

Act No. 290
Public Acts of 1998
Approved by the Governor
July 27, 1998
Filed with the Secretary of State
July 27, 1998
EFFECTIVE DATE: July 27, 1998

STATE OF MICHIGAN
89TH LEGISLATURE
REGULAR SESSION OF 1998

Introduced by Reps. Bobier, Godchaux, Johnson, Gilmer, Jellema, Bankes and Jansen

ENROLLED HOUSE BILL No. 5591

AN ACT to make appropriations for the department of natural resources for the fiscal year ending September 30, 1999; 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 for the fiscal year ending September 30, 1999, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF NATURAL RESOURCES

APPROPRIATION SUMMARY:

Full-time equated unclassified positions	6.0	
Full-time equated classified positions	2,224.5	
GROSS APPROPRIATION		\$ 228,001,500
Interdepartmental grant revenues:		
IDG, engineering services to work orders		1,004,700
IDG from MDOT, state trunkline fund		36,300
IDG-MJC, economic development job training funds		1,000,000
IDG, MacMullan conference center revenue		1,328,900
IDG, land acquisition services to work orders		819,000
IDT, interdivisional charges		2,859,700
Total interdepartmental grants and intradepartmental transfers		7,048,600
ADJUSTED GROSS APPROPRIATION		\$ 220,952,900
Federal revenues:		
DAG, federal		2,377,400
DOC, federal		42,100
DOD, federal		60,700
DOE, federal		1,000
DOI, federal		13,404,700

		For Fiscal Year Ending Sept. 30, 1999
DOI-MMS, federal oil and gas royalty revenue	\$	750,000
DOT, federal		2,355,800
EPA, federal		318,800
IGLFC, federal		20,100
Total federal revenues		19,330,600
Special revenue funds:		
Total local revenues		0
Private funds		1,170,600
Private gift revenues		500,000
Total private revenues		1,670,600
Air photo fees		729,000
Aircraft fees		101,800
Airport and park operation fees		40,900
Automated license system revenue		403,500
Commercial fishing fee revenue		200
Delinquent property tax administration fund		989,200
Farmland and open space withdrawal fees		557,800
Forest camping fee revenue		795,500
Forest resource revenue		20,804,100
Game and fish protection fund		50,441,000
Game and fish protection fund - deer habitat reserve		1,671,200
Game and fish protection fund - turkey permit fees		932,000
Game and fish protection fund - waterfowl fees		111,700
Game and fish - wildlife resource protection fund		995,200
Harbor development fund		220,300
Land exchange facilitation fund		5,322,400
Land sale revenue		4,596,500
Mackinac Island state park fund		1,329,400
Marine safety fund		4,822,700
Michigan civilian conservation corps endowment fund		1,267,000
Michigan geographic information system revenue		166,700
Michigan state parks endowment fund		4,330,200
Michigan state waterways fund		12,063,300
Motor fuel sales		775,000
Natural resources magazine fund		101,400
Natural resources trust fund		1,924,600
Nongame wildlife fund		844,500
Off-road vehicle trail improvement fund		1,629,100
Other restricted revenues		7,300
Park improvement fund		25,258,000
Publication revenue		100,000
Recreation improvement fund		1,388,500
Recreation bond fund		1,350,000
Shop fees		50,700
Snowmobile registration fee revenue		594,300
Snowmobile trail improvement fund		4,586,700
Total other state restricted revenues		151,301,700
State general fund/general purpose	\$	48,650,000

Sec. 102. EXECUTIVE

Full-time equated unclassified positions	6.0	
Full-time equated classified positions	20.0	
Commission (including travel expense - per diem)	\$	75,000
Unclassified salaries		394,200
Executive direction—9.0 FTE positions		1,491,000
Office of information and education—11.0 FTE positions		1,224,700
GROSS APPROPRIATION	\$	3,184,900

Appropriated from:	
Interdepartmental grant revenues:	
IDG, MacMullan conference center revenue	\$ 13,100
Special revenue funds:	
Delinquent property tax administration fund	3,400
Farmland and open space withdrawal fees	3,500
Forest resource revenue	148,700
Game and fish protection fund	1,021,800
Land exchange facilitation fund	5,400
Land sale revenue	32,200
Marine safety fund	27,900
Michigan geographic information system revenue	1,000
Michigan state parks endowment fund	8,200
Michigan state waterways fund	229,800
Natural resources magazine fund	101,400
Off-road vehicle trail improvement fund	2,300
Other restricted revenues	2,500
Park improvement fund	413,100
Snowmobile registration fee revenue	2,300
Snowmobile trail improvement fund	12,100
State general fund/general purpose	\$ 1,156,200

