

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4400

A bill to make appropriations for the department of natural resources for the fiscal years ending September 30, 2003 and September 30, 2004; 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:

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PART 1

2

LINE-ITEM APPROPRIATIONS FOR FISCAL YEAR 2003-04

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Sec. 101. Subject to the conditions set forth in this act, the

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amounts listed in this part are appropriated for the department of

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natural resources for the fiscal year ending September 30, 2004, from

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the funds indicated in this part. The following is a summary of the

1 appropriations in this part:

2 **DEPARTMENT OF NATURAL RESOURCES**

3	Full-time equated unclassified positions.....5.0		
4	Full-time equated classified positions.....2,095.5		
5	GROSS APPROPRIATION.....	\$	257,948,100
6	Interdepartmental grant revenues:		
7	Total interdepartmental grants and intradepartmental		
8	transfers.....	\$	3,437,900
9	ADJUSTED GROSS APPROPRIATION.....	\$	254,510,200
10	Federal revenues:		
11	Total federal revenues.....		33,706,600
12	Special revenue funds:		
13	Total local revenues.....		0
14	Total private revenues.....		1,871,400
15	Total other state restricted revenues.....		188,146,600
16	State general fund/general purpose.....	\$	30,785,600
17	FUND SOURCE SUMMARY		
18	Full-time equated unclassified positions.....5.0		
19	Full-time equated classified positions.....2,095.5		
20	GROSS APPROPRIATION.....	\$	257,948,100
21	Interdepartmental grant revenues:		
22	IDG, engineering services to work orders.....	\$	1,472,800
23	IDG, MacMullan conference center revenue.....		1,300,600
24	IDG, land acquisition services to work orders.....		664,500
25	Total interdepartmental grants and intradepartmental		
26	transfers.....		3,437,900
27	ADJUSTED GROSS APPROPRIATION.....	\$	254,510,200

1	Federal revenues:	
2	DAG, federal.....	6,831,700
3	DOC, federal.....	60,900
4	DOD, federal.....	31,000
5	DOE, federal.....	1,000
6	DOI, federal.....	18,880,000
7	DOI, oil and gas royalty revenue.....	150,000
8	DOI, timber revenue.....	3,300,000
9	DOT, federal.....	4,203,300
10	EPA, federal.....	248,700
11	Total federal revenues.....	33,706,600
12	Special revenue funds:	
13	Private funds.....	1,371,400
14	Private - gift revenues.....	500,000
15	Total private revenues.....	1,871,400
16	Aircraft fees.....	219,900
17	Air photo - geographic information system.....	135,000
18	Automated license system revenue.....	429,300
19	Clean Michigan initiative fund.....	277,800
20	Delinquent property tax administration fund.....	1,065,900
21	Forest recreation fund.....	1,120,700
22	Forest resource revenue.....	25,555,800
23	Game and fish protection fund.....	60,578,300
24	Game and fish protection fund - deer habitat reserve	2,263,100
25	Game and fish protection fund - turkey permit fees..	1,457,200
26	Game and fish protection fund - waterfowl fees.....	90,500
27	Game and fish - wildlife resource protection fund...	1,344,100

1	Harbor development fund.....	245,900
2	Land exchange facilitation fund.....	5,503,100
3	Land sale revenue.....	2,640,200
4	Marine safety fund.....	4,623,300
5	Michigan civilian conservation corps endowment fund.	1,000,000
6	Michigan state waterways fund.....	14,980,200
7	Michigan natural resources trust fund.....	4,134,800
8	Michigan state parks endowment fund.....	11,576,600
9	Nongame wildlife fund.....	592,600
10	Off-road vehicle trail improvement fund.....	2,759,900
11	Park improvement fund.....	33,542,300
12	Publications revenue.....	58,700
13	Recreation improvement fund.....	1,414,500
14	Safety education fund.....	344,300
15	Shop fees.....	56,300
16	Snowmobile registration fee revenue.....	1,780,200
17	Snowmobile trail improvement fund.....	8,356,100
18	Total other state restricted revenues.....	188,146,600
19	State general fund/general purpose..... \$	30,785,600
20	Sec. 102. EXECUTIVE	
21	Full-time equated unclassified positions.....5.0	
22	Full-time equated classified positions.....42.6	
23	Commission (including travel expense--per diem)..... \$	90,000
24	Director--1.0 FTE positions.....	125,400
25	Governor appointee--1.0 FTE positions.....	58,000
26	Press secretary--1.0 FTE positions.....	57,500
27	Legislative liaison--1.0 FTE positions.....	67,000

1	Special appointee--1.0 FTE positions.....	58,000
2	Education and outreach--32.6 FTE positions.....	2,944,100
3	Executive direction--10.0 FTE positions.....	1,672,400
4	Travel.....	<u>86,900</u>
5	GROSS APPROPRIATION..... \$	5,159,300
6	Appropriated from:	
7	Interdepartmental grant revenues:	
8	IDG, MacMullan conference center revenue.....	21,400
9	Special revenue funds:	
10	Aircraft fees.....	500
11	Air photo - geographic information system.....	10,500
12	Automated license system revenue.....	3,000
13	Delinquent property tax administration fund.....	9,000
14	Forest resource revenue.....	266,100
15	Game and fish protection fund.....	1,705,000
16	Harbor development fund.....	600
17	Land exchange facilitation fund.....	37,100
18	Land sale revenue.....	54,300
19	Marine safety fund.....	41,300
20	Michigan civilian conservation corps endowment fund.	500
21	Michigan natural resources trust fund.....	7,600
22	Michigan state parks endowment fund.....	28,800
23	Michigan state waterways fund.....	308,800
24	Nongame wildlife fund.....	4,800
25	Off-road vehicle trail improvement fund.....	2,700
26	Park improvement fund.....	1,856,900
27	Publications revenue.....	500

