900
Nongame wildlife fund.....	4,800
Off-road vehicle trail improvement fund.....	46,500
Oil and gas regulatory fund	228,000
Park improvement fund.....	452,300
Recreation improvement account	4,900
Refined petroleum fund.....	399,200
Settlement funds.....	59,800
Snowmobile registration fee revenue	9,300
Snowmobile trail improvement fund.....	32,500
State general fund/general purpose	\$ 1,509,200

Sec. 103. OFFICE OF THE GREAT LAKES

Full-time equated classified positions.....	18.0
Office of the Great Lakes—18.0 FTE positions	\$ 2,544,000
GROSS APPROPRIATION	\$ 2,544,000
Appropriated from:	
Federal revenues:	
Federal funds.....	1,500,800
Special revenue funds:	
Great Lakes protection fund	642,000
Settlement funds.....	100,600
State general fund/general purpose	\$ 300,600

Sec. 104. GREAT LAKES RESTORATION INITIATIVE

Great Lakes restoration initiative.....	\$ 65,000,000
GROSS APPROPRIATION	\$ 65,000,000
Appropriated from:	
Federal revenues:	
Federal funds.....	65,000,000
State general fund/general purpose	\$ 0

Sec. 105. DEPARTMENT SUPPORT SERVICES

Full-time equated classified positions.....	197.2
Central support services—192.2 FTE positions	\$ 22,018,500
Science and policy—5.0 FTE positions.....	568,900
Administrative hearings.....	467,200
Automated data processing	2,053,400
Building occupancy charges.....	9,560,800
Environmental support projects.....	5,000,000
Gifts and bequests	500,000
Rent - privately owned property.....	2,449,200
GROSS APPROPRIATION	\$ 42,618,000

Appropriated from:	
Interdepartmental grant revenues:	
IDG, land acquisition services-to-work orders.....	\$ 417,000
IDG, MDSP.....	85,700
IDT, interdivisional charges.....	2,053,400
IDT, laboratory services.....	496,300
Federal revenues:	
Federal funds.....	220,600
Special revenue funds:	
Private funds.....	500,000
Aboveground storage tank fees.....	55,200
Air emissions fees.....	1,635,800
Campground fund.....	16,100
Cleanup and redevelopment fund.....	1,371,800
Clean Michigan initiative fund.....	26,900
Environmental pollution prevention fund.....	110,200
Environmental protection fund.....	5,900
Environmental response fund.....	606,300
Fees and collections.....	40,800
Financial instruments.....	5,000,000
Forest development fund.....	2,589,500
Forest land user charges.....	6,500
Forest recreation account.....	71,600
Game and fish protection fund.....	4,436,900
Game and fish protection fund - deer habitat reserve.....	212,500
Game and fish protection fund - turkey permit fees.....	134,300
Game and fish protection fund - waterfowl fees.....	900
Game and fish - wildlife resource protection fund.....	43,800
Great Lakes protection fund.....	87,800
Groundwater discharge permit fees.....	185,700
Hazardous materials transportation permit fund.....	37,100
Land and water permit fees.....	303,200
Land exchange facilitation fund.....	5,766,000
Marine safety fund.....	337,100
Medical waste emergency response fund.....	43,000
Metallic mining surveillance fee revenue.....	1,400
Michigan natural resources trust fund.....	1,209,900
Michigan state parks endowment fund.....	237,000
Michigan state waterways fund.....	701,400
Mineral well regulatory fee revenue.....	16,200
Nongame wildlife fund.....	24,100
NPDES fees.....	438,500
Off-road vehicle trail improvement fund.....	26,600
Oil and gas regulatory fund.....	1,003,300
Orphan well fund.....	43,000
Park improvement fund.....	1,621,400
Public swimming pool fund.....	68,200
Public use and replacement deed fees fund.....	100,000
Public utility assessments.....	49,400
Public water supply fees.....	270,400
Recreation improvement account.....	27,300
Refined petroleum fund.....	1,890,900
Sand extraction fee revenue.....	1,100
Scrap tire regulatory fund.....	200,300
Septage waste program fund.....	36,200
Settlement funds.....	190,000
Sewage sludge land application fee.....	107,400
Small business pollution prevention revolving loan fund.....	20,200

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Snowmobile registration fee revenue	\$	60,400
Snowmobile trail improvement fund		231,500
Soil erosion and sedimentation control training fund		5,600
Solid waste management fund - staff account		618,700
Stormwater permit fees		196,200
Underground storage tank fees		233,100
Waste reduction fee revenue		388,600
Wastewater operator training fees		6,400
Water analysis fees		373,400
Water use reporting fees		9,500
State general fund/general purpose	\$	5,312,500

Sec. 106. COMMUNICATION AND CUSTOMER SERVICES

Full-time equated classified positions	176.3	
Marketing, education, and technology—123.3 FTE positions	\$	19,025,700
Historical administration and services—37.0 FTE positions		4,149,500
Special programs (Mann house)—1.0 FTE position		113,200
Thunder Bay national marine sanctuary and underwater preserve—1.0 FTE position		140,800
Museum stores—6.0 FTE positions		528,100
Freedom trail commission		22,500
Archives—8.0 FTE positions		768,300
GROSS APPROPRIATION	\$	24,748,100

Appropriated from:

Federal revenues:

Federal funds		2,870,600
Special revenue funds:		
Private funds		1,150,100
Air emissions fees		414,300
Environmental education fund		251,500
Forest development fund		70,100
Forest recreation account		15,000
Game and fish protection fund		7,856,000
Game and fish - youth hunting and fishing education and outreach fund		48,700
History fees fund		511,200
Land exchange facilitation fund		40,300
Marine safety fund		27,000
Michigan heritage publication fund		50,000
Michigan natural resources trust fund		21,100
Michigan state parks endowment fund		51,200
Michigan state waterways fund		121,600
Museum operations fund		535,600
Off-road vehicle safety education fund		52,900
Off-road vehicle trail improvement fund		25,000
Park improvement fund		2,350,300
Settlement funds		235,600
Small business pollution prevention revolving loan fund		114,600
Snowmobile registration fee revenue		45,000
Snowmobile trail improvement fund		36,600
Sportsmen against hunger fund		50,000
Waste reduction fee revenue		3,937,400
State general fund/general purpose	\$	3,866,400

Sec. 107. WILDLIFE MANAGEMENT

Full-time equated classified positions	206.0	
Wildlife management—197.0 FTE positions	\$	28,593,400
Natural resources heritage—9.0 FTE positions		1,285,200
State game and wildlife area maintenance		750,000
GROSS APPROPRIATION	\$	30,628,600