Sec. 103. ADMINISTRATIVE SERVICES

Full-time equated classified positions	219.0
Budget and program support—57.0 FTE positions	\$ 3,834,600
Internal audit—12.0 FTE positions	806,400
Field program support—70.0 FTE positions	5,541,800
Human resources—17.0 FTE positions	1,364,200
Equal opportunity and legal services—8.0 FTE positions	774,400
Office of information systems and technology—55.0 FTE positions	7,999,700
GROSS APPROPRIATION	\$ 20,321,100

Appropriated from:	
Interdepartmental grant revenues:	
IDG, MacMullan conference center revenue	12,400
IDT, interdivisional charges	2,691,300
Federal revenues:	
DOI, federal	108,500
Special revenue funds:	
Aircraft fees	101,800
Automated license system revenue	403,500
Delinquent property tax administration fund	11,100
Farmland and open space withdrawal fees	3,900
Forest resource revenue	699,900
Game and fish protection fund	6,899,300
Land exchange facilitation fund	30,200
Land sale revenue	64,200
Marine safety fund	219,000
Michigan natural resources trust fund	567,800
Michigan state parks endowment fund	47,300
Michigan state waterways fund	717,300
Michigan civilian conservation corps endowment fund	5,700
Off-road vehicle trail improvement fund	48,400
Other restricted revenues	4,800
Park improvement fund	727,300
Publication revenue	100,000
Recreation improvement fund	5,800
Snowmobile registration fee revenue	58,900
Snowmobile trail improvement fund	72,600
State general fund/general purpose	\$ 6,720,100

For Fiscal Year
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1999

Sec. 104. DEPARTMENTAL OPERATION SUPPORT

Building occupancy charges	\$	1,632,900
Rent privately owned property		619,300
Gifts and bequests		500,000
GROSS APPROPRIATION	\$	2,752,200
Appropriated from:		
Special revenue funds:		
Private gift revenues		500,000
Forest resource revenue		169,900
Game and fish protection fund		559,100
Land sale revenue		38,600
Marine safety fund		36,000
Michigan state waterways fund		196,100
Natural resources trust fund		9,400
Snowmobile trail improvement fund		15,600
Park improvement fund		84,500
State general fund/general purpose	\$	1,143,000

Sec. 105. WILDLIFE MANAGEMENT

Full-time equated classified positions	186.0	
Wildlife administration—14.5 FTE positions	\$	1,700,000
Wildlife management—162.5 FTE positions		15,226,000
Natural resources heritage—9.0 FTE positions		1,494,900
State game and wildlife area maintenance		525,000
Federal lands biological inventory		50,000
GROSS APPROPRIATION	\$	18,995,900
Appropriated from:		
Federal revenues:		
DOD, federal		50,000
DOI, federal		6,413,700
EPA, federal		51,300
Special revenue funds:		
Private funds		101,800
Game and fish protection fund		8,658,100
Game and fish protection fund - deer habitat reserve		1,671,200
Game and fish protection fund - turkey permit fees		932,000
Game and fish protection fund - waterfowl fees		111,700
Nongame wildlife fund		544,500
State general fund/general purpose	\$	461,600

Sec. 106. FISHERIES MANAGEMENT

Full-time equated classified positions	229.0	
Fisheries administration—12.5 FTE positions	\$	1,245,600
Fisheries resource management—142.4 FTE positions		10,065,900
Commercial fisheries—2.7 FTE positions		177,400
St. Mary's river - Little Rapids restoration project		250,000
Recreational fisheries—14.0 FTE positions		1,649,300
Fish production—57.4 FTE positions		6,779,000
Inplace river hatchery - Au Sable River		62,300
Treaty waters management fund work project		138,200
Stream habitat improvement		1,151,100
GROSS APPROPRIATION	\$	21,518,800
Appropriated from:		
Federal revenues:		
DOE, federal		1,000
DOC, federal		42,100
DOI, federal		5,933,400
EPA, federal		130,100

		For Fiscal Year Ending Sept. 30, 1999
IGLFC, federal	\$	20,100
Special revenue funds:		
Commercial fishing fee revenue.....		200
Game and fish protection fund		15,253,700
State general fund/general purpose	\$	138,200

Sec. 107. PARKS AND RECREATION

Full-time equated classified positions	837.0		
State parks—610.2 FTE positions.....	\$	36,200,500	
Lake sewer projects.....		150,000	
MacMullan conference center—7.0 FTE positions		1,303,400	
Recreational boating—202.1 FTE positions		10,563,800	
Public access site signs - aquatic nuisance control		15,000	
Michigan civilian conservation corps—3.0 FTE positions.....		3,443,000	
Engineering—14.7 FTE positions		1,211,500	
Cost of marine fuel purchased for resale		775,000	
GROSS APPROPRIATION.....	\$	53,662,200	

