

## **FIRST CONFERENCE REPORT**

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 176, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2012; to provide for the expenditure of those appropriations; to provide anticipated appropriations for the fiscal year ending September 30, 2013; 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.

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

(attached)

Third: That the Senate and House agree to the title of the bill to read as follows:

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2012; to provide for the expenditure of those appropriations; to provide anticipated appropriations for the fiscal year ending September 30, 2013; 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.

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Mike Green

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Eileen Kowall

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Roger Kahn

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Jon Bumstead

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Hoon-Yung Hopgood

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Sean McCann

Conferees for the Senate

Conferees for the House

**SUBSTITUTE FOR  
SENATE BILL NO. 176**

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2012; to provide for the expenditure of those appropriations; to provide anticipated appropriations for the fiscal year ending September 30, 2013; 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  
LINE-ITEM APPROPRIATIONS  
FOR FISCAL YEAR 2011-2012

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

amounts listed in this part are appropriated for the department of environmental quality for the fiscal year ending September 30, 2012, from the funds indicated in this part. The following is a summary of the appropriations in this part:

# **DEPARTMENT OF ENVIRONMENTAL QUALITY**

## **APPROPRIATION SUMMARY**

Full-time equated unclassified positions..... 6.0

Full-time equated classified positions..... 1,334.5

GROSS APPROPRIATION..... \$ 414,520,000

Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental

transfers ..... 9,043,200

ADJUSTED GROSS APPROPRIATION..... \$ 405,476,800

Federal revenues:

Total federal revenues..... 159,701,500

Special revenue funds:

Total private revenues..... 711,800

Total other state restricted revenues..... 223,571,900

State general fund/general purpose..... \$ 21,491,600

## **FUND SOURCE SUMMARY**

Full-time equated unclassified positions..... 6.0

Full-time equated classified positions..... 1,334.5

GROSS APPROPRIATION..... \$ 414,520,000

Interdepartmental grant revenues:

IDG, MDOT - Michigan transportation fund..... 1,165,900

IDG, MDSP..... 1,095,900

IDT, interdivisional charges..... 2,053,400

1	IDT, laboratory services.....	4,728,000
2	Total interdepartmental grants and intradepartmental	
3	transfers .....	9,043,200
4	ADJUSTED GROSS APPROPRIATION.....	\$ 405,476,800
5	Federal revenues:	
6	Federal funds.....	159,701,500
7	Special revenue funds:	
8	Private funds.....	711,800
9	Aboveground storage tank fees.....	489,700
10	Air emissions fees.....	10,163,900
11	Campground fund.....	292,700
12	Clean Michigan initiative - response activities .....	5,500,000
13	Clean Michigan initiative fund - clean water fund....	4,030,700
14	Cleanup and redevelopment fund.....	16,555,600
15	Community pollution prevention fund.....	250,000
16	Electronic waste recycling fund.....	269,800
17	Environmental education fund.....	260,900
18	Environmental pollution prevention fund.....	2,425,900
19	Environmental protection bond fund.....	1,452,500
20	Environmental protection fund.....	5,832,200
21	Environmental response fund.....	8,236,000
22	Fees and collections.....	348,000
23	Financial instruments.....	5,000,000
24	Great Lakes protection fund.....	1,051,500
25	Groundwater discharge permit fees.....	1,624,400
26	Hazardous materials transportation permit fund .....	912,400
27	Infrastructure construction fund.....	434,300

1	Land and water permit fees.....	5,695,800
2	Landfill maintenance trust fund.....	28,200
3	Medical waste emergency response fund.....	330,000
4	Metallic mining surveillance fee revenue.....	38,000
5	Mineral well regulatory fee revenue.....	213,100
6	NPDES fees.....	4,298,400
7	Oil and gas regulatory fund.....	10,632,700
8	Orphan well fund.....	2,207,000
9	Public swimming pool fund.....	690,200
10	Public utility assessments.....	264,800
11	Public water supply fees.....	4,682,500
12	Refined petroleum fund.....	37,642,400
13	Retired engineers technical assistance program.....	1,860,200
14	Revitalization revolving loan fund.....	94,100
15	Revolving loan revenue bonds.....	11,400,000
16	Sand extraction fee revenue.....	81,000
17	Scrap tire regulatory fund.....	5,328,800
18	Septage waste contingency fund.....	17,000
19	Septage waste program fund.....	609,000
20	Settlement funds.....	2,490,900
21	Sewage sludge land application fees.....	993,700
22	Small business pollution prevention revolving loan	
23	fund .....	146,700
24	Soil erosion and sedimentation control training fund .	134,100
25	Solid waste management fund - staff account .....	4,822,600
26	State site cleanup fund.....	4,400,000
27	Stormwater permit fees.....	3,345,300