1	Recreation improvement fund.....	5,200
2	Snowmobile registration fee revenue.....	4,200
3	Snowmobile trail improvement fund.....	32,200
4	State general fund/general purpose..... \$	758,300
5	Sec. 103. ADMINISTRATIVE SERVICES	
6	Full-time equated classified positions.....244.2	
7	Budget and support services--10.0 FTE positions..... \$	775,200
8	Grants, contracts, and customer systems--31.0 FTE	
9	positions.....	5,283,000
10	Human resources--24.0 FTE positions.....	2,045,700
11	Office of financial services--26.0 FTE positions....	2,255,900
12	Office of land and facilities--141.2 FTE positions..	17,446,100
13	Program assistance and review--12.0 FTE positions...	734,900
14	Travel.....	<u>360,100</u>
15	GROSS APPROPRIATION..... \$	28,900,900
16	Appropriated from:	
17	Interdepartmental grant revenues:	
18	IDG, engineering services to work orders.....	1,472,800
19	IDG, land acquisition services to work orders.....	664,500
20	IDG, MacMullan conference center revenue.....	1,279,200
21	Federal revenues:	
22	DOI, federal.....	320,300
23	Special revenue funds:	
24	Aircraft fees.....	112,900
25	Air photo - geographic information system.....	700
26	Automated license system revenue.....	426,300
27	Clean Michigan initiative fund.....	277,800

1	Delinquent property tax administration fund.....	1,020,800
2	Forest resource revenue.....	1,659,300
3	Game and fish protection fund.....	8,543,100
4	Land exchange facilitation fund.....	5,424,400
5	Land sale revenue.....	1,825,300
6	Marine safety fund.....	368,600
7	Michigan civilian conservation corps endowment fund.	5,900
8	Michigan natural resources trust fund.....	756,500
9	Michigan state parks endowment fund.....	46,000
10	Michigan state waterways fund.....	883,700
11	Nongame wildlife fund.....	3,700
12	Off-road vehicle trail improvement fund.....	63,200
13	Park improvement fund.....	1,377,800
14	Publications revenue.....	58,200
15	Recreation improvement fund.....	5,300
16	Safety education fund.....	50,000
17	Snowmobile registration fee revenue.....	65,600
18	Snowmobile trail improvement fund.....	77,100
19	State general fund/general purpose..... \$	2,111,900
20	Sec. 104. DEPARTMENTAL OPERATION SUPPORT	
21	Building occupancy charges..... \$	2,000,100
22	Rent - privately owned property.....	335,700
23	Gifts and bequests.....	<u>500,000</u>
24	GROSS APPROPRIATION..... \$	2,835,800
25	Appropriated from:	
26	Special revenue funds:	
27	Private - gift revenues.....	500,000

1	Forest resource revenue.....	753,100
2	Game and fish protection fund.....	675,500
3	Land sale revenue.....	51,400
4	Marine safety fund.....	44,600
5	Michigan state parks endowment fund.....	211,200
6	Michigan state waterways fund.....	203,800
7	Michigan natural resources trust fund.....	62,700
8	Park improvement fund.....	304,800
9	Snowmobile trail improvement fund.....	20,800
10	State general fund/general purpose..... \$	7,900
11	Sec. 105. WILDLIFE MANAGEMENT	
12	Full-time equated classified positions.....191.0	
13	Wildlife administration--14.5 FTE positions..... \$	1,431,400
14	Wildlife management--167.5 FTE positions.....	21,320,900
15	Natural resources heritage--9.0 FTE positions.....	1,124,300
16	State game and wildlife area maintenance.....	200,000
17	Travel.....	<u>922,400</u>
18	GROSS APPROPRIATION..... \$	24,999,000
19	Appropriated from:	
20	Federal revenues:	
21	DOD, federal.....	31,000
22	DOI, federal.....	9,983,500
23	EPA, federal.....	1,000
24	Special revenue funds:	
25	Private funds.....	100,000
26	Game and fish protection fund.....	8,626,800
27	Game and fish protection fund - deer habitat reserve	2,020,100