Appropriated from:

Interdepartmental grant revenues:

IDG-MJC, economic development job training funds.....	1,000,000
IDG, engineering services to work orders.....	1,004,700
IDG, MacMullan conference center revenue	1,303,400
IDT, interdivisional charges	168,400

Federal revenues:

EPA, federal.....	95,900
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Special revenue funds:

Harbor development fund	220,300
Michigan civilian conservation corps endowment fund	1,261,300
Michigan state parks endowment fund.....	3,919,400
Michigan state waterways fund	10,395,300
Motor fuel sales.....	775,000
Park improvement fund.....	23,968,100
Private funds	257,800
State general fund/general purpose	\$ 9,292,600

Sec. 108. MACKINAC ISLAND STATE PARK

Full-time equated classified positions	48.0		
Mackinac Island park operation—23.0 FTE positions	\$	1,584,400	
Historical facilities system—25.0 FTE positions		1,703,300	
GROSS APPROPRIATION.....	\$	3,287,700	

Appropriated from:

Interdepartmental grant revenues:

IDG from MDOT, state trunkline fund	36,300
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Special revenue funds:

Airport and park operation fees	40,900
Mackinac Island state park fund.....	1,329,400
State general fund/general purpose	\$ 1,881,100

Sec. 109. FOREST RESOURCE MANAGEMENT

Full-time equated classified positions	340.0		
Timber harvest—102.0 FTE positions.....	\$	7,925,300	
Forest cultivation and reforestation—23.0 FTE positions		3,924,700	
Forest resource planning and land use—21.0 FTE positions.....		2,909,800	
Private forest development—10.5 FTE positions		862,100	
Forest finance authority—9.0 FTE positions.....		1,643,700	
Forest fire protection—141.5 FTE positions.....		9,432,600	
Forest recreation—15.5 FTE positions		1,775,700	
Trails—17.5 FTE positions		2,231,800	

		For Fiscal Year Ending Sept. 30, 1999
Abandoned mine shaft closure	\$	350,000
Forest management initiative		1,100,000
Forest fire equipment		500,000
GROSS APPROPRIATION	\$	32,655,700
Appropriated from:		
Federal revenues:		
DAG, federal		1,252,400
DOD, federal		10,700
EPA, federal		41,500
Special revenue funds:		
Private funds		761,000
Forest camping fee revenue		795,500
Forest resource revenue		18,808,500
Game and fish protection fund		634,700
Marine safety fund		125,500
Michigan state waterways fund		341,800
Off-road vehicle trail improvement fund		342,700
Recreation improvement fund		282,700
Shop fees		50,700
Snowmobile trail improvement fund		1,606,400
State general fund/general purpose	\$	7,601,600

Sec. 110. REAL ESTATE

Full-time equated classified positions	74.0	
Records and services—15.3 FTE positions		4,250,600
Minerals management—15.3 FTE positions		1,393,200
Land acquisition and exchange—16.2 FTE positions		7,291,400
Urban tax reverted residential property rehabilitation		20,000
Michigan resource inventory system—18.2 FTE positions		2,750,900
Farmland and open space preservation—7.0 FTE positions		550,400
Geological mapping—2.0 FTE positions		235,400
GROSS APPROPRIATION	\$	16,491,900
Appropriated from:		
Interdepartmental grant revenues:		
IDG, land acquisition services to work orders		819,000
Special revenue funds:		
Air photo fees		729,000
Delinquent property tax administration fund		974,700
Farmland and open space withdrawal fees		550,400
Forest resource revenue		977,100
Game and fish protection fund		310,400
Land exchange facilitation fund		5,286,800
Land sale revenue		4,461,500
Michigan geographic information system revenue		165,700
Natural resources trust fund		817,400
Park improvement fund		65,000
Michigan state parks endowment fund		355,300
State general fund/general purpose	\$	979,600

Sec. 111. LAW ENFORCEMENT

Full-time equated classified positions	271.5	
Wildlife resource protection—10.0 FTE positions	\$	995,200
General law enforcement—261.5 FTE positions		23,514,100
GROSS APPROPRIATION	\$	24,509,300
Appropriated from:		
Federal revenues:		
DOI, federal		723,100
DOT, federal		1,855,800

For Fiscal Year
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Special revenue funds:	
Game and fish - wildlife resource protection fund.....	\$ 995,200
Game and fish protection fund	14,953,900
Marine safety fund	1,184,300
Off-road vehicle trail improvement fund.....	386,200
Snowmobile registration fee revenue	328,100
State general fund/general purpose	\$ 4,082,700