1	Strategic water quality initiatives fund.....	40,000,000
2	Underground storage tank fees.....	2,575,500
3	Waste reduction fee revenue.....	4,851,100
4	Wastewater operator training fees.....	550,700
5	Water analysis fees.....	3,947,900
6	Water pollution control revolving fund.....	3,530,500
7	Water quality protection fund.....	100,000
8	Water use reporting fees.....	439,200
9	Total other state restricted revenues.....	223,571,900
10	State general fund/general purpose.....	\$ 21,491,600
11	<b>Sec. 102. EXECUTIVE OPERATIONS</b>	
12	Full-time equated unclassified positions..... 6.0	
13	Full-time equated classified positions..... 14.0	
14	Unclassified salaries--6.0 FTE positions.....	\$ 500,000
15	Executive direction--14.0 FTE positions.....	<u>1,656,400</u>
16	GROSS APPROPRIATION.....	\$ 2,156,400
17	Appropriated from:	
18	Federal revenues:	
19	Federal funds.....	72,100
20	Special revenue funds:	
21	Environmental response fund.....	140,500
22	Oil and gas regulatory fund.....	231,900
23	Refined petroleum fund.....	414,500
24	Settlement funds.....	58,100
25	State general fund/general purpose.....	\$ 1,239,300
26	<b>Sec. 103. OFFICE OF THE GREAT LAKES</b>	
27	Full-time equated classified positions..... 18.0	

1	Office of the Great Lakes--18.0 FTE positions .....	\$	<u>2,697,700</u>
2	GROSS APPROPRIATION.....	\$	2,697,700
3	Appropriated from:		
4	Federal revenues:		
5	Federal funds.....		1,591,500
6	Special revenue funds:		
7	Great Lakes protection fund.....		680,800
8	Settlement funds.....		106,600
9	State general fund/general purpose.....	\$	318,800
10	<b>Sec. 104. GREAT LAKES RESTORATION INITIATIVE</b>		
11	Great Lakes restoration initiative.....	\$	<u>25,000,000</u>
12	GROSS APPROPRIATION.....	\$	25,000,000
13	Appropriated from:		
14	Federal revenues:		
15	Federal funds.....		25,000,000
16	State general fund/general purpose.....	\$	0
17	<b>Sec. 105. DEPARTMENT SUPPORT SERVICES</b>		
18	Full-time equated classified positions..... 37.0		
19	Central support services--37.0 FTE positions .....	\$	3,905,400
20	Accounting service center.....		1,224,700
21	Administrative hearings.....		489,700
22	Automated data processing.....		2,053,400
23	Building occupancy charges.....		5,985,000
24	Environmental support projects.....		5,000,000
25	Rent - privately owned property.....		<u>1,960,800</u>
26	GROSS APPROPRIATION.....	\$	20,619,000
27	Appropriated from:		



1	Interdepartmental grant revenues:	
2	IDG, MDSP.....	86,700
3	IDT, interdivisional charges.....	2,053,400
4	IDT, laboratory services.....	502,700
5	Federal revenues:	
6	Federal funds.....	5,200
7	Special revenue funds:	
8	Aboveground storage tank fees.....	55,900
9	Air emissions fees.....	1,597,600
10	Campground fund.....	15,100
11	Cleanup and redevelopment fund.....	1,332,600
12	Environmental pollution prevention fund.....	105,100
13	Environmental protection fund.....	5,500
14	Environmental response fund.....	614,000
15	Fees and collections.....	38,300
16	Financial instruments.....	5,000,000
17	Great Lakes protection fund.....	82,500
18	Groundwater discharge permit fees.....	188,200
19	Hazardous material transportation permit fund.....	34,900
20	Land and water permit fees.....	309,300
21	Medical waste emergency response fund.....	40,400
22	Metallic mining surveillance fee revenue.....	1,300
23	Mineral well regulatory fee revenue.....	15,200
24	NPDES fees.....	412,100
25	Oil and gas regulatory fund.....	1,016,800
26	Orphan well fund.....	40,400
27	Public swimming pool fund.....	64,100

