

# Summary: House Subcommittee Budget Recommendation for Fiscal Years 2011-12 and 2012-13

## AGRICULTURE AND RURAL DEVELOPMENT



Analyst: William Hamilton

	FY 2010-11 Year-to-Date as of 2/17/11	FY 2011-12 House	Difference: FY 2011-12 Vs. FY 2010-11		FY 2012-13 House	Difference: FY 2012-13 Vs. FY 2011-12	
			Amount	%		Amount	%
IDG/IDT	289,100	297,600	8,500	2.9	297,600	0	.
Federal	14,922,600	14,184,700	(737,900)	(4.9)	14,386,700	202,000	1.4
Local	0	0	0		0	0	
Private	260,100	171,300	(88,800)	(34.1)	171,300	0	.
Restricted	30,679,400	28,863,000	(1,816,400)	(5.9)	29,444,800	581,800	2.0
GF/GP	30,297,100	27,835,000	(2,462,100)	(8.1)	28,447,400	612,400	2.3
Gross	\$76,448,300	\$71,351,600	(\$5,096,700)	(6.7)	\$72,747,800	\$1,396,200	2.0
FTEs	458.5	438.0	(20.5)	(4.5)	438.0	0.0	0.0

### Overview

The Department's key programs and priorities include ensuring food safety and security, protecting animal health and welfare, managing invasive exotic species, regulating pesticide use, certifying agricultural commodities, ensuring environmental stewardship, protecting consumers, and promoting the state's agricultural economy.

House Bill 4267 reflects the Governor's proposed budget with the following exceptions: The House bill does not recognize \$300,000 in restricted revenue from proposed grain dealer fees and instead adds \$300,000 GF/GP. The House bill does not recognize \$550,000 in restricted revenue from a proposed Intercounty Drain fee and instead adds \$432,300 GF/GP. The effect of these two changes is that *Gross appropriations* in the House Bill are \$117,700 less than the Governor's recommendation; GF/GP funding is \$732,300 more than the Governor.

The House Bill generally follows the line item format of the current year budget with the exception of two current year line items, *Groundwater and freshwater protection program*, and *Agriculture pollution prevention program*, which were rolled up into a single *Environmental stewardship* line. In addition, restricted *Freshwater protection fund* revenue as added to the *Michigan agriculture environmental assurance program* line to better reflect actual program funding. The House bill also retains a number of legislative boilerplate sections.

The only difference between the FY 2011-12 and FY 2012-13 budgets is the inclusion in FY 2012-13 of a \$1,396,200 item, "Active and retiree insurance and pension adjustment." FY 2012-13 figures are projected or proposed budget amounts only and would not be legally-binding appropriations.

		House Changes		
		FY 2010-11 YTD (as of 2/17/11)	FY 2010-11 to FY 2011-12	FY 2011-12 to FY 2012-13
<b>Major Budget Changes From FY 2010-11 YTD Appropriations</b>				
<b>1. Commissions and Boards</b> No change from current year.	Gross	\$23,800	\$0	\$0
	Restricted	8,800	0	0
	GF/GP	\$15,000	\$0	\$0
<b>2. Unclassified Positions</b> No change from current year.	FTEs	2.0	0.0	0.0
	Gross	\$213,300	\$0	\$0
	GF/GP	\$213,300	\$0	\$0
<b>3. Executive Direction</b> Reflects economic adjustment.	FTEs	8.0	0.0	0.0
	Gross	\$996,200	\$54,400	\$0
	Restricted	38,400	2,100	0
	GF/GP	\$957,800	\$52,300	\$0
<b>4. Management Services/Operational Services</b> Reflects economic adjustment.	FTEs	12.0	3.0	0.0
	Gross	\$928,600	\$52,500	\$0
	Restricted	57,800	0	0
	GF/GP	\$870,800	\$52,500	\$0