1	Game and fish protection fund - turkey permit fees..	1,457,200
2	Game and fish protection fund - waterfowl fees.....	90,500
3	Nongame wildlife fund.....	563,600
4	State general fund/general purpose..... \$	2,125,300
5	Sec. 106. FISHERIES MANAGEMENT	
6	Full-time equated classified positions.....225.0	
7	Fisheries administration--8.5 FTE positions..... \$	942,600
8	Fish production--57.4 FTE positions.....	7,094,400
9	Fisheries resource management--159.1 FTE positions..	14,846,600
10	Stream habitat improvement.....	1,269,300
11	Travel.....	<u>1,220,500</u>
12	GROSS APPROPRIATION..... \$	25,373,400
13	Appropriated from:	
14	Federal revenues:	
15	DOE, federal.....	1,000
16	DOC, federal.....	45,900
17	DOI, federal.....	7,410,400
18	EPA, federal.....	142,100
19	Special revenue funds:	
20	Private funds.....	100,000
21	Game and fish protection fund.....	17,651,900
22	State general fund/general purpose..... \$	22,100
23	Sec. 107. PARKS AND RECREATION	
24	Full-time equated classified positions.....785.7	
25	State parks--581.2 FTE positions..... \$	36,979,600
26	Recreational boating--201.5 FTE positions.....	11,358,700
27	Michigan civilian conservation corps--3.0 FTE	

1	positions.....	893,600
2	State parks improvement revenue bonds - debt service	1,081,900
3	Travel.....	<u>2,354,100</u>
4	GROSS APPROPRIATION..... \$	52,667,900
5	Appropriated from:	
6	Federal revenues:	
7	EPA, federal.....	104,600
8	Special revenue funds:	
9	Private funds.....	316,600
10	Harbor development fund.....	245,300
11	Michigan civilian conservation corps endowment fund.	993,600
12	Michigan state parks endowment fund.....	10,753,700
13	Michigan state waterways fund.....	12,061,400
14	Off-road vehicle trail improvement fund.....	211,700
15	Park improvement fund.....	27,981,000
16	State general fund/general purpose..... \$	0
17	Sec. 108. FOREST, MINERAL, AND FIRE MANAGEMENT	
18	Full-time equated classified positions.....	334.5
19	Forest and timber treatments--114.0 FTE positions... \$	11,878,800
20	Forest management planning--13.0 FTE positions.....	4,376,900
21	Forest recreation and trails--33.0 FTE positions....	4,093,000
22	Forest fire protection--137.5 FTE positions.....	9,104,200
23	Forest management initiative--9.2 FTE positions.....	1,009,000
24	Adopt-a-forest program.....	50,100
25	Minerals management--17.3 FTE positions.....	1,962,700
26	Forest fire equipment.....	1,700,100
27	Cooperative resource programs--10.5 FTE positions...	3,078,100

1	Travel.....		<u>1,439,800</u>
2	GROSS APPROPRIATION.....	\$	38,692,700
3	Appropriated from:		
4	Federal revenues:		
5	DAG, federal.....		2,056,700
6	DOI, federal.....		2,000
7	EPA, federal.....		1,000
8	Special revenue funds:		
9	Private funds.....		804,800
10	Aircraft fees.....		106,500
11	Air photo - geographic information system.....		103,000
12	Forest recreation fund.....		1,120,700
13	Forest resource revenue.....		21,341,200
14	Game and fish protection fund.....		1,781,800
15	Michigan natural resources trust fund.....		1,106,400
16	Michigan state parks endowment fund.....		496,700
17	Michigan state waterways fund.....		340,500
18	Off-road vehicle trail improvement fund.....		363,700
19	Recreation improvement fund.....		284,900
20	Shop fees.....		56,300
21	Snowmobile trail improvement fund.....		1,745,900
22	State general fund/general purpose.....	\$	6,980,600
23	Sec. 109. LAW ENFORCEMENT		
24	Full-time equated classified positions.....272.5		
25	Wildlife resource protection--10.0 FTE positions....	\$	1,238,700
26	General law enforcement--262.5 FTE positions.....		22,794,300
27	Travel.....		<u>2,753,800</u>

1	GROSS APPROPRIATION.....	\$	26,786,800
2	Appropriated from:		
3	Federal revenues:		
4	DOC, federal.....		15,000
5	DOI, federal.....		1,062,800
6	DOT, federal.....		2,403,300
7	Special revenue funds:		
8	Game and fish - wildlife resource protection fund...		1,332,500
9	Game and fish protection fund.....		15,619,800
10	Marine safety fund.....		1,304,800
11	Off-road vehicle trail improvement fund.....		744,000
12	Snowmobile registration fee revenue.....		564,600
13	State general fund/general purpose.....	\$	3,740,000
14	Sec. 110. PAYMENTS IN LIEU OF TAXES		
15	Payments for swamp and tax reverted lands.....		7,071,500
16	Payments for purchased lands.....		10,234,900
17	Payments for commercial forest reserves.....		<u>2,691,700</u>
18	GROSS APPROPRIATION.....	\$	19,998,100
19	Appropriated from:		
20	Special revenue funds:		
21	Game and fish protection fund.....		4,668,300
22	Michigan natural resources trust fund.....		1,214,700
23	Michigan state waterways fund.....		376,900
24	State general fund/general purpose.....	\$	13,738,200
25	Sec. 111. GRANTS		
26	Grant to counties--marine safety.....	\$	2,840,100
27	Federal - land and water conservation fund payments.		1,000