1	Public utility assessments.....	49,400
2	Public water supply fees.....	254,100
3	Refined petroleum fund.....	1,879,200
4	Sand extraction fee revenue.....	1,000
5	Scrap tire regulatory fund.....	200,300
6	Septage waste program fund.....	34,000
7	Settlement funds.....	192,500
8	Sewage sludge land application fees.....	107,400
9	Small business pollution prevention revolving loan	
10	fund .....	19,000
11	Soil erosion and sedimentation control training fund.	5,300
12	Solid waste management fund - staff account.....	581,400
13	Stormwater permit fees.....	184,400
14	Underground storage tank fees.....	219,100
15	Waste reduction fee revenue.....	365,200
16	Wastewater operator training fees.....	6,000
17	Water analysis fees.....	355,600
18	Water use reporting fees.....	8,900
19	State general fund/general purpose.....	\$ 2,538,900
20	<b>Sec. 106. OFFICE OF ENVIRONMENTAL ASSISTANCE</b>	
21	Full-time equated classified positions.....	44.0
22	Office of environmental assistance--44.0 FTE positions	\$ <u>6,915,500</u>
23	GROSS APPROPRIATION.....	\$ 6,915,500
24	Appropriated from:	
25	Federal revenues:	
26	Federal funds.....	880,100
27	Special revenue funds:	

1	Private funds.....	537,600
2	Air emissions fees.....	124,500
3	Environmental education fund.....	260,900
4	Retired engineers technical assistance program.....	1,860,200
5	Settlement funds.....	248,400
6	Small business pollution prevention revolving loan	
7	fund .....	118,900
8	Waste reduction fee revenue.....	2,884,900
9	State general fund/general purpose.....	\$ 0
10	<b>Sec. 107. WATER RESOURCE DIVISION</b>	
11	Full-time equated classified positions.....	321.0
12	Land and water interface permit programs--85.0 FTE	
13	positions .....	\$ 14,806,800
14	Program direction and project assistance--30.0 FTE	
15	positions .....	2,775,000
16	Water withdrawal assessment program--4.0 FTE positions	756,600
17	Expedited water/wastewater permits--3.0 FTE positions	434,300
18	Fish contaminant monitoring.....	316,100
19	Groundwater discharge--22.0 FTE positions.....	2,868,800
20	NPDES nonstormwater program--89.0 FTE positions .....	11,690,400
21	Surface water--88.0 FTE positions.....	<u>15,163,600</u>
22	GROSS APPROPRIATION.....	\$ 48,811,600
23	Appropriated from:	
24	Interdepartmental grant revenues:	
25	IDG, MDOT - Michigan transportation fund.....	1,108,100
26	Federal revenues:	
27	Federal funds.....	14,298,800

1	Special revenue funds:	
2	Clean Michigan initiative fund - clean water fund....	4,030,700
3	Environmental protection fund.....	2,546,100
4	Environmental response fund.....	183,700
5	Groundwater discharge permit fees.....	1,356,900
6	Infrastructure construction fund.....	434,300
7	Land and water permit fees.....	5,251,400
8	NPDES fees.....	3,685,600
9	Refined petroleum fund.....	429,400
10	Soil erosion and sedimentation control training fund.	126,300
11	Stormwater permit fees.....	2,972,600
12	Water pollution control revolving fund.....	734,300
13	Water use reporting fees.....	426,100
14	State general fund/general purpose.....	\$ 11,227,300
15	<b>Sec. 108. LAW ENFORCEMENT DIVISION</b>	
16	Full-time equated classified positions..... 14.0	
17	Environmental investigations--14.0 FTE positions.....	\$ <u>2,396,900</u>
18	GROSS APPROPRIATION.....	\$ 2,396,900
19	Appropriated from:	
20	Federal revenues:	
21	Federal funds.....	703,100
22	Special revenue funds:	
23	Aboveground storage tank fees.....	5,100
24	Air emissions fees.....	150,600
25	Campground fund.....	2,800
26	Cleanup and redevelopment fund.....	126,700
27	Environmental pollution prevention fund.....	10,400