Sec. 112. PAYMENTS IN LIEU OF TAXES

Swamp and tax reverted lands	\$ 7,071,500
Purchased lands/open space payments	7,974,500
Commercial forest reserve.....	2,691,700
GROSS APPROPRIATION.....	\$ 17,737,700

Appropriated from:

Special revenue funds:	
Game and fish protection fund	1,850,000
Michigan state waterways fund	183,000
Natural resources trust fund.....	530,000
State general fund/general purpose	\$ 15,174,700

Sec. 113. GRANTS

Grant to counties - marine safety	\$ 3,230,000
Federal - land and water conservation fund payments	1,000
Federal - forest stewardship grants	625,000
Federal - urban forestry grants.....	400,000
Federal - rural community fire protection/dry hydrant demonstration projects	100,000
Federal - clean vessel act grants.....	175,000
Community recreation infrastructure grants.....	1,350,000
Federal - oil and gas royalty payments.....	750,000
Recreation improvement fund grants.....	1,100,000
Snowmobile local grants program	2,880,000
Snowmobile law enforcement grants	205,000
Off-road vehicle trail improvement grants	849,500
National recreational trails	550,000
Game and nongame wildlife fund grants.....	400,000
Inland fisheries resources grants	200,000
Small range program grants.....	50,000
City of Center Line shooting range	18,600
GROSS APPROPRIATION.....	\$ 12,884,100

Appropriated from:

Federal revenues:	
DAG, federal.....	1,125,000
DOI, federal	226,000
DOI-MMS, federal oil and gas royalty revenue	750,000
DOT, federal	500,000
Special revenue funds:	
Private funds	50,000
Game and fish protection fund	300,000
Marine safety fund	3,230,000
Nongame wildlife fund.....	300,000
Off-road vehicle trail improvement fund.....	849,500
Recreation bond fund.....	1,350,000
Recreation improvement fund.....	1,100,000
Snowmobile registration fee revenue	205,000
Snowmobile trail improvement fund.....	2,880,000
State general fund/general purpose	\$ 18,600

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

Sec. 201. (1) In accordance with the provisions of section 30 of article IX of the state constitution of 1963, total state spending in this appropriation act is \$199,951,700.00 and state appropriations to be paid to local units of government are estimated at \$23,590,800.00. The itemized statement below identifies appropriations from which spending to units of local government will occur:

DEPARTMENT OF NATURAL RESOURCES

GRANTS

Swamp and tax reverted lands	\$	7,071,500
Purchased lands/open space payments		7,974,500
Commercial forest reserve		2,691,700
Community recreation infrastructure grants		1,350,000
Grants to counties - marine safety		3,230,000
Snowmobile law enforcement		205,000
Inland fisheries resources		200,000
Off-road vehicle trail improvement		849,500
City of Center Line shooting range		18,600
TOTAL	\$	23,590,800

(2) If it appears to the principal executive officer of a department or agency that state spending to local units of government will be less than the amount that was projected to be expended under subsection (1), the principal executive officer shall immediately give notice of the approximate shortfall to the state budget director, the senate and house appropriations committees, and the senate and house fiscal agencies.

Sec. 202. The expenditures and fund sources 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 commission of natural resources.
- (b) "DAG" means the United States department of agriculture.
- (c) "Department" means the department of natural resources.
- (d) "DOC" means the United States department of commerce.
- (e) "DOD" means the United States department of defense.
- (f) "DOE" means the United States department of energy.
- (g) "DOI" means the United States department of interior.
- (h) "DOT" means the United States department of transportation.
- (i) "EPA" means the United States environmental protection agency.
- (j) "FTE" means full-time equated.
- (k) "IDG" means interdepartmental grant.
- (l) "IDT" means intradepartmental transfer.
- (m) "IGLFC" means international Great Lakes fish commission.
- (n) "MDOT" means the Michigan department of transportation.

Sec. 204. (1) Beginning October 1, 1998, a hiring freeze is imposed on the state classified civil service. State departments and agencies are prohibited from hiring any new full-time state classified civil service employees or prohibited from filling any vacant state classified civil service positions. This hiring freeze does not apply to internal transfers of classified employees from 1 position to another within a department or to positions that are funded with 80% or more federal or restricted funds.

(2) The state budget director shall grant exceptions to this hiring freeze when the director believes that such a hiring freeze will result in rendering a state department or agency unable to deliver basic services. The state budget director shall report by the fifteenth of each month to the chairpersons of the senate and house appropriations committees the number of exclusions to the hiring freeze approved during the previous month and the justification for each exclusion.