1	Federal - forest stewardship grants.....	625,000
2	Federal - urban forestry grants.....	3,900,000
3	Federal - clean vessel act grants.....	100,000
4	Federal - rural community fire protection.....	250,000
5	Grants to communities - federal oil, gas, and timber	
6	payments.....	3,450,000
7	Recreation improvement fund grants.....	1,100,100
8	Sebewaing harbor commission flood control.....	50,000
9	Snowmobile local grants program.....	6,480,100
10	Snowmobile law enforcement grants.....	1,142,100
11	Off-road vehicle safety training grants.....	294,300
12	Off-road vehicle trail improvement grants.....	1,374,600
13	National recreational trails.....	1,850,000
14	Game and nongame wildlife fund grants.....	10,100
15	Inland fisheries resources grants.....	<u>200,100</u>
16	GROSS APPROPRIATION..... \$	23,667,500
17	Appropriated from:	
18	Federal revenues:	
19	DAG, federal.....	4,775,000
20	DOI, federal.....	101,000
21	DOI, oil and gas royalty revenue.....	150,000
22	DOI, timber revenue.....	3,300,000
23	DOT, federal.....	1,800,000
24	Special revenue funds:	
25	Private funds.....	50,000
26	Game and fish protection fund.....	200,100
27	Marine safety fund.....	2,840,100

1	Michigan state waterways fund.....		50,000
2	Nongame wildlife fund.....		10,100
3	Off-road vehicle trail improvement fund.....		1,374,600
4	Recreation improvement fund.....		1,100,100
5	Safety education fund.....		294,300
6	Snowmobile registration fee revenue.....		1,142,100
7	Snowmobile trail improvement fund.....		6,480,100
8	State general fund/general purpose.....	\$	0
9	Sec. 112. INFORMATION TECHNOLOGY		
10	Information technology services and projects.....	\$	<u>8,866,700</u>
11	GROSS APPROPRIATION.....	\$	8,866,700
12	Appropriated from:		
13	Special revenue funds:		
14	Air photo - geographic information system.....		20,800
15	Delinquent property tax administration fund.....		36,100
16	Forest resource revenue.....		1,536,100
17	Game and fish protection fund.....		1,106,000
18	Game and fish protection fund - deer habitat reserve		243,000
19	Game and fish - wildlife resource protection fund...		11,600
20	Land exchange facilitation fund.....		41,600
21	Land sale revenue.....		709,200
22	Marine safety fund.....		23,900
23	Michigan natural resources trust fund.....		986,900
24	Michigan state parks endowment fund.....		40,200
25	Michigan state waterways fund.....		755,100
26	Nongame wildlife fund.....		10,400
27	Park improvement fund.....		2,021,800

1	Recreation improvement fund.....	19,000
2	Snowmobile registration fee revenue.....	3,700
3	State general fund/general purpose..... \$	1,301,300
4	Sec. 113. FEDERAL ADVISORY REPORT	
5	Game and fish protection fund..... \$	200,000
6	Budgetary savings.....	<u>(200,000)</u>
7	GROSS APPROPRIATION..... \$	0
8	Appropriated from:	
9	State general fund/general purpose..... \$	0

10 PART 1A
 11 LINE-ITEM APPROPRIATIONS FOR FISCAL YEAR 2002-03

12 Sec. 151. Subject to the conditions set forth in this act, the
 13 amounts listed in this part are appropriated for the department of
 14 natural resources for the fiscal year ending September 30, 2003, from
 15 the funds indicated in this part. The following is a summary of the
 16 appropriations in this part:

17 **DEPARTMENT OF NATURAL RESOURCES**

18	GROSS APPROPRIATION..... \$	0
19	Interdepartmental grant revenues:	
20	Total interdepartmental grants and intradepartmental	
21	transfers..... \$	0
22	ADJUSTED GROSS APPROPRIATION..... \$	0
23	Federal revenues:	
24	Total federal revenues.....	0
25	Special revenue funds:	

1	Total local revenues.....		0
2	Total private revenues.....		0
3	Total other state restricted revenues.....		0
4	State general fund/general purpose.....	\$	0
5	Sec. 152. FEDERAL ADVISORY REPORT		
6	Game and fish protection fund.....	\$	356,000
7	Budgetary savings.....		<u>(356,000)</u>
8	GROSS APPROPRIATION.....	\$	0
9	Appropriated from:		
10	State general fund/general purpose.....	\$	0

11 PART 2

12 PROVISIONS CONCERNING APPROPRIATIONS FOR FISCAL YEAR 2003-04

13 GENERAL SECTIONS

14 Sec. 201. Pursuant to section 30 of article IX of the state
 15 constitution of 1963, total state spending from state resources under
 16 part 1 for the fiscal year ending September 30, 2004 is
 17 \$218,280,200.00 and state spending from state resources to be paid to
 18 local units of government for the fiscal year ending September 30,
 19 2004 is \$23,965,400.00. The itemized statement below identifies
 20 appropriations from which spending to units of local government will
 21 occur:

22 DEPARTMENT OF NATURAL RESOURCES

23 PAYMENTS IN LIEU OF TAXES

24	Payments for swamp and tax reverted land.....		7,071,500
25	Payments for purchased lands.....		10,234,900

1	Payments for commercial forest reserves.....	2,691,700
2	GRANTS	
3	Grants to counties - marine safety.....	2,805,100
4	Snowmobile law enforcement.....	<u>1,142,100</u>
5	TOTAL.....	\$ 23,945,300

6 Sec. 202. The appropriations authorized under this act are
7 subject to the management and budget act, 1984 PA 431, MCL 18.1101 to
8 18.1594.