1	Environmental protection fund.....	45,400
2	Environmental response fund.....	65,300
3	Fees and collections.....	3,800
4	Great Lakes protection fund.....	8,300
5	Groundwater discharge permit fees.....	17,300
6	Hazardous material transportation permit fund.....	3,500
7	Land and water permit fees.....	36,800
8	Medical waste emergency response fund.....	4,100
9	Metallic mining surveillance fee revenue.....	500
10	Mineral well regulatory fee revenue.....	1,600
11	NPDES fees.....	41,600
12	Oil and gas regulatory fund.....	114,200
13	Orphan well fund.....	4,100
14	Public swimming pool fund.....	5,100
15	Public water supply fees.....	25,400
16	Refined petroleum fund.....	291,600
17	Sand extraction fee revenue.....	500
18	Scrap tire regulatory fund .....	97,000
19	Septage waste program fund.....	3,400
20	Settlement funds.....	22,200
21	Sewage sludge land application fees.....	9,800
22	Small business pollution prevention revolving loan	
23	fund .....	1,900
24	Stormwater permit fees.....	18,400
25	Soil erosion and sedimentation control training fund.	600
26	Underground storage tank fees.....	21,900
27	Waste reduction fee revenue.....	45,700

1	Wastewater operator training fees.....	600
2	Water analysis fees.....	28,400
3	Water use reporting fees.....	900
4	State general fund/general purpose.....	\$ 478,300
5	<b>Sec. 109. AIR QUALITY DIVISION</b>	
6	Full-time equated classified positions.....	208.0
7	Air quality programs--208.0 FTE positions.....	\$ <u>24,228,800</u>
8	GROSS APPROPRIATION.....	\$ 24,228,800
9	Appropriated from:	
10	Federal revenues:	
11	Federal funds.....	7,488,200
12	Special revenue funds:	
13	Air emissions fees.....	7,739,500
14	Environmental response fund.....	119,800
15	Fees and collections.....	254,900
16	Oil and gas regulatory fund.....	121,600
17	Refined petroleum fund.....	3,163,200
18	Waste reduction fee revenue.....	1,200,000
19	State general fund/general purpose.....	\$ 4,141,600
20	<b>Sec. 110. ENVIRONMENTAL RESOURCE MANAGEMENT</b>	
21	<b>DIVISION</b>	
22	Full-time equated classified positions.....	324.5
23	Drinking water and environmental health--109.5 FTE	
24	positions .....	\$ 15,098,900
25	Hazardous waste management program--51.0 FTE positions	6,593,200
26	Low-level radioactive waste authority--2.0 FTE	
27	positions .....	199,300

1	Medical waste program--2.0 FTE positions .....	271,000
2	Municipal assistance--34.0 FTE positions .....	6,020,800
3	Radiological protection program--12.0 FTE positions ..	1,295,300
4	Scrap tire regulatory program--11.0 FTE positions ....	1,198,600
5	Oil, gas, and mineral services--60.0 FTE positions ...	11,176,500
6	Sewage sludge land application program--6.0 FTE	
7	positions .....	841,600
8	Solid waste management program--37.0 FTE positions ...	<u>4,462,800</u>
9	GROSS APPROPRIATION.....	\$ 47,158,000
10	Appropriated from:	
11	Interdepartmental grant revenues:	
12	IDG-MDSP.....	979,600
13	Federal revenues:	
14	Federal funds.....	15,793,400
15	Special revenue funds:	
16	Campground fund.....	264,600
17	Electronic waste recycling fund.....	269,800
18	Environmental pollution prevention fund.....	2,205,800
19	Fees and collections.....	32,100
20	Hazardous material transportation permit fund.....	861,300
21	Medical waste emergency response fund.....	271,000
22	Metallic mining surveillance fee revenue.....	35,700
23	Mineral well regulatory fee revenue.....	190,800
24	Oil and gas regulatory fund.....	8,715,400
25	Orphan well fund.....	2,148,000
26	Public swimming pool fund.....	602,400
27	Public utility assessments.....	199,300