Sec. 205. The department of civil service shall bill departments and agencies at the end of the first fiscal quarter for the 1% 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. 206. (1) From funds appropriated under part 1, the department shall prepare a report that lists all of the following regarding grant, or loan, or grant and loan programs administered by the department for the fiscal year ending on September 30, 1999:

- (a) The name of each program.
 - (b) The goals of the program, the criteria, including filing fees, and nominating procedures, eligibility, process, and deadlines for each program.
 - (c) The maximum and minimum grant and loan available and whether there is a match requirement for each program.
 - (d) The amount of any required match, and whether in-kind contributions may be used as part or all of a required match.
 - (e) Information pertaining to the application process, timeline for each program, and the contact people within the department.
 - (f) The source of funds for each program, including the citation of pertinent authorizing acts.
 - (g) Information regarding plans for the next fiscal year for the phaseout, expansion, or changes for each program.
 - (h) A listing of all recipients of grants or loans awarded by the department by type and amount of grant or loan.
- (2) The reports required under this section shall be submitted to the senate and house appropriations committees and the senate and house fiscal agencies by January 1, 2000.

Sec. 208. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced American goods or services, or both, of comparable quality are available. By May 1, 1999, the department shall submit a report to the state budget director, the speaker and minority leader of the house of representatives, the majority and minority leaders of the senate, the chairpersons of the senate and house appropriations committees, and the senate and house fiscal agencies on efforts to comply with this section.

Sec. 208a. (1) In addition to the funds appropriated in part 1, each of the following is appropriated:

- (a) An amount not to exceed \$1,000,000.00 for federal contingency funds.
 - (b) An amount not to exceed \$5,000,000.00 for state restricted contingency funds.
 - (c) An amount not to exceed \$100,000.00 for local contingency funds.
 - (d) An amount not to exceed \$100,000.00 for private contingency funds.
- (2) The funds appropriated under subsection (1)(a), (b), (c), or (d) are not available for expenditure until they have been transferred to another line item in this act pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 209. The state budget director shall provide a list of proposed work projects funded, in whole or in part, from appropriations in this act to the house and senate appropriations committees on November 15, 1998. This list shall provide detailed information including the total work project funding level, spending for the fiscal year ending September 30, 1998, and the amount of budget authority required to complete the project.

Sec. 211. (1) The department shall submit to the department of management and budget, the senate and house appropriations committees, the senate and house fiscal agencies, and the house and senate standing committees having jurisdiction over technology issues quarterly reports on the department's efforts to change the department's computer software and hardware as necessary to perform properly in the year 2000 and beyond. These reports shall identify actual progress in comparison to the department's approved work plan for these efforts.

(2) The department may present progress billings to the department of management and budget for the costs incurred in changing computer software and hardware as necessary to perform properly in the year 2000 and beyond. When progress billings are presented for reimbursement, the department of management and budget shall identify and forward as appropriate the funding sources that should support the work performed.

Sec. 212. (1) In the expenditure of funds appropriated under this act, the director of the department of natural resources shall take all reasonable steps to ensure that businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both, for the department.

(2) The director of the department of natural resources shall strongly encourage firms with which the department contracts to subcontract with businesses certified by the department of civil rights in deprived and depressed communities for services or supplies, or both.

Sec. 213. Appropriations of state restricted game and fish protection funds have been made to the following departments and agencies in their respective appropriation bills. The amounts appropriated to these departments and agencies are limited to the amounts listed below:

Department of civil service.....	\$	287,400
Legislative auditor general.....		18,500
Attorney general		605,300
Department of management and budget.....		187,400
Department of treasury.....		1,600

Sec. 214. The department shall provide the state budget director, the senate and house appropriations subcommittees on natural resources, and the senate and house fiscal agencies with a report twice a year on restricted fund balances, projected revenues, and expenditures.

Sec. 215. (1) The department of management and budget and each principal executive department and agency shall provide to the senate and house of representatives standing committees on appropriations and the senate and house fiscal agencies a monthly report on all personal service contracts awarded without competitive bidding, pricing, or rate setting. The notification shall include all of the following:

- (a) The total dollar amount of the contract.
- (b) The duration of the contract.
- (c) The name of the vendor.
- (d) The type of service to be provided.

(2) For personal service contracts of \$100,000.00 or more, the department of management and budget shall provide a monthly report on all of the following:

- (a) The total dollar amount of the contract.
- (b) The duration of the contract.
- (c) The name of the vendor.
- (d) The type of service to be provided.