9 Sec. 203. As used in this act:

- 10 (a) "Commission" means the commission of natural resources.
- 11 (b) "DAG" means the United States department of agriculture.
- 12 (c) "Department" means the department of natural resources.
- 13 (d) "DOC" means the United States department of commerce.
- 14 (e) "DOD" means the United States department of defense.
- 15 (f) "DOE" means the United States department of energy.
- 16 (g) "DOI" means the United States department of interior.
- 17 (h) "DOI-MMS" means DOI minerals management service.
- 18 (i) "DOT" means the United States department of transportation.
- 19 (j) "EPA" means the United States environmental protection agency.
- 20 (k) "FTE" means full-time equated.
- 21 (l) "IDG" means interdepartmental grant.

22 Sec. 204. The department of civil service shall bill departments
23 and agencies at the end of the first fiscal quarter for the 1% charge
24 authorized by section 5 of article XI of the state constitution of
25 1963. Payments shall be made for the total amount of the billing by
26 the end of the second fiscal quarter.

27 Sec. 205. (1) Beginning October 1, a hiring freeze is imposed on

1 the state classified civil service. State departments and agencies
2 are prohibited from hiring any new full-time state classified civil
3 service employees and prohibited from filling any vacant state
4 classified civil service positions. This hiring freeze does not apply
5 to internal transfers of classified employees from 1 position to
6 another within a department.

7 (2) The state budget director shall grant exceptions to this
8 hiring freeze when the state budget director believes that the hiring
9 freeze will result in rendering a state department or agency unable to
10 deliver basic services, cause loss of revenue to the state, result in
11 the inability of the state to receive federal funds, or necessitate
12 additional expenditures that exceed any savings from maintaining a
13 vacancy. The state budget director shall report quarterly to the
14 chairpersons of the senate and house of representatives standing
15 committees on appropriations the number of exceptions to the hiring
16 freeze approved during the previous quarter and the reasons to justify
17 the exception.

18 Sec. 207. At least 60 days before beginning any effort to
19 privatize, the department shall submit a complete project plan to the
20 appropriate senate and house of representatives appropriations
21 subcommittees and the senate and house fiscal agencies. The plan
22 shall include the criteria under which the privatization initiative
23 will be evaluated. The evaluation shall be completed and submitted to
24 the appropriate senate and house of representatives appropriations
25 subcommittees and the senate and house fiscal agencies within 30
26 months.

27 Sec. 208. Unless otherwise specified in this act, the department

1 shall use the Internet to fulfill the reporting requirements of this
2 act. This may include transmission of reports via electronic mail to
3 the recipients identified for each reporting requirement or it may
4 include placement of reports on an Internet or Intranet site.

5 Sec. 209. Funds appropriated in part 1 should not be used for
6 the purchase of foreign goods or services, or both, if competitively
7 priced American goods or services, or both, of comparable quality are
8 available. Preference should be given to goods or services, or both,
9 manufactured or provided by Michigan businesses if they are
10 competitively priced and of comparable value.

11 Sec. 210. By February 15, the department shall provide the state
12 budget director, the senate and house appropriations subcommittees on
13 natural resources, and the senate and house fiscal agencies with an
14 annual report on estimated restricted fund balances, projected
15 revenues, and expenditures for the fiscal year and the previous fiscal
16 years.

17 Sec. 211. The departments and state agencies receiving
18 appropriations under this act shall receive and retain copies of all
19 reports funded from appropriations in part 1. These departments and
20 state agencies shall follow federal and state guidelines for
21 short-term and long-term retention of these reports. To the extent
22 consistent with federal and state guidelines, the requirements of this
23 section are satisfied if the reports funded from appropriations in
24 part 1 are retained in electronic format.

25 Sec. 212. (1) From the funds appropriated under part 1, the
26 department shall prepare a report that lists all of the following
27 regarding grant, loan, or grant and loan programs administered by the

1 department for the fiscal year:

2 (a) The name of each program.

3 (b) The goals, criteria, filing fees, nominating procedures,
4 eligibility requirements, processes, and deadlines for each program.

5 (c) The maximum and minimum grant and loan available and whether
6 there is a match requirement for each program.

7 (d) The amount of any required match, and whether in-kind
8 contributions may be used as part or all of a required match.

9 (e) Information pertaining to the application process, timeline
10 for each program, and the contact people within the department.

11 (f) The source of funds for each program, including the citation
12 of pertinent authorizing acts.

13 (g) Information regarding plans for the next fiscal year for the
14 phaseout, expansion, or changes for each program.

15 (h) A listing of all recipients of grants or loans awarded by the
16 department by type and amount of grant or loan during the previous
17 fiscal year.

18 (2) The reports required under this section shall be submitted to
19 the state budget director, the senate and house appropriations
20 committees and the senate and house fiscal agencies by January 1.

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

26	Department of civil service.....	\$	293,200
27	Legislative auditor general.....		21,400

1	Attorney general.....	640,800
2	Department of management and budget.....	320,500
3	Department of treasury.....	4,200

4 Sec. 214. (1) Before January 16, the department, in cooperation
5 with the Michigan state waterways commission, shall report to the
6 executive budget office, the senate and house fiscal agencies, and the
7 senate and house of representatives appropriations subcommittees on
8 natural resources detailing operations of the Michigan state waterways
9 commission for the preceding 1-year period.