		House Changes		
<b>Major Budget Changes From FY 2010-11 YTD Appropriations</b>		<b>FY 2010-11 YTD (as of 2/17/11)</b>	<b>FY 2010-11 to FY 2011-12</b>	<b>FY 2011-12 to FY 2012-13</b>
<b>5. Statistical Reporting Service</b>		FTEs 1.0	0.0	0.0
Reflects economic adjustment.		<b>Gross \$148,500</b>	<b>\$9,800</b>	<b>\$0</b>
	Private	82,600	5,400	0
	GF/GP	\$65,900	\$4,400	\$0
<b>6. Emergency Management</b>		FTEs 6.5	(4.5)	0.0
Reflects anticipated end of a \$500,000 US Food and Drug Administration Rapid Response Team grant; economic adjustments.		<b>Gross \$741,800</b>	<b>(\$498,200)</b>	<b>\$0</b>
	Federal	500,000	(500,000)	0
	GF/GP	\$241,800	\$1,800	\$0
<b>7. Accounting Service Center</b>		<b>Gross \$878,300</b>	<b>\$0</b>	<b>\$0</b>
Department reimburses the Michigan Department of Transportation for accounting services. No change from current year.		GF/GP \$878,300	\$0	\$0
<b>8. Departmentwide – Rent and Building Occupancy</b>		<b>Gross \$1,042,200</b>	<b>(\$50,300)</b>	<b>\$0</b>
Appropriation for estimated building occupancy costs of \$991,900 includes \$442,000 in federal funds; however federal grants do not generally participate in building occupancy costs. As a result, only restricted and GF/GP funds are actually available for use by the department; costs not supported by actual revenue are charged to department program lines.		Federal 464,400	(22,400)	0
	Restricted	577,800	(78,800)	0
	GF/GP	\$0	\$50,900	\$0
<b>9. Information Technology</b>		<b>Gross \$1,500,800</b>	<b>(\$197,000)</b>	<b>\$0</b>
Recognizes \$20,600 in economic increases; \$57,600 GF/GP decrease for early retirement savings; restricted revenue decrease of \$160,000 to reflect actual revenue.		IDG 2,800	0	0
	Restricted	307,800	(157,700)	0
	GF/GP	\$1,189,800	(\$39,300)	\$0
<b>10. Food and Dairy – Food/Milk Safety and Quality Assurance</b>		FTEs 107.0	(6.0)	0.0
Executive recommends transfer of some elements of dairy inspection program to the dairy industry through use of industry-employed, department-certified field inspectors, resulting in GF/GP savings of \$600,000. Recognizes \$458,700 in economic increases; \$493,300 GF/GP decrease for early retirement savings.		<b>Gross \$13,004,100</b>	<b>(\$634,600)</b>	<b>\$0</b>
	Federal	658,700	27,800	0
	Restricted	3,163,500	133,300	0
	GF/GP	\$9,181,900	(\$795,700)	\$0

The \$8.4 million in GF/GP revenue is the largest use of GF/GP revenue in this budget.

The current year budget unrolls Food safety and Milk safety programs into two separate line items as follows:

Unrolled Line Items		FY 2010-11 Enacted Appropriation	FY 2011-12 House Appropriation
Food and Dairy – Food Safety and Quality Assurance	FTEs	81.0	81.0
	<b>Gross</b>	<b>\$9,744,900</b>	<b>\$9,931,600</b>
	Federal	624,200	651,600
	Restr.	3,003,500	3,034,500
	GF/GP	\$6,117,200	\$6,145,500
Milk Safety and Quality Assurance	FTEs	26.0	26.0
	<b>Gross</b>	<b>\$3,259,200</b>	<b>\$2,437,900</b>
	Federal	34,500	34,900
	Restr.	160,000	162,300
	GF/GP	\$3,064,700	\$2,240,700