Appropriated from:	
Federal revenues:	
Federal funds.....	\$ 14,627,100
Special revenue funds:	
Private funds	114,600
Cervidae licensing and inspection fees	103,000
Forest development fund	67,700
Game and fish protection fund	9,351,700
Game and fish protection fund - deer habitat reserve.....	2,164,000
Game and fish protection fund - turkey permit fees.....	1,751,400
Game and fish protection fund - waterfowl fees	103,600
Nongame wildlife fund.....	659,300
State general fund/general purpose	\$ 1,686,200

Sec. 108. FISHERIES MANAGEMENT

Full-time equated classified positions.....	232.0
Aquatic resource mitigation—2.0 FTE positions.....	\$ 924,100
Fisheries resource management—170.0 FTE positions	19,327,200
Fish production—60.0 FTE positions	8,701,300
Cormorant population mitigation program	50,000
GROSS APPROPRIATION	\$ 29,002,600

Appropriated from:	
Federal revenues:	
Federal funds.....	11,169,900
Special revenue funds:	
Private funds	116,700
Game and fish protection fund	16,792,900
Game and fish protection fund - fisheries settlement.....	923,100
State general fund/general purpose	\$ 0

Sec. 109. WATER RESOURCE DIVISION

Full-time equated classified positions.....	352.6
Land and water interface positions—95.0 FTE positions.....	\$ 11,443,000
Program direction and project assistance—38.1 FTE positions.....	2,703,000
Water withdrawal assessment program—3.0 FTE positions.....	1,004,500
Expedited water/wastewater permits—3.0 FTE positions	420,700
Fish contaminant monitoring	316,100
Groundwater discharge—20.0 FTE positions	2,874,800
NPDES nonstormwater program—94.7 FTE positions.....	11,686,500
Surface water—98.8 FTE positions	14,811,900
GROSS APPROPRIATION	\$ 45,260,500

Appropriated from:	
Interdepartmental grant revenues:	
IDG, MDOT - Michigan transportation fund.....	1,075,800
Federal revenues:	
Federal funds.....	13,547,600
Special revenue funds:	
Clean Michigan initiative - clean water fund.....	3,912,100
Environmental protection fund.....	2,083,800
Environmental response fund	177,800
Groundwater discharge permit fees.....	1,310,800
Infrastructure construction fund	420,700
Land and water permit fees	1,989,900
NPDES fees.....	3,734,500
Refined petroleum fund.....	425,800
Soil erosion and sedimentation control training fund	122,200
Stormwater permit fees	2,877,400
Water pollution control revolving fund.....	710,800
Water use reporting fees.....	576,100
State general fund/general purpose	\$ 12,295,200

Sec. 110. LAW ENFORCEMENT

Full-time equated classified positions.....	248.0	
Environmental investigations—20.0 FTE positions.....		\$ 2,681,300
General law enforcement—228.0 FTE positions.....		28,946,200
GROSS APPROPRIATION		\$ 31,627,500
Appropriated from:		
Federal revenues:		
Federal funds.....		5,901,900
Special revenue funds:		
Aboveground storage tank fees		5,100
Air emissions fees		149,800
Campground fund		2,800
Cervidae licensing and inspection fees		65,100
Cleanup and redevelopment fund		125,900
Environmental pollution prevention fund		10,300
Environmental protection fund.....		45,100
Environmental response fund		65,000
Fees and collections		3,800
Forest recreation account		63,500
Game and fish protection fund		17,352,300
Game and fish protection fund - wildlife resource protection fund.....		1,215,800
Great Lakes protection fund		8,200
Groundwater discharge permit fees.....		17,200
Hazardous materials transportation permit fund		3,500
Land and water permit fees		36,600
Marine safety fund		1,397,200
Medical waste emergency response fund.....		4,100
Metallic mining surveillance fee revenue		500
Mineral well regulatory fee revenue.....		1,600
NPDES fees.....		41,300
Off-road vehicle safety education fund		85,200
Off-road vehicle trail improvement fund.....		1,304,000
Oil and gas regulatory fund		113,600
Orphan well fund		4,100
Park improvement fund.....		63,500
Public swimming pool fund		5,100
Public water supply fees		25,200
Refined petroleum fund.....		290,000
Sand extraction fee revenue.....		500
Scrap tire regulatory fund		96,500
Septage waste program fund.....		3,400
Settlement funds.....		22,200
Sewage sludge land application fee		9,700
Small business pollution prevention revolving loan fund.....		1,900
Snowmobile registration fee revenue		885,700
Soil erosion and sedimentation control training fund		600
Stormwater permit fees		18,400
Underground storage tank fees		21,900
Waste reduction fee revenue		45,400
Wastewater operator training fees.....		600
Water analysis fees.....		28,200
Water use reporting fees.....		900
State general fund/general purpose		\$ 2,084,300

Sec. 111. RECREATION DIVISION

Full-time equated classified positions.....	809.9	
MacMullan conference center—15.0 FTE positions		\$ 1,413,100
State parks—631.4 FTE positions.....		48,043,800

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State park improvement revenue bonds - debt service	\$ 1,153,700
Recreational boating—163.5 FTE positions	15,357,300
GROSS APPROPRIATION	\$ 65,967,900
Appropriated from:	
Interdepartmental grant revenues:	
IDG, MacMullan conference center revenue	1,413,100
Federal revenues:	
Federal funds.....	122,400
Special revenue funds:	
Private funds	370,300
Michigan state parks endowment fund.....	10,621,400
Michigan state waterways fund	15,357,300
Off-road vehicle trail improvement fund.....	257,300
Park improvement fund.....	37,826,100
State general fund/general purpose	\$ 0

Sec. 112. MACKINAC ISLAND STATE PARK COMMISSION

Full-time equated classified positions.....	37.0
Mackinac Island park operations—22.0 FTE positions	\$ 1,532,200
Historical facilities system—15.0 FTE positions	1,846,900
GROSS APPROPRIATION	\$ 3,379,100
Appropriated from:	
Special revenue funds:	
Mackinac Island state park operation fund.....	175,400
Mackinac Island state park fund.....	1,670,200
State general fund/general purpose	\$ 1,533,500

Sec. 113. FOREST MANAGEMENT DIVISION

Full-time equated classified positions.....	395.0
Forest management and timber market development—177.0 FTE positions	\$ 22,813,700
Adopt-a-forest program.....	25,000
Wildfire protection—122.0 FTE positions.....	12,115,400
Forest recreation—48.0 FTE positions	4,828,300
Minerals management—26.0 FTE positions	2,954,800
Cooperative resource programs—12.0 FTE positions	1,094,800
Forest management initiative—10.0 FTE positions	837,900
Forest fire equipment.....	500,000
GROSS APPROPRIATION	\$ 45,169,900
Appropriated from:	
Federal revenues:	
Federal funds.....	2,944,600
Special revenue funds:	
Private funds	941,000
Aircraft fees.....	274,800
Commercial forest fund	52,100
Forest development fund	28,112,800
Forest land user charges.....	558,500
Forest recreation account	1,297,100
Game and fish protection fund	1,768,700
Michigan natural resources trust fund	1,604,300
Michigan state parks endowment fund.....	598,300
Michigan state waterways fund	455,300
Off-road vehicle safety education fund	6,400
Off-road vehicle trail improvement fund.....	776,300
Recreation improvement fund.....	345,300
Shop fees	19,000
Snowmobile registration fee revenue	15,100
Snowmobile trail improvement fund.....	1,703,800