10 (2) The department, in cooperation with the Michigan state
11 waterways commission, shall determine which projects should be
12 acquired or developed with money from the state waterways fund or
13 harbor development fund and shall submit to the executive budget
14 office, the senate and house fiscal agencies, and the senate and house
15 of representatives appropriations subcommittees on natural resources
16 in January a list of those projects, compiled in order of priority.
17 The list shall be accompanied by estimates of total costs for the
18 proposed projects.

19 (3) The department, in cooperation with the Michigan state
20 waterways commission, shall supply with each list under subsection (2)
21 a statement of the guidelines used in listing and assigning the
22 priority of these projects.

23 Sec. 215. The department shall develop a plan for allocating
24 restricted funds among department administrative support and
25 regulatory activities. This plan shall be submitted to the house and
26 senate appropriations subcommittees on natural resources by January
27 30. This plan shall include a cost allocation plan for financial

1 services support, office space rent and building occupancy charges,
2 support division service for information systems and technology, and a
3 methodology to use information generated through activity reports that
4 identifies the percentage of employee time spent on restricted fund
5 activities.

6 Sec. 216. Pursuant to section 43703(3) of the natural resources
7 and environmental protection act, 1994 PA 451, MCL 324.43703, there is
8 appropriated from the game and fish protection trust fund to the game
9 and fish protection fund, \$6,000,000.00 for the fiscal year.

10 Sec. 217. From the funds appropriated in part 1 for information
11 technology, the department shall pay user fees to the department of
12 information technology for technology-related services and projects.
13 Such user fees shall be subject to provisions of an interagency
14 agreement between the department and the department of information
15 technology.

16 Sec. 218. Amounts appropriated in part 1 for information
17 technology may be designated as work projects and carried forward to
18 support technology projects under the direction of the department of
19 information technology. Funds designated in this manner are not
20 available for expenditure until approved as work projects under
21 section 451a of the management and budget act, 1984 PA 431,
22 MCL 18.1451a.

23 EXECUTIVE

24 Sec. 301. On June 15, the department shall submit to the house
25 and senate appropriations subcommittees on natural resources and the
26 house and senate fiscal agencies a report on fish, game, and nongame
27 habitat improvement and treatment projects completed or planned during

1 the current fiscal year and the previous fiscal year. This report
2 shall include a list of all habitat treatment and improvement projects
3 by management unit. This list shall be accompanied by all of the
4 following information:

5 (a) The target species of wildlife or fish to benefit from unit
6 projects.

7 (b) The number of acres or, for an inland lake, river, or stream,
8 the number of feet treated or improved, the county in which the
9 project is located, and the methods of treatment or improvement.

10 (c) The division with lead responsibility for the projects and all
11 organizations involved in the projects, including, but not limited to,
12 department personnel, contractors, or subcontractors.

13 (d) The total cost per acre and the funding sources supporting
14 management unit projects. The report shall identify the program line
15 item supporting project expenditures.

16 (e) A separate summary, by fund or subfund, of all projects
17 completed in the fiscal year or the previous fiscal year.

18 **ADMINISTRATIVE SERVICES**

19 Sec. 401. The department may charge the appropriations contained
20 in part 1, including all special maintenance and capital projects
21 appropriated for the fiscal year, for engineering services provided, a
22 standard percentage fee to recover actual costs. The department may
23 use the revenue derived to support the engineering services charges
24 provided for in part 1.

25 Sec. 402. The department may charge land acquisition projects
26 appropriated for the fiscal year, and for prior fiscal years, a

1 standard percentage fee to recover actual costs, and may use the
2 revenue derived to support the land acquisition service charges
3 provided for in part 1.

4 Sec. 403. The department of natural resources may charge both
5 application fees and transaction fees related to the exchange or sale
6 of state-owned land or rights in land. The fees shall be set by the
7 director at a rate which allows the department to recover its costs
8 for providing these services.

9 Sec. 404. The department shall prominently display in a
10 prominent place in the fishing guide provided to each licensed fisher
11 and paid for from the funds appropriated in part 1, the website for
12 the department of community health. In addition, the fishing guide
13 shall include information on alternative sources where interested
14 parties without Internet access may find information on fish
15 advisories issued by the department of community health.

16 Sec. 405. The department shall report quarterly on all land
17 transactions completed by the department in the previous fiscal
18 quarter. For each land transaction, the report shall include, but not
19 be limited to, the size of the parcel, the county and municipality in
20 which the parcel is located, the dollar amount of the transaction, the
21 fund source used to purchase the parcel, and the type of transaction,
22 such as tax reversion, purchase, public auction, transfer, exchange,
23 or other type of transaction. The report shall be submitted to the
24 senate and house appropriation subcommittees on natural resources
25 within 21 days of the end of each fiscal quarter.

26 Sec. 406. The department shall offer to persons who are lessees
27 of private airport hangers at Roscommon airport as of the effective

1 date of this act the opportunity to enter new leases under reasonable
2 terms for any period, at the option of the lessee, not extending
3 beyond the life of the lessee.