		House Changes		
<b>Major Budget Changes From FY 2010-11 YTD Appropriations</b>		<b>FY 2010-11 YTD (as of 2/17/11)</b>	<b>FY 2010-11 to FY 2011-12</b>	<b>FY 2011-12 to FY 2012-13</b>
<b>11. Animal Industry – Animal Health and Disease Response</b>				
Recognizes \$137,000 in economic increases; \$35,400 decrease in federal revenue to reflect actual anticipated federal grants. Reduces GF/GP baseline by \$536,700 to reflect advances in Bovine TB Program, specifically: the elimination of the inspection station at the Mackinac Bridge (\$332,000), plus other unspecified program reductions, (\$204,700).	FTEs	68.0	(4.0)	0.0
	<b>Gross</b>	<b>\$9,474,200</b>	<b>(\$434,800)</b>	<b>\$0</b>
	Federal	1,291,200	(17,100)	0
	Restricted	253,800	3,800	0
	GF/GP	\$7,929,200	(\$421,500)	\$0
The \$7.5 million in GF/GP revenue is the second largest use of GF/GP revenue in this budget.				
<b>12. Pesticide and Plant Pest Management – PPPM</b>				
Executive recommends elimination of Department inspections of nursery stock intended for in-state sale; Department inspections would be limited to those needed for out-of-state export. Transfer of inspections of in-state stock to industry would result in GF/GP savings of \$500,000	FTEs	94.0	(6.0)	0.0
	<b>Gross</b>	<b>\$11,347,000</b>	<b>(\$1,034,300)</b>	<b>\$0</b>
	Federal	2,019,500	(52,000)	0
	Private	166,400	(83,100)	0
	Restricted	5,134,200	(104,900)	0
	GF/GP	\$4,026,900	(\$794,300)	\$0
Executive also proposes elimination of Department animal feed content label sampling/testing (for protein/fat/fiber content), resulting in a GF/GP savings of \$250,000. Department would continue health/safety related inspections.				
Proposed budget also recognizes \$430,600 in economic increases, \$199,200 GF/GP decrease for early retirement savings, and adjustments of restricted and federal revenue sources to actual, (\$496,400), and (\$19,300).				
<b>13. Emerald Ash Borer Program – PPPM</b>				
Appropriation of \$1.8 million reflects continuing reduction in federal support for this program; appropriation had been as much as \$25.0 million in FYs 2003-04 and 2004-05.	FTEs	10.0	(3.0)	0.0
	<b>Gross</b>	<b>\$2,138,500</b>	<b>(\$315,900)</b>	<b>\$0</b>
	Federal	2,138,500	(315,900)	0
<b>14. Producer Security/Grain Dealer Licensing – PPPM</b>				
Proposed budget recognizes \$23,400 in economic increases, and net \$32,600 reduction to reflect anticipated restricted revenue.	FTEs	4.0	0.0	0.0
	<b>Gross</b>	<b>\$552,600</b>	<b>(\$9,200)</b>	<b>\$0</b>
	Restricted	252,600	(9,200)	0
	GF/GP	\$300,000	\$0	\$0
The Governor had proposed \$300,000 increase in annual grain dealer fees to offset \$300,000 GF/GP reduction. The House bill does not recognize the fee increase and retains \$300,000 GF/GP.				
<b>15. Environmental Stewardship (Current Law)</b>				
The current year appropriation is simply a placeholder with no GF/GP funding and no FTEs. The department anticipates lapsing the entire current year appropriation.	<b>Gross</b>	<b>\$94,400</b>	<b>(\$94,400)</b>	<b>\$0</b>
	Federal	41,700	(41,700)	0
	Restricted	52,700	(52,700)	0
	GF/GP	\$0	\$0	\$0
<b>Environmental Stewardship - NEW</b>				
The House Bill would roll up of two current year line items, <i>Groundwater and freshwater protection program</i> , and <i>Agriculture pollution prevention program</i> , up into a single <i>Environmental stewardship</i> line to provide for agriculture pollution prevention and conservation activities.	FTEs	0.0	18.0	0.0
	<b>Gross</b>	<b>\$0</b>	<b>\$6,133,800</b>	<b>\$0</b>
	Federal	0	1,361,200	0
	Restricted	0	4,772,600	0
	GF/GP	\$0	\$0	\$0
<b>16. Michigan Agriculture Environmental Assurance Program</b>				
GF/GP increase reflects economic adjustment.	FTEs	3.0	0.0	0.0
	<b>Gross</b>	<b>\$262,000</b>	<b>\$290,600</b>	<b>\$0</b>
	Restricted	0	288,000	0
	GF/GP	\$262,000	\$2,600	\$0
House bill includes \$288,000 in restricted <i>Freshwater protection fund</i> revenue to better reflect actual program funding				