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Trailways fund.....	\$	30,000
State general fund/general purpose	\$	3,666,500

Sec. 114. AIR QUALITY DIVISION

Full-time equated classified positions.....	229.0	
Air quality programs—229.0 FTE positions.....	\$	25,540,000
GROSS APPROPRIATION	\$	25,540,000

Appropriated from:

Federal revenues:

Federal funds.....		7,164,100
Special revenue funds:		
Air emissions fees.....		9,256,600
Environmental response fund		114,600
Fees and collections		323,900
Oil and gas regulatory fund		116,300
Refined petroleum fund.....		3,026,400
State general fund/general purpose	\$	5,538,100

Sec. 115. ENVIRONMENTAL RESOURCE MANAGEMENT DIVISION

Full-time equated classified positions.....	349.5	
Drinking water and environmental health—116.5 FTE positions.....	\$	14,777,300
Hazardous waste management program—57.0 FTE positions		6,284,900
Low-level radioactive waste authority—2.0 FTE positions		715,100
Medical waste program—2.0 FTE positions.....		259,900
Municipal assistance—37.0 FTE positions		5,511,800
Radiological protection program—12.0 FTE positions.....		1,098,200
Scrap tire regulatory program—11.0 FTE positions		1,146,900
Oil, gas, and mineral services—60.0 FTE positions.....		11,173,600
Sewage sludge land application program—6.0 FTE positions		909,000
Solid waste management program—46.0 FTE positions		5,275,100
GROSS APPROPRIATION	\$	47,151,800

Appropriated from:

Interdepartmental grant revenues:

IDG, MDSP.....		802,000
Federal revenues:		
Federal funds.....		15,193,900
Special revenue funds:		
Campground fund		253,900
Electronic waste recycling fund.....		258,400
Environmental pollution prevention fund		1,353,400
Fees and collections		100,900
Hazardous materials transportation permit fund		816,600
Medical waste emergency response fund		259,900
Metallic mining surveillance fee revenue		34,500
Mineral well regulatory fee revenue.....		184,400
Nonferrous metallic mineral surveillance		23,800
Oil and gas regulatory fund		8,638,200
Orphan well fund		2,075,400
Public swimming pool fund		578,200
Public utility assessments		715,100
Public water supply fees		2,453,900
Publication revenue.....		80,300
Refined petroleum fund.....		576,900
Sand extraction fee revenue.....		76,500
Scrap tire regulatory fund		1,146,900
Septage waste contingency fund.....		40,300
Septage waste program fund.....		395,300
Sewage sludge land application fee		909,000

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Solid waste management fund - staff account	\$	4,861,000
Stormwater permit fees		100,300
Strategic water quality initiatives fund		400,000
Wastewater operator training fees.....		180,800
Water pollution control revolving fund.....		2,540,000
Waste reduction fee revenue		155,700
State general fund/general purpose	\$	1,946,300

Sec. 116. REMEDIATION DIVISION

Full-time equated classified positions.....		390.0
Contaminated site investigations, cleanup and revitalization—230.0 FTE positions	\$	24,996,800
Federal cleanup project management—60.0 FTE positions		8,859,600
Laboratory services—59.0 FTE positions		7,656,600
Aboveground storage tank program—8.0 FTE positions		815,100
Underground storage tank program—33.0 FTE positions		3,740,500
Emergency cleanup action		4,000,000
Environmental cleanup support.....		1,840,000
Refined petroleum product cleanup program.....		20,000,000
Superfund cleanup		3,000,000
GROSS APPROPRIATION	\$	74,908,600

Appropriated from:

Interdepartmental grant revenues:

IDT, laboratory services.....		3,938,700
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Federal revenues:

Federal funds.....		9,747,400
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Special revenue funds:

Private funds		166,400
Aboveground storage tank fees		390,600
Cleanup and redevelopment fund.....		12,610,700
Environmental protection fund.....		4,627,100
Environmental response fund		6,586,400
Landfill maintenance trust fund		60,000
Public water supply fees		268,000
Refined petroleum fund.....		29,213,500
Revitalization revolving loan fund.....		89,900
Settlement funds.....		1,705,200
Underground storage tank fees		2,054,800
Water analysis fees.....		3,449,900
State general fund/general purpose	\$	0

Sec. 117. GRANTS

Accessibility grants	\$	1,000,000
Coastal management grants		2,000,000
Drinking water program grants		1,330,000
Federal - clean vessel act grants		400,000
Federal - forest stewardship grants		3,125,000
Federal - Great Lakes remedial action plan grants.....		700,000
Federal - land and water conservation fund payments		2,566,900
Federal - nonpoint source water pollution grants.....		6,500,000
Federal - rural community fire protection.....		300,000
Federal - urban forestry grants.....		3,024,000
Game and nongame wildlife fund grants.....		10,000
Grants to communities - federal oil, gas, and timber payments		3,450,000
Grants to counties - air pollution.....		83,700
Grant to counties - marine safety		3,647,400
Great Lakes research and protection grants.....		1,000,000
National recreational trails		3,950,000
Noncommunity water grants.....		1,400,000
Off-road vehicle safety training grants.....		150,000

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Off-road vehicle trail improvement grants	\$ 2,454,000
Pollution prevention local grants	250,000
Radon grants	90,000
Recreation improvement fund grants	1,100,000
Scrap tire grants	3,700,000
Septage waste compliance grants	400,000
Snowmobile law enforcement grants	673,000
Snowmobile local grants program	8,004,000
Strategic water quality initiative loans	9,600,000
Trail easements	700,000
Water pollution control and drinking water revolving funds	82,943,000
Water quality protection grants	100,000
GROSS APPROPRIATION	\$ 144,651,000
Appropriated from:	
Federal revenues:	
Federal funds	100,496,300
Special revenue funds:	
Private funds	1,150,000
Community pollution prevention fund	250,000
Great Lakes protection fund	1,000,000
Marine safety fund	1,980,000
Nongame wildlife fund	10,000
Off-road vehicle safety education fund	150,000
Off-road vehicle trail improvement fund	2,454,000
Permanent snowmobile trail easement fund	700,000
Public water supply fees	1,400,000
Recreation improvement fund	1,100,000
Refined petroleum fund	83,700
Revolving loan revenue bonds	11,400,000
Scrap tire regulatory fund	3,700,000
Septage waste program fund	400,000
Snowmobile registration fee revenue	673,000
Snowmobile trail improvement fund	8,004,000
Strategic water quality initiatives fund	9,600,000
Water quality protection fund	100,000
State general fund/general purpose	\$ 0
 Sec. 118. INFORMATION TECHNOLOGY	
Information technology services and projects	\$ 17,451,500
GROSS APPROPRIATION	\$ 17,451,500
Appropriated from:	
Interdepartmental grant revenues:	
IDG, MDSP	29,100
IDG, MDOT - Michigan transportation fund	56,800
IDT, laboratory services	154,000
Federal revenues:	
Federal funds	1,963,600
Special revenue funds:	
Aboveground storage tank fees	18,000
Air emissions fees	567,500
Campground fund	10,000
Cleanup and redevelopment fund	487,200
Commercial forest fund	6,500
Environmental pollution prevention fund	102,800
Environmental protection fund	1,100
Environmental response fund	261,600
Fees and collections	18,600
Forest development fund	1,790,900
Forest land user charges	23,800