(3) The department of management and budget shall provide a monthly listing of all bid requests or requests for proposal that were issued.

(4) Each principal executive department and agency shall provide a monthly summary listing of information that identifies any authorizations for personal service contracts that are provided to the department of civil service pursuant to delegated authority granted to each principal executive department and agency related to personal service contracts.

Sec. 215a. If a department enters into a personal services contract with any temporary service agency or similar contractor that hires or subcontracts with a person who retired from employment in the department under the early retirement program under section 19f of the state employees' retirement act, 1943 PA 240, MCL 38.19f, the retired state employee shall be limited to 500 hours for professional, technical, or clerical services and 250 hours for management services. This limitation does not apply to computer technology services. This provision only applies during a 24-month period after the date of retirement. This section applies to each principal executive department and agency.

Sec. 216. The department shall submit to the state budget director, the senate and house appropriations subcommittees on natural resources, and the senate and house fiscal agencies by December 30, 1999 an itemized report of all revenue received by, expenditures made from, and transfers made to or from the Michigan state waterways fund during the fiscal year ending September 30, 1999.

Sec. 218. A copy of all reports to the legislature required under this act shall be forwarded to the senate and house majority and minority policy offices.

Sec. 219. The department shall prepare a report on allowing firing of multiple rounds at shooting ranges, specifically addressing safety and the impact on targets, target areas, and related shooting range infrastructure. The report shall be prepared by April 1, 1999 and presented to the senate and house appropriations subcommittees on natural resources and the senate and house fiscal agencies.

Sec. 220. Sixty days before beginning any effort to privatize, the department shall submit a complete project plan to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies. The plan shall include the criteria under which the privatization initiative will be evaluated. The evaluation shall be completed and submitted to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies within 30 months.

Sec. 221. (1) Part 1 includes funding for departmental operations financed in whole or in part from early retirement savings generated through the early retirement program under section 19f of the state employees' retirement act, 1943 PA 240, MCL 38.19f. The director shall provide a report that identifies all of the following:

- (a) The amount of these early retirement savings realized in the 1997-98 fiscal year.
 - (b) The amount of these early retirement savings explicitly earmarked and spent for technology improvements in the 1997-98 fiscal year.
 - (c) The amount of these early retirement savings used for other organizational enhancements in the 1997-98 fiscal year.
- (2) The report required under subsection (1) shall be provided to the house and senate appropriations committees and to the house and senate fiscal agencies on or before December 15, 1998.

Sec. 222. Within 10 working days after formal presentation of the executive budget, the state budget director shall report to the members of the senate and house appropriations committees and the senate and house fiscal agencies on the amounts and sources of all capped federal funds, special revenue funds as defined in the state of Michigan's comprehensive annual financial report, and the healthy Michigan fund, and an accounting of the state departments or agencies in which the executive budget proposed to spend the funds.

EXECUTIVE

Sec. 301. The appropriations in section 102 for the commission may be used for per diem payments to the members of commissions or committees for a full day of commission or committee work at which a quorum is present, for attending a hearing as authorized by the respective commission or committee, or for performing official business as authorized by each respective commission or committee. The per diem payments for members of the commission of natural resources shall be at a rate of \$75.00 per day.

Sec. 302. The appropriation in section 102 for the office of information and education shall be allocated by the department through recognized natural resource education specialists to provide outreach programs to school age children and to the general public. Natural resources education shall include information on both consumptive and nonconsumptive aspects of natural resources, such as hunting, fishing, recreation, biodiversity protection, and ecosystem management.

ADMINISTRATIVE SERVICES

Sec. 401. The following are the estimated general purpose revenues available in the game and fish protection fund for the state fiscal year beginning October 1, 1998:

Projected balance from previous year	\$	11,335,000
General purpose licenses		41,500,000
Game and fish protection trust fund interest and earnings.....		3,400,000
Federal indirect revenues		1,000,000
Miscellaneous revenues		600,000
Total general purpose game and fish protection fund	\$	57,835,000

Sec. 402. Of the state general fund/general purpose resources appropriated in section 103 to administrative services, \$2,210,000.00 is to provide reimbursement to the game and fish protection fund for senior citizen reimbursement.

DEPARTMENTAL OPERATIONAL SUPPORT

Sec. 501. On February 1, 1999, the department shall report on gifts, bequests, grants, and donations to the senate and house appropriations subcommittees on natural resources and to the senate and house fiscal agencies. The report shall include both of the following:

- (a) The amount of contributions, gifts, bequests, grants, and donations received by the department for the fiscal year ending September 30, 1998.
- (b) A listing of the expenditures made from the amounts received as reported in subdivision (a).