		House Changes		
<b>Major Budget Changes From FY 2010-11 YTD Appropriations</b>		<b>FY 2010-11 YTD (as of 2/17/11)</b>	<b>FY 2010-11 to FY 2011-12</b>	<b>FY 2011-12 to FY 2012-13</b>
<b>17. Groundwater/Freshwater Protection Program</b>	FTEs	15.0	(15.0)	0.0
Among other things, this line provides technical assistance grants, through local conservation districts, to implement conservation programs. <b>House bill rolls this up (See <i>Environmental Stewardship</i>, above).</b>	<b>Gross</b>	<b>\$5,354,100</b>	<b>(\$5,354,100)</b>	<b>\$0</b>
	Federal	314,500	(314,500)	0
	Restricted	5,039,600	(5,039,600)	0
<b>18. Farmland/Open Space Preservation</b>	FTEs	9.0	0.0	0.0
Reflects economic adjustment.	<b>Gross</b>	<b>\$928,600</b>	<b>\$29,600</b>	<b>\$0</b>
	Restricted	928,600	29,600	0
<b>19. Agriculture Pollution Prevention Program</b>	<b>Gross</b>	<b>\$1,000,100</b>	<b>(\$1,000,100)</b>	<b>\$0</b>
No change from current year appropriation.	Federal	1,000,000	(1,000,000)	0
<b>House bill rolls this up (See <i>Environmental Stewardship</i>, above).</b>	Restricted	100	(100)	0
<b>20. Local Conservation Districts</b>	<b>Gross</b>	<b>\$100</b>	<b>\$0</b>	<b>\$0</b>
Retains \$100 placeholder. General Fund support for the <i>Local conservation districts</i> line had been \$2.8 million in FY 2000-01.	GF/GP	\$100	0	0
<b>21. Migrant Labor Housing</b>	FTEs	6.0	0.0	0.0
Reflects economic adjustments. Inspection program supported by GF/GP, and restricted funds from \$5 per occupant migrant labor housing inspection fee established in 2010 PA 13 and 2010 PA 14. Federal funds represent US Department of Labor housing grants.	<b>Gross</b>	<b>\$1,142,800</b>	<b>\$19,500</b>	<b>\$0</b>
	Federal	463,900	7,900	0
	Restricted	140,900	2,300	0
	GF/GP	\$538,000	\$9,300	\$0
<b>22. Right to Farm</b>	FTEs	3.0	0.0	0.0
Reflects economic adjustment.	<b>Gross</b>	<b>\$504,300</b>	<b>\$14,700</b>	<b>\$0</b>
	IDG	97,200	2,800	0
	GF/GP	\$407,100	\$11,900	\$0
<b>23. Intercounty Drains</b>	FTEs	3.0	0.0	0.0
The Governor proposed a \$500 assessment on intercounty drainage districts to generate \$550,000 in restricted revenue to support program and offset GF/GP reduction; also reflects economic increase of \$16,200 <b>The House bill does not recognize the proposed fee revenue and retains \$432,300 GF/GP.</b>	<b>Gross</b>	<b>\$416,100</b>	<b>\$16,200</b>	<b>\$0</b>
	Restricted	0	0	0
	GF/GP	\$416,100	\$16,200	\$0
<b>24. Laboratory Services</b>	FTEs	45.0	(3.0)	0.0
Recognizes \$162,100 economic increase; \$256,100 GF/GP reduction for early retirement savings; baseline GF/GP reduction of \$427,000.	<b>Gross</b>	<b>\$6,085,600</b>	<b>(\$521,000)</b>	<b>\$0</b>
	IDG	189,100	5,700	0
	Federal	916,200	27,300	0
	Restricted	2,476,000	61,900	0
	GF/GP	\$2,504,300	(\$615,900)	\$0
<b>25. USDA Monitoring</b>	FTEs	13.0	0.0	0.0
Reflects economic increase, \$26,300; \$166,700 anticipated increase in federal revenue.	<b>Gross</b>	<b>\$2,259,000</b>	<b>\$193,000</b>	<b>\$0</b>
	Federal	2,259,000	193,000	0
<b>26. Consumer Protection Program</b>	FTEs	39.0	0.0	0.0
Line supports motor fuel quality program, weights and measures, and metrology laboratory. Restricted revenue includes \$3.2 million from the Refined petroleum fund. Governor's budget reflects economic adjustments only.	<b>Gross</b>	<b>\$5,498,100</b>	<b>\$73,200</b>	<b>\$0</b>
	Restricted	5,497,500	73,200	0
	GF/GP	\$600	\$0	\$0

FY 2010-11 to FY 2011-12	FY 2011-12 to FY 2012-13
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FTEs	3.0	0.0	0.0
<b>Gross</b>	<b>\$3,820,100</b>	<b>(\$698,200)</b>	<b>\$0</b>
Restricted	3,820,100	(698,200)	0

## **Boilerplate Changes From FY 2010-11**

### **Sec. 201. Total State Payments/Payments to Local Units – MODIFIED**

Identifies total state spending; payments of state funds to local units of government from the funds appropriated. Updated to reflect Part 1 appropriations.

### **Sec. 202. Management and Budget Act – RETAINED**

Indicates that appropriations are subject to the Management and Budget Act.

### **Sec. 203. Abbreviations – RETAINED**

Defines abbreviations.

### **Sec. 204. Civil Service Charge – RETAINED**

Requires Department of Civil Service to bill departments at the end of the first fiscal quarter for 1% charge authorized in the Constitution; requires payment by the end of the second fiscal quarter.