For Fiscal Year
Ending Sept. 30,
2011

Forest recreation account	\$	60,400
Game and fish protection fund		3,081,000
Game and fish protection fund - deer habitat reserve.....		94,600
Game and fish protection fund - turkey permit fees.....		74,300
Game and fish protection fund - waterfowl fees.....		6,000
Game and fish - wildlife resource protection fund.....		62,000
Great Lakes protection fund		29,400
Groundwater discharge permit fees.....		60,900
Hazardous materials transportation permit fund.....		12,500
Land and water permit fees		96,600
Land exchange facilitation fund.....		123,200
Marine safety fund		48,300
Medical waste emergency response fund.....		14,300
Metallic mining surveillance fee revenue.....		500
Michigan natural resources trust fund		362,800
Michigan state parks endowment fund.....		378,600
Michigan state waterways fund		562,000
Mineral well regulatory fee revenue.....		5,400
Nongame wildlife fund.....		29,100
NPDES fees.....		156,400
Off-road vehicle trail improvement fund.....		13,600
Off-road vehicle safety education fund		5,000
Oil and gas regulatory fund		450,600
Orphan well fund		14,300
Park improvement fund.....		1,447,100
Public swimming pool fund		18,300
Public utility assessments		15,800
Public water supply fees		166,400
Recreation improvement account		34,800
Refined petroleum fund.....		1,217,800
Sand extraction fee revenue.....		300
Scrap tire regulatory fund		352,500
Septage waste program fund.....		14,700
Settlement funds.....		79,300
Sewage sludge land application fee		34,300
Small business pollution prevention revolving loan fund.....		6,800
Snowmobile registration fee revenue		44,600
Snowmobile trail improvement fund.....		137,600
Soil erosion and sedimentation control training fund		1,900
Solid waste management fund - staff account.....		207,100
Stormwater permit fees		65,700
Underground storage tank fees		217,700
Waste reduction fee revenue		197,100
Wastewater operator training fees.....		2,200
Water analysis fees.....		210,700
Water pollution control revolving fund.....		171,700
Water use reporting fees.....		3,200
State general fund/general purpose	\$	1,570,600

Sec. 119. CAPITAL OUTLAY

(1) STATE PARK AND FOREST AREA IMPROVEMENTS

State parks repair and maintenance	\$	2,700,000
State game and wildlife area infrastructure.....		3,350,000
Deer and waterfowl habitat acquisition		900,000
GROSS APPROPRIATION	\$	<u>6,950,000</u>
Appropriated from:		
Federal revenues:		
Federal funds.....		4,025,000

Special revenue funds:	
Private funds	\$ 2,000,000
Game and fish protection - deer habitat.....	135,000
Game and fish protection - waterfowl.....	90,000
Park improvement fund.....	700,000
State general fund/general purpose	\$ 0
(2) WATERWAYS BOATING PROGRAM	
Infrastructure improvements - state projects.....	\$ 3,600,000
Infrastructure improvements - local projects	1,000,000
Boating program, state boating access sites:	
Selfridge, Macomb County, seawall repairs, stormwater management upgrades, new entrance and parking improvements (total authorized cost \$1,800,000; federal share \$1,350,000; state share \$450,000)	1,800,000
Union Lake, Oakland County, replacement site development including new entrance, parking, launch ramp, maneuver area, and vault toilet facility (total authorized cost \$1,000,000; federal share \$750,000; state share \$250,000)	1,000,000
Multiple locations, new site development and redevelopment (total authorized cost \$1,800,000; federal share \$1,350,000; state share \$450,000)	1,800,000
Naubinway, Mackinac County, breakwater protection, dredging and engineering, phase II (total authorized cost is increased from \$210,000 to \$1,800,000; state share is increased from \$210,000 to \$1,710,000; local share is increased from \$0 to \$90,000).....	1,500,000
East Jordan, Charlevoix County, dock demolition and rehabilitation, grading and shoreline protection, concrete walkways, utility upgrades, lighting and landscaping (total authorized cost \$2,058,000; state share \$514,400; local share \$1,543,600)	514,400
South Haven, Van Buren County, harbormaster building demolition and replacement (total authorized cost \$1,628,400; state share \$814,200; local share \$814,200).....	814,200
GROSS APPROPRIATION	\$ 12,028,600
Appropriated from:	
Federal revenues:	
Federal funds.....	5,050,000
Special revenue funds:	
Michigan state waterways fund	6,978,600
State general fund/general purpose	\$ 0

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2010-2011 is \$440,322,200.00 and state spending from state resources to be paid to local units of government for fiscal year 2010-2011 is \$9,491,600.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENT

GRANTS

Grants to counties - marine safety	\$ 1,980,000
Off-road vehicle safety training grants.....	149,900
Off-road vehicle trail improvement grants	450,000
Recreation improvement fund grants.....	110,000
Snowmobile law enforcement grants	673,100
Noncommunity water grants.....	1,400,100
Scrap tire grants.....	500,000
Septage waste compliance program.....	399,900

CAPITAL OUTLAY

Waterways boating program	\$ 3,828,600
TOTAL.....	\$ 9,491,600

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

Sec. 203. As used in this act:

- (a) "Commission" means the natural resources commission.
- (b) "Department" means the department of natural resources and environment.
- (c) "FTE" means full-time equated.
- (d) "IDG" means interdepartmental grant.
- (e) "IDT" means intradepartmental transfer.
- (f) "MDOT" means the state transportation department.
- (g) "MDSP" means the department of state police.
- (h) "NPDES" means national pollution discharge elimination system.

Sec. 204. The civil service commission shall bill the department at the end of the first fiscal quarter for charges authorized by section 5 of article XI of the state constitution of 1963. Payments shall be made for the total amount of the billing by the end of the second fiscal quarter.