1	Public water supply fees.....		2,556,900
2	Refined petroleum fund.....		601,100
3	Sand extraction fee revenue.....		79,200
4	Scrap tire regulatory fund.....		1,198,600
5	Septage waste contingency fund.....		17,000
6	Septage waste program fund.....		281,600
7	Sewage sludge land application fees.....		841,600
8	Solid waste management fund - staff account.....		4,030,500
9	Stormwater permit fees.....		103,100
10	Strategic water quality initiatives fund.....		400,000
11	Waste reduction fee revenue.....		162,500
12	Wastewater operator training fees.....		541,900
13	Water pollution control revolving fund.....		2,621,500
14	State general fund/general purpose.....	\$	1,153,300
15	<b>Sec. 111. REMEDIATION DIVISION</b>		
16	Full-time equated classified positions.....	354.0	
17	Contaminated site investigations, cleanup and		
18	revitalization--207.0 FTE positions.....	\$	26,130,600
19	Federal cleanup project management--60.0 FTE positions		9,254,400
20	Laboratory services--48.0 FTE positions.....		7,702,600
21	Aboveground storage tank program--8.0 FTE positions..		856,400
22	Underground storage tank program--31.0 FTE positions.		3,865,100
23	Environmental bond site reclamation program.....		1,452,500
24	Brownfield grants and loans.....		5,500,000
25	Emergency cleanup actions.....		4,000,000
26	Environmental cleanup support.....		1,840,000
27	Environmental cleanup and redevelopment program.....		30,000,000



1	State sites cleanup program.....	4,400,000
2	Refined petroleum product cleanup program.....	20,000,000
3	Superfund cleanup.....	<u>3,000,000</u>
4	GROSS APPROPRIATION.....	\$ 118,001,600
5	Appropriated from:	
6	Interdepartmental grant revenues:	
7	IDT, laboratory services.....	4,068,600
8	Federal revenues:	
9	Federal funds.....	10,035,000
10	Special revenue funds:	
11	Private funds.....	174,200
12	Aboveground storage tank fees.....	410,400
13	Clean Michigan initiative - response activities.....	5,500,000
14	Cleanup and redevelopment fund.....	14,626,300
15	Environmental protection bond fund.....	1,452,500
16	Environmental protection fund.....	3,234,100
17	Environmental response fund.....	6,846,500
18	Landfill maintenance trust fund.....	28,200
19	Public water supply fees.....	276,800
20	Refined petroleum fund.....	29,592,000
21	Revitalization revolving loan fund.....	94,100
22	Settlement funds.....	1,782,400
23	State site cleanup fund.....	4,400,000
24	Strategic water quality initiatives fund.....	30,000,000
25	Underground storage tank fees.....	2,123,300
26	Water analysis fees.....	3,357,200
27	State general fund/general purpose.....	\$ 0

1       **Sec. 112. GRANTS**

2	Coastal management grants.....	\$	1,750,000
3	Drinking water program grants.....		1,330,000
4	Federal - Great Lakes remedial action plan grants ....		700,000
5	Federal - nonpoint source water pollution grants .....		6,500,000
6	Grants to counties - air pollution.....		83,700
7	Great Lakes research and protection grants .....		250,000
8	Noncommunity water grants.....		1,400,000
9	Pollution prevention local grants.....		250,000
10	Radon grants.....		90,000
11	Scrap tire grants.....		3,500,000
12	Septage waste compliance grants.....		275,000
13	Strategic water quality initiative loans.....		9,600,000
14	Water quality protection grants.....		100,000
15	Water pollution control and drinking water revolving		
16	funds .....		<u>82,943,000</u>
17	GROSS APPROPRIATION.....	\$	108,771,700
18	Appropriated from:		
19	Federal revenues:		
20	Federal funds.....		81,913,000
21	Special revenue funds:		
22	Community pollution prevention fund.....		250,000
23	Great Lakes protection fund.....		250,000
24	Public water supply fees.....		1,400,000
25	Refined petroleum fund.....		83,700
26	Revolving loan revenue bonds.....		11,400,000
27	Scrap tire regulatory fund.....		3,500,000