FISHERIES MANAGEMENT

Sec. 602. The department shall annually report to the state budget director, the senate and house appropriations subcommittees on natural resources, and the senate and house fiscal agencies the amount and disposition of funds received from the Great Lakes fisheries trust. The report shall include a copy of the trust's annual report and a copy of form 990 filed with the attorney general's office.

Sec. 604. (1) From the appropriation in section 106 for stream habitat improvement, not more than \$575,000.00 shall be allocated for grants to watershed councils, resource development councils, soil conservation districts, local government units, and other nonprofit organizations for stream habitat stabilization and soil erosion control.

(2) The fisheries division of the department shall develop priority and cost estimates for all recommended projects. Priority shall be given to applications that use the Michigan civilian conservation corps to its greatest ability.

Sec. 606. The department shall convene a task force on Native American fishing rights and commercial fishing licenses. The task force shall develop a coordinated effort to identify problems and solutions on fishing issues in a manner that brings all interested parties together. The task force shall include representatives of commercial fishing, recreational groups, Native American communities, conservation groups, and appropriate executive departments and legislators. The task force shall present its findings and recommendations to the legislature and the governor by May 31, 1999.

Sec. 607. The department shall initiate discussions with Canada, Minnesota, Wisconsin, Indiana, Illinois, Ohio, New York, and Pennsylvania regarding the establishment of a "Great Lakes fishing license". The department shall report on the progress of the discussions to the senate and house appropriations subcommittees on natural resources by May 1, 1999.

Sec. 608. The department shall not impede the certification process for water control structures on Michigan waterways. All certification conditions necessary for compliance with section 401 of title IV of the federal water pollution control act, chapter 758, 86 Stat. 877, 33 U.S.C. 1341, that are required or requested by the department shall be paid for, by the department, from funds appropriated in section 106.

PARKS AND RECREATION

Sec. 701. 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, 1999, for engineering services provided, a standard percentage fee to be determined by the state budget director, and may use the revenue derived to support the engineering services charges provided for in part 1.

Sec. 702. The department shall charge state officials that are not on official state business the same fees for admission to state park and recreation facilities as other citizens of the state are charged.

Sec. 703. In accordance with 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, 1999.

Sec. 704. The interdepartmental grant appropriated in section 107 for the Michigan civilian conservation corps shall be used for the operation of a civilian conservation corps camp at Alberta and to recruit program enrollees.

Sec. 708. The department shall develop a feasibility study to comply with each lake water protection plan which requires owners of lakefront property to transport and dispose of sanitary sewerage or storm water sewerage, or both, at an off-site location. The department shall provide a copy of each study to each legislator who represents the district where the lakefront property is located, and to the senate and house appropriations subcommittees on natural resources.

MACKINAC ISLAND STATE PARK

Sec. 801. This appropriation act includes funding for department technology upgrades and other organizational enhancements financed in whole or in part from early retirement savings generated through section 19f of the state employees' retirement act, 1943 PA 240, MCL 38.19f. The Mackinac Island state park commission shall provide a spending plan which identifies the amount of these budget savings realized in the fiscal year ending September 30, 1998 and included in the appropriation for the fiscal year ending September 30, 1999, the purpose and amount of expenditures for the fiscal year ending September 30, 1999, and the amount explicitly earmarked for technological improvements financed from early retirement savings. This plan shall be provided to the house and senate appropriations subcommittees on natural resources and to the senate and house fiscal agencies on or before December 15, 1998.

FOREST RESOURCE MANAGEMENT

Sec. 901. The commission may establish and collect fees for the processing of applications for the use of state forests that require extensive review. The fees shall cover the cost to the department of processing the applications. Any unexpended application fees for the use of state forests, along with any excess collections from prior fiscal years, shall be carried over into subsequent fiscal years and shall be available for appropriation.

Sec. 903. Of the funds appropriated in section 109, the department shall not allow the amount of timber marked for harvest to decrease below 855,000 cords provided that the department takes into consideration the impact of timber harvesting on wildlife habitat and recreation uses.

Sec. 904. Of the funds appropriated in part 1 for the forest finance authority in the timber harvest program line item in section 109, no more than 10.0 FTEs shall be assigned to implement the program. Any additional program administration shall be accomplished through contracts with consulting foresters.

Sec. 905. The appropriation in section 109 for abandoned mine shaft closures shall be used to inventory abandoned mine shafts and to reclaim and cap abandoned mine shafts in order of priority as determined by the department. Funds appropriated in section 110 may be used to complete the mine shaft inventory.