Sec. 205. The department shall use the Internet to fulfill the reporting requirements of this act. This requirement may include transmission of reports via electronic mail to the recipients identified for each reporting requirement, or it may include placement of reports on an Internet or Intranet site.

Sec. 206. Appropriations of state restricted game and fish protection funds have been made to the following departments and agencies in their respective appropriation acts. The amounts appropriated to these departments and agencies are listed below:

Legislative auditor general.....	\$ 22,000
Attorney general.....	827,500
Department of technology, management, and budget	283,200
Department of treasury.....	1,787,900

Sec. 207. Pursuant to section 43703(3) of the natural resources and environmental protection act, 1994 PA 451, MCL 324.43703, there is appropriated from the game and fish protection trust fund to the game and fish protection account of the Michigan conservation and recreation legacy fund, \$6,000,000.00 for the fiscal year ending September 30, 2011.

Sec. 208. From the funds appropriated in part 1 for information technology, the department shall pay user fees to the department of technology, management, and budget for technology-related services and projects. These user fees shall be subject to provisions of an interagency agreement between the department and the department of technology, management, and budget.

Sec. 209. (1) Due to the current budgetary problems in this state, out-of-state travel for the fiscal year ending September 30, 2011 shall be limited to situations in which 1 or more of the following conditions apply:

- (a) The travel is required by legal mandate or court order or for law enforcement purposes.
- (b) The travel is necessary to protect the health or safety of Michigan citizens or visitors or to assist other states in similar circumstances.
- (c) The travel is necessary to produce budgetary savings or to increase state revenues, including protecting existing federal funds or securing additional federal funds.
- (d) The travel is necessary to comply with federal requirements.
- (e) The travel is necessary to secure specialized training for staff that is not available within this state.
- (f) The travel is financed entirely by federal or nonstate funds.

(2) Not later than January 1 of each year, the department shall prepare a travel report listing all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the senate and house of

representatives standing committees on appropriations, the senate and house fiscal agencies, and the state budget director. The report shall include the following information:

- (a) The name of each person receiving reimbursement for travel outside this state or whose travel costs were paid by this state.
- (b) The destination of each travel occurrence.
- (c) The dates of each travel occurrence.
- (d) A brief statement of the reason for each travel occurrence.
- (e) The transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.
- (f) A total of all out-of-state travel funded for the immediately preceding fiscal year.

Sec. 210. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and comparable quality American goods or services, or both, are available. Preference should be given to goods or services, or both, manufactured or provided by Michigan businesses if they are competitively priced and of comparable quality. In addition, preference should be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

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

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

Sec. 213. (1) Funds appropriated in part 1 shall not be used by the department to adopt a rule that will apply to a small business and that will have a disproportionate economic impact on small businesses because of the size of those businesses if the department fails to reduce the disproportionate economic impact of the rule on small businesses as provided under section 40 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.240.

(2) As used in this section:

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

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

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

Sec. 215. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$33,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$200,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

Sec. 216. (1) The department shall report all of the following information relative to allocations made from appropriations for the environmental cleanup and redevelopment program, state cleanup, emergency actions, superfund cleanup, the revitalization revolving loan program, the brownfield grants and loans program, the leaking underground storage tank cleanup program, the contaminated lake and river sediments cleanup program, the refined petroleum

product cleanup program, and the environmental protection bond projects under section 19508(7) of the natural resources and environmental protection act, 1994 PA 451, MCL 324.19508, to the state budget director, the senate and house appropriations subcommittees on environmental quality, and the senate and house fiscal agencies:

- (a) The name and location of the site for which an allocation is made.
- (b) The nature of the problem encountered at the site.
- (c) A brief description of how the problem will be resolved if the allocation is made for a response activity.
- (d) The estimated date that site closure activities will be completed.
- (e) The amount of the allocation, or the anticipated financing for the site.
- (f) A summary of the sites and the total amount of funds expended at the sites at the conclusion of the fiscal year.
- (g) The number of sites that would qualify as brownfields that were redeveloped.
- (2) The report prepared under subsection (1) shall also include all of the following:

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

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

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

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

Sec. 217. (1) The department is authorized to expend amounts remaining from the current and prior fiscal year appropriations to meet funding needs of legislatively approved sites for the environmental cleanup and redevelopment program, the leaking underground storage tank cleanup program, and the refined petroleum product cleanup program.

(2) Unexpended and unencumbered amounts remaining from appropriations from the environmental protection bond fund contained in 2003 PA 173 and 2006 PA 343 are appropriated for expenditure for any site listed in this act and any site listed in the public acts referenced in this section.

(3) Unexpended and unencumbered amounts remaining from appropriations from the cleanup and redevelopment fund contained in 2003 PA 173 are appropriated for expenditure for any site listed in this act and any site listed in the public acts referenced in this section.

(4) Unexpended and unencumbered amounts remaining from appropriations from the clean Michigan initiative fund - response activities contained in 2000 PA 506, 2001 PA 120, 2003 PA 173, 2003 PA 237, 2004 PA 309, 2004 PA 350, 2005 PA 11, 2006 PA 343, and 2007 PA 121 are appropriated for expenditure for any site listed in this act and any site listed in the public acts referenced in this section.

(5) Unexpended and unencumbered amounts remaining from appropriations from the environmental protection fund contained in 2001 PA 43, 2002 PA 520, and 2003 PA 171 are appropriated for expenditure for any site listed in this act and any site listed in the public acts referenced in this section.

(6) Unexpended and unencumbered amounts remaining from appropriations from the refined petroleum fund activities contained in 2005 PA 154, 2007 PA 121, 2008 PA 247, and 2009 PA 118 are appropriated for expenditure for any site listed in this act and any site listed in the public acts referenced in this section.

Sec. 218. Any permit application that has been submitted to and pending with the department for a period of 2 years or more shall be considered administratively complete effective January 1, 2011.

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

Sec. 221. It is the intent of the legislature that, in fiscal years subsequent to the one ending September 30, 2011, revenue from the refined petroleum fund shall be used solely for purposes directly related to leaking underground storage tanks, as it was originally intended.

Sec. 222. (1) Within 14 days after the release of the executive budget recommendation, the department shall provide the state budget director, the senate and house appropriations subcommittees on environmental quality and natural resources, respectively, and the senate and house fiscal agencies with an annual report on estimated restricted fund balances, projected revenues, and expenditures for the fiscal years ending September 30, 2010 and September 30, 2011.

(2) Estimates of restricted fund revenues for the fiscal year ending September 30, 2011 shall be reissued on or before September 30, 2010. These revised revenue estimates shall form the basis for determinations of the number of funded positions authorized in this act.