### **Sec. 205. Hiring Freeze – RETAINED**

Imposes a hiring freeze for state civil service positions.

### **Sec. 206. Contingency Appropriations – RETAINED**

Provides for contingent federal, state, local, and private appropriations per Management and Budget Act.

(Renumbered from Section 228.)

### **Sec. 207. Transparency Report – MODIFIED**

Directs department to develop, post, and maintain on a publically accessible website expenditures made during the fiscal year.

(Renumbered from Section 215.)

### **Sec. 208. Internet Reporting – RETAINED**

Requires Department to use the Internet to fulfill reporting requirements.

### **Sec. 209. Purchase of Foreign Goods – RETAINED**

Prohibits the purchase of foreign-made goods if comparable American or Michigan goods are available. Gives preference to Michigan businesses owned or operated by veterans.

### **Sec. 210. Economically Distressed Areas – RETAINED**

Encourages the department to contract with businesses in economically distressed areas

### **Sec. 211. Information Technology – RETAINED**

Allows establishment of IT projects as Work Projects.

(Renumbered from Sec. 220.)

### **Sec. 212. Indemnification Payments – Moved to Section 453.**

### **Sec. 212. Receive/Retain Reports – NEW**

Requires department to retain reports funded from appropriation in part 1.

### **Sec. 214. Information Technology – RETAINED**

Requires Department to pay user fees to Department of Technology, Management, and Budget subject to provisions of interagency agreement. (Renumbered from Section 219).

### **Sec. 214. Grant Notification – Moved to Section 302**

### **Sec. 215. Communication with the Legislature – RETAINED**

Prohibits the department from taking disciplinary action against an employee for communicating with a legislator or his/her staff. (Renumbered from Section 224.)

### **Sec. 216. Out-of-State Travel – MODIFIED**

Limits out-of-state travel for certain circumstances and requires reporting on all out-of-state travel.

(Renumbered from Section 223.)

### **Sec. 224. Communication with the Legislature**

(Renumbered as Section 215.)

### **Sec. 226. Hire of Outside Legal Counsel – RETAINED**

Prohibits the department from hiring a person to provide legal services that are the responsibility of the Attorney General but exempts legal services for bonding or other activities authorized by the Attorney General. (Renumbered from 230.)

### **Sec. 228. General Fund Lapse Report – RETAINED**

Requires report on estimated GF/GP lapses. (Renumbered from Section 237.)

### **Sec. 229. Impact of New Legislation and Administrative Rules – DELETED**

## **Boilerplate Changes From FY 2010-11**

### **Sec. 231. Direct Service Levels – DELETED**

Establishes baseline level of 315 direct service Department employees.

### **Sec. 301. Miscellaneous Revenue/Expenditures – RETAINED**

Allows Department to receive/expend revenue to cover expenses related to publications, audits, sales, inspections, and other Department functions; requires legislative notification 30 days prior to proposing fee increases; requires annual report on fees charged by Department. (Renumbered from Section 302.)

### **Sec. 302. Grant Notification – RETAINED**

Requires report on grants made to local units of government, institutions of higher education, or non-profit organizations. (Renumbered from Section 214.)

### **Sec. 306. Matching Funds for Agriculture Statistics Studies – DELETED**

Requires industry matching funds for study costs.

### **Sec. 401. Restaurant Inspection and Licensing – DELETED**

Requires Department to monitor restaurant inspection/licensing activities conducted by locals and report to Legislature.

### **Sec. 402. Food-borne Illness Report – RETAINED**

Requires Department to provide reports on food-borne outbreaks and emergencies related to food safety.

### **Sec. 404. Consumer and Industry Food Education Fund – RETAINED**

Requires not less than \$150,000 from the fund be expended for purposes required under Section 4117 of the Food Act of 2000.

### **Sec. 406. Food Safety FTEs – DELETED**

Exempts food and dairy inspectors from hiring freeze.

### **Sec. 451. Bovine Tuberculosis Split State Status – RETAINED**

Requires Department to pay for all whole-herd and individual-animal testing costs to maintain split-state status, including indemnity.

### **Sec. 452. Bovine TB – DELETED**

Requires Department to apply for all available federal funds to support program.

### **Sec. 453. Indemnification Payments – RETAINED**

Authorizes Department to provide for indemnity pursuant to Animal Industry Act; limits indemnification orders to \$100,000 per order; provides for report. Subsection (2) authorizes Department to indemnify for livestock killed by wolves, coyotes, or cougars. (Renumbered from Section 212.)