1	Septage waste program fund.....	275,000
2	Strategic water quality initiatives fund.....	9,600,000
3	Water quality protection fund.....	100,000
4	State general fund/general purpose.....	\$ 0
5	<b>Sec. 113. INFORMATION TECHNOLOGY</b>	
6	Information technology services and projects.....	\$ <u>7,762,800</u>
7	GROSS APPROPRIATION.....	\$ 7,762,800
8	Appropriated from:	
9	Interdepartmental grant revenues:	
10	IDT, laboratory services.....	156,700
11	IDG, MDSP.....	29,600
12	IDG, MDOT - Michigan transportation fund.....	57,800
13	Federal revenues:	
14	Federal funds.....	1,921,100
15	Special revenue funds:	
16	Aboveground storage tank fees.....	18,300
17	Air emissions fees.....	551,700
18	Campground fund.....	10,200
19	Cleanup and redevelopment fund.....	470,000
20	Environmental pollution prevention fund.....	104,600
21	Environmental protection fund.....	1,100
22	Environmental response fund.....	266,200
23	Fees and collections.....	18,900
24	Great Lakes protection fund.....	29,900
25	Groundwater discharge permit fees.....	62,000
26	Hazardous material transportation permit fund.....	12,700
27	Land and water permit fees.....	98,300

1	Medical waste emergency response fund.....	14,500
2	Metallic mining surveillance fee revenue.....	500
3	Mineral well regulatory fee revenue.....	5,500
4	NPDES fees.....	159,100
5	Oil and gas regulatory fund.....	432,800
6	Orphan well fund.....	14,500
7	Public swimming pool fund.....	18,600
8	Public utility assessments.....	16,100
9	Public water supply fees.....	169,300
10	Refined petroleum fund.....	1,187,700
11	Sand extraction fee revenue.....	300
12	Scrap tire regulatory fund.....	332,900
13	Septage waste program fund.....	15,000
14	Settlement funds.....	80,700
15	Sewage sludge land application fees.....	34,900
16	Small business pollution prevention revolving loan	
17	fund .....	6,900
18	Soil erosion and sedimentation control training fund .	1,900
19	Solid waste management fund - staff account .....	210,700
20	Stormwater permit fees.....	66,800
21	Underground storage tank fees.....	211,200
22	Waste reduction fee revenue.....	192,800
23	Wastewater operator training fees.....	2,200
24	Water analysis fees.....	206,700
25	Water pollution control revolving fund.....	174,700
26	Water use reporting fees.....	3,300
27	State general fund/general purpose.....	\$ 394,100

1 PART 2  
 2 PROVISIONS CONCERNING APPROPRIATIONS  
 3 FOR FISCAL YEAR 2011-2012

4 GENERAL SECTIONS

5 Sec. 201. Pursuant to section 30 of article IX of the state  
 6 constitution of 1963, total state spending from state resources  
 7 under part 1 for fiscal year 2011-2012 is \$245,063,500.00 and state  
 8 spending from state resources to be paid to local units of  
 9 government for fiscal year 2011-2012 is \$2,175,000.00. The itemized  
 10 statement below identifies appropriations from which spending to  
 11 local units of government will occur:

12 GRANTS

13	Noncommunity water grants.....	\$	1,400,000
14	Scrap tire grants.....		500,000
15	Septage waste compliance program.....		<u>275,000</u>
16	TOTAL.....	\$	2,175,000

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

20 Sec. 203. As used in this act:

21 (a) "Department" means the department of environmental  
 22 quality.

23 (b) "Director" means the director of the department.

24 (c) "FTE" means full-time equated.

25 (d) "IDG" means interdepartmental grant.

1 (e) "IDT" means intradepartmental transfer.

2 (f) "MDOT" means the state transportation department.

3 (g) "MDSP" means the department of state police.

4 (h) "NPDES" means national pollution discharge elimination  
5 system.

6 Sec. 204. The civil service commission shall bill the  
7 department and agencies at the end of the first fiscal quarter for  
8 the 1% charge authorized by section 5 of article XI of the state  
9 constitution of 1963. Payments shall be made for the total amount  
10 of the billing by the end of the second fiscal quarter.

11 Sec. 205. Unless otherwise specified, the department shall use  
12 the Internet to fulfill the reporting requirements of this act.  
13 This requirement may include transmission of reports via electronic  
14 mail to the recipients identified for each reporting requirement,  
15 or it may include placement of reports on an Internet or Intranet  
16 site.