4 **WILDLIFE MANAGEMENT**

5 Sec. 501. By April 1 and September 30, the department shall
6 report to the state budget director, the senate and house
7 appropriations subcommittees on natural resources, and the senate and
8 house fiscal agencies on spending from the amounts appropriated in
9 part 1 for bovine tuberculosis control efforts. The report shall
10 include, but not be limited to, information on activities at the
11 animal diagnostic laboratory at Michigan State University that are
12 funded with appropriations in part 1.

13 Sec. 502. Of the funds appropriated in part 1, the department
14 shall reimburse the department of agriculture for costs incurred for
15 indemnification payments for livestock losses caused by wolves or
16 coyotes under the animal industry act of 1987, 1988 PA 466, MCL
17 287.701 to 287.745.

18 **FISHERIES MANAGEMENT**

19 Sec. 601. The department shall not impede the certification
20 process for water control structures on Michigan waterways. The
21 department shall fund from funds appropriated in part 1 all
22 non-water-quality studies or requirements that the department requests
23 of either of the following:

24 (a) The department of environmental quality as a condition for
25 issuance of a certification under section 401 of title IV of the
26 federal water pollution control act, chapter 758, 86 Stat. 877, 33

1 U.S.C. 1341.

2 (b) The federal energy regulatory commission as a condition of
3 licensing under the federal power act, chapter 285, 41 Stat. 1063, 16
4 U.S.C. 791a to 793, 796 to 797, 798 to 818, 820 to 824a, and 824b to
5 825r.

6 Sec. 602. (1) From the appropriation in part 1 for stream
7 habitat improvement, not more than \$758,000.00 shall be allocated for
8 grants to watershed councils, resource development councils, soil
9 conservation districts, local governmental units, and other nonprofit
10 organizations for stream habitat stabilization and soil erosion
11 control.

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

14 Sec. 603. From the funds appropriated in part 1, \$22,100 is
15 provided to the Big Rapids area foundation for completion of the
16 riverwalk project.

17 **PARKS AND RECREATION**

18 Sec. 701. Pursuant to section 1902(2) of the natural resources
19 and environmental protection act, 1994 PA 451, MCL 324.1902, there is
20 appropriated from the Michigan natural resources trust fund to the
21 Michigan state parks endowment fund an amount not to exceed
22 \$10,000,000.00 for the fiscal year.

23 Sec. 703. (1) The department shall prepare detailed reports for
24 construction projects in state parks that will involve campsite or
25 campground closures. These reports shall include expected costs,
26 impacts on recreation opportunities, impacts on state park revenues,
27 and the expected impact on state park users. The department shall

1 also prepare reports on average monthly campground occupancy rates for
2 every state park during the previous summer season. The department
3 shall provide reports described in this subsection to the house and
4 senate appropriations subcommittees on natural resources and
5 environmental quality and the house and senate fiscal agencies not
6 later than April 1.

7 (2) The department shall notify the house and senate
8 appropriations subcommittees on natural resources and environmental
9 quality and the house and senate fiscal agencies if it intends to
10 reduce operations or reduce recreation opportunities at any state park
11 or recreation area.

12 Sec. 704. From the funds appropriated in part 1, the department
13 shall attempt to place an appropriate number of defibrillators in
14 state parks. State parks may accept donations of defibrillators.

15 Sec. 705. On September 30, the department shall submit a report
16 on the economic impact and financial status of the ski hill in
17 porcupine mountains wilderness state park to the legislature, the
18 state budget director, and the senate and house fiscal agencies. The
19 department shall not alter or halt operations of the ski hill or
20 demolish buildings related to the ski hill in porcupine mountains
21 wilderness state park until this report is received. The department
22 shall collaborate with travel Michigan for both the marketing and
23 promotion of the ski hill and in locating an operating partner through
24 a competitive bidding process.

<<Sec. 706. As a condition of expenditure of appropriations under
part 1 for state parks, the department shall not enter into a lease,
concession, or other agreement for the operation of a farm on state park
property with a party that has an annual operating budget of less than
\$100,000.00, that employs fewer than 2 full-time equated individuals, or
that has been recognized by the United States government as a 501(c) tax-
exempt organization by issuance of an internal revenue service letter of
final determination. The party must be licensed to solicit donations
under the charitable organizations and solicitation act, 1975 PA 169, MCL
400.271 to 400.294, and must provide a financial statement audited or

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reviewed by a certified public accountant to the department at the time
the lease, concession, or agreement is awarded.>>

<<Sec. 707. The department shall collaborate with the department of
history, arts, and libraries to begin implementation of the department of
natural resources' recommendations for a system of water trails in the
state as part of the statewide recreation plan.>>

25 **FOREST, MINERAL, AND FIRE MANAGEMENT**

26 Sec. 801. Of the funds appropriated in part 1, the department

1 shall prescribe appropriate treatment on 63,000 acres, plus or minus
2 10%, at the current average rate of 12.5 to 13 cords per acre provided
3 that the department shall take into consideration the impact of timber
4 harvesting on wildlife habitat and recreation uses. The department
5 shall endeavor to increase marking or treatment of hardwood timber by
6 10% over 2003 levels. In addition, the department shall take into
7 consideration silvicultural analysis and report annually to the
8 legislature on plans and efforts to address factors limiting
9 management of timber.