### **Sec. 454. Bovine TB – RETAINED**

Directs Department to collaborate with USDA and work to eradicate Bovine TB.

### **Sec. 456. Electronic Animal Identification (EID) – RETAINED**

Prohibits use of funds to enforce EID program for domestic animals other than cattle without specific authorization in statute.

### **Sec. 457. Bovine TB Report – MODIFIED**

Requires quarterly report on Bovine TB program.

### **Sec. 458. Aquaculture and Viral Hemorrhagic Septicemia (VHS) Eradication Programs – RETAINED**

Requires Department support for inspection and testing of aquaculture facilities; states legislative intent with regard to VHS surveillance program.

### **Sec. 459. Bovine TB FTEs – DELETED**

Exempts Bovine TB program from hiring freeze.

### **Sec. 460. Aquaculture Reductions – DELETED**

Excludes aquaculture program from potential reductions in animal health and welfare appropriations.

### **Sec. 551. Fruit and Vegetables Industry Inspections – MODIFIED**

Legislative intent that the Department work with fruit and vegetable industry to ensure development of a sustainable system of third-party inspections of fruits and vegetables. Incorporates current Section 553 as Subsection (2).

### **Sec. 552. Invasive Species Control – DELETED**

Directs the department to evaluate methods of limiting invasive species in or on pallets.

### **Sec. 553. Earmark for Export Inspections – RETAINED**

Earmarks \$200,000 in PPPM to ensure commodity export inspections. Incorporated into Section 551 as Subsection (2).

## **Boilerplate Changes From FY 2010-11**

### **Sec. 601. Environmental Stewardship – NEW**

Clarifies intent of line item funding:

"The part 1 appropriation line item environmental stewardship shall be used to support department agriculture pollution prevention programs, including groundwater and freshwater protection programs under Part 87 of the Michigan natural resources and environmental protection act, 1994 PA 451, and technical assistance in implementing conservation grants available under the federal farm bill of 2008."

### **Sec. 603. Migrant Labor Housing – DELETED**

Requires Department to apply for any available federal funds to support the migrant labor housing program.

### **Sec. 606. Environmental Quality Incentives – RETAINED**

Requires the department to actively search for all possible funding sources to be used to match federal funds in the USDA environmental quality incentives program.

### **Sec. 607. Inter-County Drain Program – MODIFIED**

Indicates legislative intent that Department continue its activities as provided under the Drain Code; new subsection directs department to work with representatives of intercounty drain districts to develop method for recovering program costs.

### **Sec. 706. Agricultural Development – RETAINED**

Requires Department to report on agricultural development and export market development activities.

### **Sec. 709. Grape and Wine Industry Council – RETAINED**

Requires Department to provide report describing activities of the council.

### **Sec. 711. Michigan Strategic Fund – DELETED**

Indicates legislative intent that MSF work with MDA to promote Michigan agriculture.

### **Sec. 801. Ag Equine Industry Development Fund – RETAINED**

Requires that all appropriations in part 1 from the AEIDF be spent for equine-related purposes.

### **Sec. 802. Agriculture Equine Fund Reduction – RETAINED**

Requires that department make proportionate reductions in AEIDF appropriations, except for the racing commission and laboratory analysis, if AEIDF revenue falls below original appropriation amounts.

### **Sec. 803. Thoroughbred Program Escrow – RETAINED**

Provides for "escrowing" of funds for thoroughbred program. The Governor's signing statement had indicated that the section was unenforceable in that it attempted to amend other Michigan statutes by reference, a violation of Section 25, Article IV of the Constitution.

### **Sec. 804. Michigan Gaming Control Board – RETAINED**

Requires MGCB to use actual expenditure data in determining regulatory costs.

### **Sec. 1001. Farmland and Open Space Development Rights – RETAINED**

Indicates that the appropriation for farmland and open space development acquisition shall be used for the purchase of development rights and the awarding of grants by the agriculture preservation fund board under the MNREPA.

### **Sec. 1002. Provisions Regarding Lump Sum Payments – RETAINED**

Indicates that the director shall allocate lump-sum appropriations made in this act consistent with statutory provisions and the purposes for which funds were appropriated. Limits lump sum appropriation carry forward to no more than 3 fiscal years following appropriation and provides for lapse of funds to original fund source per DMB Act.

### **Sec. 1003. Provisions Regarding Carry Forward Authority – RETAINED**

Provides for appropriation carry-forward authority per DMB Act.