17 Sec. 206. Amounts appropriated in part 1 for information  
18 technology may be designated as work projects and carried forward  
19 to support technology projects under the direction of the  
20 department of technology, management, and budget. Funds designated  
21 in this manner are not available for expenditure until approved as  
22 work projects under section 451a of the management and budget act,  
23 1984 PA 431, MCL 18.1451a.

24 Sec. 207. The department and agencies receiving appropriations  
25 in part 1 shall receive and retain copies of all reports funded  
26 from appropriations in part 1. Federal and state guidelines for  
27 short-term and long-term retention of records shall be followed.

1 The department may electronically retain copies of reports unless  
2 otherwise required by federal and state guidelines.

3 Sec. 208. From the funds appropriated in part 1 for  
4 information technology, departments and agencies shall pay user  
5 fees to the department of technology, management, and budget for  
6 technology-related services and projects. The user fees shall be  
7 subject to provisions of an interagency agreement between the  
8 department and agencies and the department of technology,  
9 management, and budget.

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

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

26 Sec. 212. The department shall not take disciplinary action  
27 against an employee for communicating with a member of the

1 legislature or his or her staff.

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

9       (2) As used in this section:

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

12       (b) "Small business" means that term as defined under section  
13 7a of the administrative procedures act of 1969, 1969 PA 306, MCL  
14 24.207a.

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

21       Sec. 215. (1) In addition to the funds appropriated in part 1,  
22 there is appropriated an amount not to exceed \$30,000,000.00 for  
23 federal contingency funds. These funds are not available for  
24 expenditure until they have been transferred to another line item  
25 in this act under section 393(2) of the management and budget act,  
26 1984 PA 431, MCL 18.1393.

27       (2) In addition to the funds appropriated in part 1, there is



1 appropriated an amount not to exceed \$5,000,000.00 for state  
2 restricted contingency funds. These funds are not available for  
3 expenditure until they have been transferred to another line item  
4 in this act under section 393(2) of the management and budget act,  
5 1984 PA 431, MCL 18.1393.

6 (3) In addition to the funds appropriated in part 1, there is  
7 appropriated an amount not to exceed \$100,000.00 for local  
8 contingency funds. These funds are not available for expenditure  
9 until they have been transferred to another line item in this act  
10 under section 393(2) of the management and budget act, 1984 PA 431,  
11 MCL 18.1393.

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

18 Sec. 216. (1) The department shall report all of the following  
19 information relative to allocations made from appropriations for  
20 the environmental cleanup and redevelopment program, state cleanup,  
21 emergency actions, superfund cleanup, the revitalization revolving  
22 loan program, the brownfield grants and loans program, the leaking  
23 underground storage tank cleanup program, the contaminated lake and  
24 river sediments cleanup program, the refined petroleum product  
25 cleanup program, and the environmental protection bond projects  
26 under section 19508(7) of the natural resources and environmental  
27 protection act, 1994 PA 451, MCL 324.19508, to the state budget

1 director, the senate and house appropriations subcommittees on  
2 environmental quality, and the senate and house fiscal agencies:

3 (a) The name and location of the site for which an allocation  
4 is made.

5 (b) The nature of the problem encountered at the site.

6 (c) A brief description of how the problem will be resolved if  
7 the allocation is made for a response activity.

8 (d) The estimated date that site closure activities will be  
9 completed.

10 (e) The amount of the allocation, or the anticipated financing  
11 for the site.

12 (f) A summary of the sites and the total amount of funds  
13 expended at the sites at the conclusion of the fiscal year.

14 (g) The number of brownfield projects that were successfully  
15 redeveloped.

16 (2) The report prepared under subsection (1) shall also  
17 include all of the following:

18 (a) The status of all state-owned facilities that are on the  
19 list compiled under part 201 of the natural resources and  
20 environmental protection act, 1994 PA 451, MCL 324.20101 to  
21 324.20142.

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

25 (c) The total amount of bonds issued for the environmental  
26 protection bond program pursuant to part 193 of the natural  
27 resources and environmental protection act, 1994 PA 451, MCL

1 324.19301 to 324.19306, and bonds issued pursuant to the clean  
2 Michigan initiative act, 1998 PA 284, MCL 324.95101 to 324.95108.

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

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

10 (2) Unexpended and unencumbered amounts remaining from  
11 appropriations from the environmental protection bond fund  
12 contained in 1993 PA 353, 2003 PA 173, and 2006 PA 343 are  
13 appropriated for expenditure for any site listed in this act and  
14 any site listed in the public acts referenced in this section.