(3) Part 1 of this act provides authorizations to fund 3,672.5 FTE classified positions during the fiscal year ending September 30, 2011. Line-item appropriations include limitations on the number of payroll hours to be funded, on the basis of 2,088 hours per each FTE position. The department shall report the number of funded FTE positions within 15 days after the effective date of this act. The number of classified employees compensated through each line item is limited by the authorized FTE positions indicated in this act, as adjusted for the number of reported funded FTE positions. The report shall be provided to the house and senate appropriations subcommittees on environmental quality and natural resources, respectively, and the house and senate fiscal agencies.

Sec. 223. Before January 31, 2011, the department, in cooperation with the Michigan state waterways commission, shall provide to the state budget director, the senate and house appropriations subcommittees on natural resources, and the senate and house fiscal agencies a list of projects completed by the commission in fiscal year 2009-2010, including the county and municipality in which each project is located.

Sec. 225. The department shall not approve the travel of more than 1 departmental employee to a specific professional development conference or training seminar that is located outside of this state unless the professional development conference or training seminar is funded by a federal or private funding source and requires more than 1 person from the department to attend, or the conference or training seminar includes multiple issues in which 1 employee from the department does not have expertise. This section does not apply to meetings or to the purchase of excess federal equipment.

Sec. 233. (1) On a quarterly basis, the department shall report on the number of FTEs in pay status by civil service classification to the senate and house appropriations subcommittees on natural resources and environment and the senate and house fiscal agencies.

(2) From the funds appropriated in part 1, the department shall develop, post, and maintain on a user-friendly and publicly accessible Internet website all expenditures made by the department within a fiscal year. The posting must include the purpose for which each expenditure is made. Funds appropriated in part 1 from the federal American recovery and reinvestment act shall also be included on a publicly accessible website maintained by the Michigan economic recovery office. The department shall not provide financial information on its website under this section if doing so would violate a federal or state law, rule, regulation, or guideline that establishes private or security standards applicable to that section.

Sec. 234. The department shall not expend more than \$10,000.00 from the appropriations in part 1 to implement the requirements of section 233.

EXECUTIVE OPERATIONS AND DEPARTMENT SUPPORT

Sec. 301. The department may charge the appropriations contained in part 1, including all special maintenance and capital projects appropriated for the fiscal year ending September 30, 2011, for engineering services provided, a standard percentage fee to recover actual costs. The department may use the revenue derived to support the engineering services charges provided for in part 1.

Sec. 302. The department may charge land acquisition projects appropriated for the fiscal year ending September 30, 2011, and for prior fiscal years, a standard percentage fee to recover actual costs, and may use the revenue derived to support the land acquisition service charges provided for in part 1.

Sec. 303. As appropriated in part 1, the department may charge both application fees and transaction fees related to the exchange or sale of state-owned land or rights in land authorized by part 21 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.2101 to 324.2162. The fees shall be set by the director of the department at a rate which allows the department to recover its costs for providing these services.

Sec. 304. For the purposes of administering the museum store as provided in section 7a of 1913 PA 271, MCL 399.7a, the department is exempt from section 261 of the management and budget act, 1984 PA 431, MCL 18.1261.

Sec. 305. As appropriated in part 1, proceeds in excess of costs incurred in the conduct of auctions, sales, or transfers of artifacts no longer considered suitable for the collections of the state historical museum may be expended upon receipt for additional material for the collection. The department shall notify the chairpersons, vice chairpersons, and minority vice chairpersons of the senate and house appropriations subcommittees on natural resources 1 week prior to any auctions or sales. Any unexpended funds may be carried forward into the next succeeding fiscal year.

Sec. 306. As appropriated in part 1, funds collected by the department for historical markers; document reproduction and services; conferences, admissions, workshops, and training classes; and the use of specialized equipment, facilities, exhibits, collections, and software shall be used for expenses necessary to provide the required services. The department may charge fees for the aforementioned services, including admission fees. As a condition of the expenditure of revenue from admission fees to the Michigan historical museum, admission to the museum shall be free for children under 18 years of age. The department may accept voluntary admissions contributions of \$2.00 for children under 18 years of age. Any unexpended funds may be carried forward into the next succeeding fiscal year.

Sec. 307. From the funds appropriated in part 1 for communications, \$22,500.00 shall be allocated to support the operations of the Michigan freedom trail commission as specified in section 4 of the Michigan freedom trail commission act, 1998 PA 409, MCL 399.84. These funds shall be used to reimburse commission members, to pay for necessary contractual services of the commission, and to hire not more than 1.0 FTE position in the Michigan historical center to support commission operations.

Sec. 308. Within 21 days after the end of the fiscal year ending September 30, 2011, the department shall submit to the senate and house appropriations subcommittees on natural resources a report on all land transactions approved by the commission in the previous fiscal year. For each land transaction, the report shall include the size of the parcel, the county and municipality in which the parcel is located, the dollar amount of the transaction, the fund source affected by the transaction, and whether the transaction is by purchase, public auction, transfer, exchange, or conveyance.

REMEDIATION DIVISION

Sec. 401. Revenues remaining in the interdepartmental transfers, laboratory services at the end of the fiscal year shall carry forward into the succeeding fiscal year.

Sec. 402. The unexpended funds appropriated in part 1 for emergency cleanup actions and the refined petroleum product cleanup program are considered work project appropriations and any unencumbered or unallotted funds are carried forward into the succeeding fiscal year. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the projects to be carried forward is to provide contaminated site cleanup.
- (b) The projects will be accomplished by contract.
- (c) The total estimated cost of all projects is identified in each line-item appropriation.
- (d) The tentative completion date is September 30, 2015.

Sec. 403. Effective October 1, 2010, surplus funds not to exceed \$1,000,000.00 in the cleanup and redevelopment trust fund are hereby appropriated to the environmental protection fund.

Sec. 404. Effective October 1, 2010, surplus funds not to exceed \$1,000,000.00 in the community pollution prevention fund are hereby appropriated to the environmental protection fund.

Sec. 405. It is the intent of the legislature to repay the refined petroleum fund for the \$70,000,000.00 that was transferred to the environmental protection fund as part of the resolution for the fiscal year 2006-2007 budget.

Sec. 406. The department shall not expend funds appropriated in part 1 if using operational memoranda or other similar documents that are in draft form to impose regulations on individuals or businesses conducting environmental cleanup projects, except as provided in part 213 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.21301 to 324.21331, or when there is written consent between the department and the individual or business.

Sec. 407. Effective October 1, 2010, surplus funds not to exceed \$2,000,000.00 in the solid waste management fund perpetual care account are appropriated to the solid waste management fund staff account.