10 Sec. 802. The department shall spend amounts appropriated in
11 part 1 for forest-related activities to employ or contract for
12 additional foresters to mark timber, pursuant to section 801.

13 Sec. 803. The appropriation for the adopt-a-forest program in
14 part 1 shall be used to cover the cost of disposing of waste material
15 collected from state forest lands.

16 Sec. 804. In addition to the funds appropriated in part 1,
17 \$350,000.00 is appropriated to cover costs related to any declared
18 emergency involving the collapse of any abandoned mine shaft located
19 on state land. This appropriation shall not be expended unless the
20 state budget director recommends the expenditure and the department
21 notifies the house and senate committees on appropriations.

22 Sec. 805. As a condition of the expenditure of appropriations
23 under this act for forest recreation and trails, among the members of
24 the off-road vehicle trails advisory committee appointed after the
25 effective date of this act to represent off-road vehicle trail users
26 and dealers, there shall be at least 1 owner or operator of an
27 off-road vehicle dealership, consistent with section 81125 of the

1 natural resources and environmental protection act, 1994 PA 451, MCL
2 324.81125.

3 Sec. 806. Of the funds appropriated in part 1 for cooperative
4 resource programs, \$1,000,000.00 is provided as an interdepartmental
5 grant to the department of agriculture for the cooperative resources
6 management initiative program.

7 **LAW ENFORCEMENT**

8 Sec. 901. The appropriation in part 1 for snowmobile law
9 enforcement grants shall be used to provide grants to county law
10 enforcement agencies in counties with state snowmobile trails to
11 enforce part 821 of the natural resources and environmental protection
12 act, 1994 PA 451, MCL 324.82101 to 324.82160, including rules
13 promulgated under that part and ordinances enacted pursuant to that
14 part. The department shall consider the number of enforcement hours
15 and the number of miles of trails in each county in allocating these
16 grants. Any funds not distributed to counties revert back to the
17 local law enforcement fund. Counties shall provide semiannual reports
18 to the department.

19 **GRANTS**

20 Sec. 1101. The amount appropriated in part 1 for federal-rural
21 community fire protection shall be awarded as grants to local fire
22 protection departments. To be eligible, local fire protection
23 departments shall be located in governmental units or fire protection
24 districts with permanent populations of less than 10,000 and with
25 publicly owned forested land.

1 Sec. 1102. Federal pass-through funds to local institutions and
2 governments that are received in amounts in addition to those included
3 in part 1 for grants to communities - federal oil, gas, and timber
4 payments and that do not require additional state matching funds are
5 appropriated for the purposes intended. By November 30, the
6 department shall report to the senate and house appropriations
7 subcommittees on natural resources, the senate and house fiscal
8 agencies, and the state budget office on all amounts appropriated
9 under this section during the previous fiscal year.

10 Sec. 1103. (1) The use of federal funding received by the state
11 from the land and water conservation fund and appropriated in part 1
12 shall be coordinated with state grants to local units of government
13 from the Michigan natural resources trust fund. The coordination of
14 the two funding sources shall be conducted in a manner that minimizes
15 the total matching funds required from local units of government for
16 local land acquisition or recreational development projects.

17 (2) The Michigan natural resources trust fund board shall report
18 on the final disposition of federal funding from the land and water
19 conservation fund in the board's annual report to the legislature.

20 Sec. 1104. Of the amount appropriated in part 1 for off-road
21 vehicle trail improvement grants, not less than \$25,000.00 shall be
22 available for a county that contains a state park off-road vehicle
23 area and applies for law enforcement assistance to regulate off-road
24 vehicle use.

25 Sec. 1105. Of the amount appropriated in part 1 for grants to
26 counties - marine safety, \$35,000.00 shall be used by Michigan State
27 University to develop equipment and procedures that will accurately

1 measure and record distance to and sound levels of watercraft engines
2 if matching funds are provided by lake property associations.

3 **FEDERAL ADVISORY REPORT**

4 Sec. 1201. The amount appropriated in part 1 for the game and
5 fish protection fund is an appropriation from the general fund to the
6 game and fish protection fund in settlement of the advisory report
7 from the United States fish and wildlife service dated February 5,
8 2003.

9 Sec. 1202. Appropriation authorization adjustments required due
10 to negative appropriations for budgetary savings shall be made only
11 after the approval of transfers by the legislature pursuant to section
12 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

13 PART 2A

14 PROVISIONS CONCERNING APPROPRIATIONS FOR FISCAL YEAR 2002-03

15 **GENERAL SECTIONS**

16 Sec. 1301. Pursuant to section 30 of article IX of the state
17 constitution of 1963, total state spending from state resources under
18 part 1a for fiscal year 2002-03 is \$0.00, and state spending from
19 state resources to be paid to local units of government for fiscal
20 year 2002-03 is \$0.00.

21 **FEDERAL ADVISORY REPORT**

22 Sec. 1401. The amount appropriated in part 1a for the game and
23 fish protection fund is an appropriation from the general fund to the

1 game and fish protection fund in settlement of the advisory report
2 from the United States fish and wildlife service dated February 5,
3 2003.

4 Sec. 1402. Appropriation authorization adjustments required due
5 to negative appropriations for budgetary savings shall be made only
6 after the approval of transfers by the legislature pursuant to section
7 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.