Sec. 906. With money received from the sale of timber on state land and appropriated in part 1, the department may employ an additional 20 full-time temporary employees to serve as fire fighters for the 6-month period in which the risk of forest fires is the highest.

Sec. 907. As a condition of expenditure of appropriations under section 109, the department shall develop a plan to privatize snowmobile trail grooming activities during the 1999-2000 winter season for state-owned or maintained snowmobile trails. This plan shall be submitted to the senate and house appropriations subcommittees on natural resources and the senate and house fiscal agencies on December 31, 1998.

REAL ESTATE

Sec. 1001. The department may charge land acquisition projects appropriated for the fiscal year ending September 30, 1999, and for prior fiscal years, a standard percentage fee to be determined by the state budget director, and may use the revenue derived to support the land acquisition service charges provided for in section 110.

Sec. 1002. The land sale fund is created. An amount equal to the cost of personal services, printing, postage, advertising, contractual services, and facility rental associated with tax reverted lands shall be deducted from the sales and credited to the land sale fund.

Sec. 1003. The \$20,000.00 appropriation in section 110 for urban residential property rehabilitation shall be expended in demonstration projects in depressed urban areas. The purpose of these projects shall be to determine the desirability of tax lien purchase agreements as a means to provide clear title to prospective buyers of tax reverted residential properties.

Sec. 1004. As a condition for the expenditure of appropriations under section 110, the department shall refund the fee paid by an unsuccessful bidder who has nominated state property for sale, when the land is sold.

LAW ENFORCEMENT

Sec. 1101. A conservation officer or other employee or agent of the department who is paid through an appropriation provided in part 1 and who is acting in an investigative or other official capacity shall not enter a private residence, vehicle, boat, or other private property without a warrant or consent of the owner, or exception allowed by law.

Sec. 1102. As a condition of expenditure of appropriations under section 111, the department shall, in consultation with the snowmobile advisory committee, develop a plan to transfer primary enforcement responsibility, relating to part 821 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.82101 to 324.82160, to local law enforcement agencies. This plan shall be submitted to the senate and house appropriations subcommittees on natural resources and the senate and house fiscal agencies by February 12, 1999.

GRANTS

Sec. 1201. The amount appropriated in section 113 for federal-rural community fire protection/dry hydrant demonstration projects shall be awarded as grants to local fire protection departments. To be eligible, local fire protection departments shall be located in governmental units or fire protection districts with permanent populations of less than 10,000 and contain 1,000 or more acres of publicly owned forested land. Grants shall be limited to a maximum of \$5,000.00 to be used for the purchase of materials.

Sec. 1202. Of the funds appropriated in section 113 for marine safety grants, \$400,000.00 is appropriated to provide additional patrol hours on Michigan lakes. The department shall report on the distribution of these additional funds to the subcommittees on natural resources of the senate and house appropriations subcommittees on natural resources and the senate and house fiscal agencies by September 30, 1999.

Sec. 1203. (1) Of the funds appropriated in section 113 for community recreation infrastructure grants, \$750,000.00 shall be used to provide grants and loans to local units of government to redevelop and reuse vacant manufacturing facilities or abandoned industrial sites pursuant to section 71508(1)(c) of 1994 PA 451, MCL 324.71508.

(2) The department shall give funding priority to grant and loan requests for \$40,000.00 or less pursuant to this section.

WILDLIFE MANAGEMENT

Sec. 1402. The department shall prepare a report on the number and type of accidents due to the use of raised platforms during firearm deer season. The department shall provide the report to the senate and house appropriations subcommittees and the senate and house fiscal agencies by December 1, 1998.

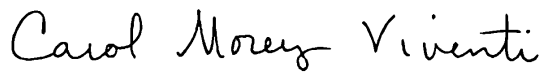
Sec. 1403. Of the funds appropriated in section 105 for wildlife management, \$85,000.00 shall be used to fund a research study at Michigan State University on the control of swimmer's itch in inland lakes. Local organizations shall contribute at least \$15,000.00 to this project. A report on the progress of the project shall be presented to the house and senate appropriations committees and house and senate fiscal agencies by December 31, 1999.

Sec. 1404. As a condition of expenditure of appropriations under section 105, the department shall issue a combined hunting license for the harvest of deer during firearm, bow and arrow, and any other deer hunting season. The department shall allow the license applicant to determine the number of kill tags to be included in the license. However, the number of kill tags shall not be less than 2 or greater than a maximum number to be set by the department. The license fee shall reflect the number of kill tags included in the license. This section does not prohibit the issuance of any other deer hunting license otherwise provided for by law.

This act is ordered to take immediate effect.



Clerk of the House of Representatives.



Secretary of the Senate.

Approved _____

Governor.