Sec. 408. The funds appropriated in part 1 for the refined petroleum product cleanup program shall be used to fund cleanup activities on the following sites:

Site Name	County
Paragon Metal Works/Mikado Total	Alcona
Laughing Whitefish Trading Post	Alger
Midway Resort Inc.	Alger
Fennville Feed Supply	Allegan
Country Party Store	Alpena

Butch's Tackle & Marine	Antrim
Pickup Capital of the North	Antrim
Res. Wells Torch Lake Twp.	Antrim
Phil's Bank Union 76	Bay
Lone Pine Party Store	Benzie
Village of Honor Res. Wells	Benzie
Coloma Citgo	Berrien
Frank's Pro Station	Berrien
Randy's Amoco	Berrien
JL Market	Branch
K & H Tire & Alignment	Branch
Baker Oil (E. Michigan)	Calhoun
Logan's Gas & Deli	Calhoun
Indian Lake Mini Super	Cass
Riggs Corner Store	Cass
J.J.'s General Store	Charlevoix
Northern Oil (former)	Charlevoix
Club Road Property	Cheboygan
Cook Corporation Site	Cheboygan
Hostettlers Office Supply	Cheboygan
Mr. Mug's Donut Shop	Chippewa
Park Shell Service	Chippewa
Ackels Car Care	Clinton
State Road Service	Clinton
D&L Fuels	Eaton
Action Auto #10	Genesee
Central Distributing	Genesee
City of Flint Fire Department	Genesee
Fisherman's Landing	Genesee
Sunshine Foods #119 Burton	Genesee
Winegar's Trading Post	Gladwin
4 Corners Site	Grand Traverse
GJ's Party Store	Grand Traverse
Molly's Bye Golly	Grand Traverse
OCT Oil	Grand Traverse
Universal Car Wash II	Grand Traverse
Venture Investments	Grand Traverse
Vlack Hardware (former)	Grand Traverse
Woodland Shop and Go #175	Grand Traverse
KD's Country Store	Gratiot
Pat's Service	Gratiot
Wilson's Grocery	Gratiot
Former Union 76	Hillsdale
North Adams Convenience Store	Hillsdale
Al's Market Port Austin	Huron
Fresh-Up Car Wash	Ingham
Bublitz Oil Full Service Oscoda	Iosco
Firstbank-Winn Branch	Isabella
Bud's Auto Repair	Kalamazoo
Moore's Milwood Service	Kalamazoo
Warner Transport	Kalamazoo
Davis Country Corners	Kalkaska
Starvation Lake General Store	Kalkaska
Taffletown Tavern	Kalkaska
Former Clark #476	Kent
Kountry Korner	Kent
Riverview, N Park, Hubbard St	Kent
Third Base Inc.	Kent
Bass Lake Store	Lake
Chase General Store	Lake
EJ Green	Lapeer

Schaudt's Service Station	Lapeer
Rich's Amoco	Leelanau
Lakeland Montessori School	Livingston
Leon Bonner Property	Livingston
The Pit	Livingston
Bob's Standard Service	Luce
Action Auto (former)	Macomb
Joe & Son's Service	Marquette
Altona Christian Books	Mecosta
P.T. Plus - Former Sinclair Bulk Storage	Mecosta
Rinkey's Store	Missaukee
Joey's Service	Montmorency
Mary D's Restaurant	Montmorency
Pointe Bait	Montmorency
Sports Center, Inc.	Montmorency
Strolle Oil	Montmorency
Wyson's General Store	Montmorency
Bennett Pump	Muskegon
Mike's Sunoco	Newaygo
Wesco #14/Triangle Market	Newaygo
Dandy Oil Clarkston	Oakland
Emma Milner Property, Waterford	Oakland
Jenny Enterprises/Wine Basket, Highland	Oakland
Little Caesar's Pizza, Ortonville	Oakland
Wayne Oakland Oil Company	Oakland
Franklin Forge	Ogemaw
Rose City Feed & Tack	Ogemaw
Lowings Auto	Osceola
Neal's Service	Osceola
Ralph's Marathon	Osceola
Don's Marathon	Oscoda
Family Bookshelf	Oscoda
West Otsego Lake Grocery	Otsego
Alice's Restaurant	Presque Isle
Radio Tavern	Presque Isle
Rogers City Area Senior Center	Presque Isle
Big Mac's Market	Roscommon
Charlie's Place	Roscommon
Chapin General Store	Saginaw
Marvin McCray	Saginaw
Decker Service	St. Joseph
Payless SuperAmerica	St. Joseph
Save-U Station (former)	Shiawassee
Imlay City Gas & Oil	Tuscola
Pullman Industries	Van Buren
Ruddell Real Estate	Van Buren
A.S.E. Inc. DBA S & S Shell	Washtenaw
Evellyn Gibbons	Washtenaw
Michigan Center Inc.	Washtenaw
Cal's Car Care, Inc.	Wayne
Jack's Resort	Wexford

WILDLIFE DIVISION

Sec. 501. From the funds appropriated in part 1, the department shall submit annual reports to the state budget director, the senate and house appropriations subcommittees on natural resources, and the senate and house fiscal agencies that provide detail about enforcement actions taken to eradicate bovine tuberculosis, the number of infected deer found, new science it is working on to detect bovine tuberculosis, and other relevant information about the department's efforts to address the presence of bovine tuberculosis in this state.

Sec. 502. It is the intent of the legislature that, from the funds appropriated in part 1, the department shall reimburse the department of agriculture for costs incurred for indemnification payments for livestock losses caused by wolves, coyotes, or cougars under the animal industry act, 1988 PA 466, MCL 287.701 to 287.746.

FISHERIES DIVISION

Sec. 601. (1) From the appropriation in part 1 for aquatic resource mitigation, not more than \$758,000.00 shall be allocated for grants to watershed councils, resource development councils, soil conservation districts, local governmental units, and other nonprofit organizations for stream habitat stabilization and soil erosion control.

(2) The fisheries division in the department shall develop priority and cost estimates for all recommended projects.

WATER RESOURCES DIVISION

Sec. 651. From the funds appropriated in part 1 for surface water, \$100,000.00 shall be allocated to support 1 additional FTE position or partial FTE position for the aquatic nuisance control program for the fiscal year ending September 30, 2011. This FTE position shall be in addition to the number of FTE positions that were funded in the fiscal year ending September 30, 2010. The department shall report to the house and senate appropriations subcommittees on natural resources and the house and senate fiscal agencies by September 30, 2011 on the use of this funding and the number of permit applications processed by the program in 2011.

Sec. 652. The department shall fund a groundwater dispute resolution process with funds provided in part 1 in such a manner that maintains a strategically selected dispute resolution process given funds available. The department may utilize any and all available resources in providing this process and shall report to the legislature on the need for additional funds.

RECREATION DIVISION

Sec. 701. Pursuant to section 1902(2) of the natural resources and environmental protection act, 1994 PA 451, MCL 324.1902, there is appropriated from the Michigan natural resources trust fund to the Michigan state parks endowment fund an amount not to exceed \$10,000,000.00 for the fiscal year ending September 30, 2011.

Sec. 702. The department shall notify the house and senate appropriations subcommittees on natural resources and the house and senate fiscal agencies if it intends to reduce operations or reduce recreation opportunities in any state park or recreation area.

Sec. 703. The department shall not alter or halt operations of the ski hill or demolish buildings related to the ski hill, the assistant manager residence, the 3-unit apartment building, or the carpenter's shop and garage in Porcupine Mountains Wilderness State Park. The department shall collaborate with travel Michigan for the marketing and promotion of the ski hill.

FOREST MANAGEMENT DIVISION

Sec. 801. In addition to the funds appropriated in part 1, \$350,000.00 is appropriated to the department to cover costs related to any declared emergency involving the collapse of any abandoned mine shaft located on state land. This appropriation shall not be expended unless the state budget director recommends the expenditure and the department notifies the house and senate committees on appropriations.

Sec. 802. Of the funds appropriated in part 1, the department shall, subject to the forest certification process, prescribe treatment on 63,000 acres, prepare appropriate treatment for not less than 58,000 acres at the current average rate of 12.5 to 15 cords per acre, and offer those cords for sale in 2011, provided that the department shall take into consideration the impact of timber harvesting on wildlife habitat and recreation uses. The department shall, subject to the forest certification process, increase marking or treatment of hardwood timber for sale and harvest by 10% over

2010 levels. In addition, the department shall take into consideration silvicultural analysis and report annually to the legislature on plans and efforts to address factors limiting management of timber. The department shall increase the number of prepared acres if it appears that regional market demand requires increased volumes of harvested timber. The department shall provide quarterly reports on the number of acres treated, pursuant to this section, to the senate and house appropriations subcommittees on natural resources and the standing committees of the senate and house of representatives with primary responsibility for natural resources issues. The department shall complete and deliver these reports no later than 45 days after the end of the fiscal quarter.

Sec. 803. In addition to the money appropriated in this act, the department may receive and expend money from federal sources for the purpose of providing response to wildfires as required by a compact with the federal government. If additional expenditure authorization is required, the department shall notify the state budget office that expenditure under this section is required. The department shall notify the house and senate appropriations subcommittees on natural resources and the house and senate fiscal agencies of the expenditures under this section by November 1, 2011.

Sec. 804. The department shall continue to work cooperatively with horseback riding interests to maximize riding opportunities in the state.

Sec. 805. The department shall spend amounts appropriated in part 1 for forest-related activities to employ or contract for sufficient foresters to mark timber, pursuant to section 802.

Sec. 807. The director of the department shall meet semiannually in a public forum with timber industry representatives including, but not limited to, loggers, mills, pulp and paper, and bioenergy sectors to discuss strategic issues of the timber industry. The dates of these meetings shall be posted on the department website not less than 30 days in advance.

Sec. 808. The department shall develop a strategic plan to incorporate selected state forest campgrounds into the state park system as mini-state parks in order to qualify them for funding from the state recreation passport program. The department shall use both currently open and closed campgrounds in this strategic plan. In order to fully develop this program and to test its viability throughout the state, the department shall first design and implement a pilot program that includes 6 forest campgrounds selected on a broad geographical basis from those forest campgrounds closed by Executive Order No. 2009-22. In making the selection for the pilot program, the department shall select 3 forest campgrounds from the Upper Peninsula and 3 from the Lower Peninsula. The department shall report to the house and senate appropriations subcommittees on natural resources by March 1, 2011 on the design of the pilot program prior to implementation.

LAW ENFORCEMENT

Sec. 901. The appropriation in part 1 for snowmobile law enforcement grants shall be used by the department to provide grants to county law enforcement agencies to enforce part 821 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.82101 to 324.82160, including rules promulgated under that part and ordinances enacted pursuant to that part. The department shall consider the number of enforcement hours and the number of miles of snowmobile trails in each county in allocating these grants. Any funds not distributed to counties revert back to the snowmobile registration fee subaccount created under section 82111 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.82111. Counties shall provide semiannual reports to the department on the use of grant money received under this section.

GRANTS

Sec. 1001. If a certified health department does not exist in a city, county, or district or does not fulfill its responsibilities under part 117 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11701 to 324.11720, then the department may spend funds appropriated in part 1 under the septage waste compliance program in accordance with section 11716 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11716.

Sec. 1002. Federal pass-through funds to local institutions and governments that are received in amounts in addition to those included in part 1 for grants to communities - federal oil, gas, and timber payments and that do not require additional state matching funds are appropriated for the purposes intended. By November 30, 2010, the department

shall report to the senate and house appropriations subcommittees on natural resources, the senate and house fiscal agencies, and the state budget director on all amounts appropriated under this section during the fiscal year ending September 30, 2010.

Sec. 1003. Subject to part 811 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.81101 to 324.81150, from the funds appropriated in part 1 for off-road vehicle trail improvements grants, not less than \$980,000.00 shall be spent on the development of new trails in accordance with the off-road vehicle trail expansion plan submitted to the legislature pursuant to section 807 of article 14 of 2005 PA 154.

CAPITAL OUTLAY

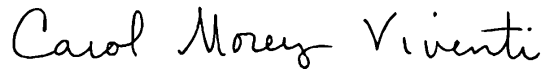
Sec. 1101. The appropriation made in this act for the harbors and docks program is for the purpose of participating with the federal government and assisting political entities and subdivisions of this state in the construction and improvement of recreational boating facilities within this state. Subject to the approval of the state administrative board, this money shall be allocated by the department to the federal government, or to the political entities or local units of government involved in the particular projects. An allocation shall not exceed the state portion as listed with each project description. The department shall take the steps necessary to match federal money available for the construction and improvement of recreational boating facilities within the state, and to meet requirements of the federal government.

Sec. 1102. (1) The director of the department shall allocate lump-sum appropriations to the department made in this act consistent with statutory provisions and the purposes for which funds were appropriated. Lump-sum allocations shall address priority program or facility needs and may include, but are not limited to, design, construction, remodeling and addition, special maintenance, major special maintenance, energy conservation, and demolition.

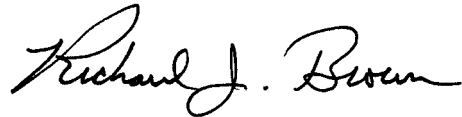
(2) The state budget director may authorize that funds appropriated for lump-sum appropriations shall be available for no more than 3 fiscal years following the fiscal year in which the original appropriation was made. Any remaining balance from allocations made in this section shall lapse to the fund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

Sec. 1103. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with the provisions of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

This act is ordered to take immediate effect.



Secretary of the Senate



Clerk of the House of Representatives

Approved

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Governor