15 (3) Unexpended and unencumbered amounts remaining from  
16 appropriations from the cleanup and redevelopment fund contained in  
17 2000 PA 275 and 2002 PA 520 are appropriated for expenditure for  
18 any site listed in this act and any site listed in the public acts  
19 referenced in this section.

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

26 (5) Unexpended and unencumbered amounts remaining from  
27 appropriations from the environmental protection fund contained in

1 2001 PA 43, 2002 PA 520, and 2003 PA 171 are appropriated for  
2 expenditure for any site listed in this act and any site listed in  
3 the public acts referenced in this section.

4 (6) Unexpended and unencumbered amounts remaining from  
5 appropriations from the refined petroleum fund activities contained  
6 in 2005 PA 154, 2007 PA 121, 2008 PA 247, 2009 PA 118, and 2010 PA  
7 189 are appropriated for expenditure for any site listed in this  
8 act and any site listed in the public acts referenced in this  
9 section.

10 Sec. 219. Unexpended settlement revenues at the end of the  
11 fiscal year may be carried forward into the settlement fund in the  
12 succeeding fiscal year up to a maximum carryforward of  
13 \$2,500,000.00.

14 Sec. 221. Not later than November 15, the department shall  
15 prepare and transmit a report that provides for estimates of the  
16 total general fund/general purpose appropriation lapses at the  
17 close of the previous fiscal year. This report shall summarize the  
18 projected year-end general fund/general purpose appropriation  
19 lapses by major departmental program or program areas. The report  
20 shall be transmitted to the office of the state budget, the  
21 chairpersons of the senate and house of representatives standing  
22 committees on appropriations, and the senate and house fiscal  
23 agencies.

24 Sec. 222. Within 14 days after the release of the executive  
25 budget recommendation, the department shall provide the state  
26 budget director, the senate and house appropriations chairs, the  
27 senate and house appropriations subcommittees on environmental

1 quality, respectively, and the senate and house fiscal agencies  
2 with an annual report on estimated state restricted fund balances,  
3 state restricted fund projected revenues, and state restricted fund  
4 expenditures for the fiscal years ending September 30, 2011 and  
5 September 30, 2012.

6       Sec. 223. Part 1 of this act provides authorizations to fund  
7 1,334.5 FTE classified positions during the fiscal year ending  
8 September 30, 2012. Line-item appropriations include limitations on  
9 the number of payroll hours to be funded, on the basis of 2,088  
10 hours per each FTE position. The department shall report the number  
11 of funded FTE positions within 15 days after the effective date of  
12 this act. The number of classified employees compensated through  
13 each line item is limited by the authorized FTE positions indicated  
14 in this act, as adjusted for the number of reported funded FTE  
15 positions. The report shall be provided to the house and senate  
16 appropriations subcommittees on environmental quality and the house  
17 and senate fiscal agencies.

18       Sec. 224. On a quarterly basis, the department shall report on  
19 the number of FTEs in pay status by civil service classification to  
20 the senate and house appropriations subcommittees on environmental  
21 quality and the senate and house fiscal agencies.

22       Sec. 225. (1) The department shall maintain a searchable  
23 website accessible by the public at no cost that includes, but is  
24 not limited to, all of the following:

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

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

27       (c) Fiscal year-to-date payments to a selected vendor,

1 including the vendor name, payment date, payment amount, and  
2 payment description.

3 (d) The number of active department employees by job  
4 classification.

5 (e) Job specifications and wage rates.

6 (2) The department may develop and operate its own website to  
7 provide this information or may reference the state's central  
8 transparency website as the source for this information.

9 Sec. 226. The department shall not expend more than \$10,000.00  
10 from the appropriations in part 1 to implement the requirements of  
11 section 225.

12 Sec. 227. The department shall provide a report on the  
13 implementation of a permit application status tracking tool on the  
14 department's public internet website to the house and senate  
15 appropriations subcommittees on environmental quality, the standing  
16 committees of the house and senate with primary responsibility for  
17 environmental quality issues, and the house and senate fiscal  
18 agencies by December 31, 2011. This permit application status  
19 tracking tool shall allow permit applicants and the general public  
20 to track and review pending permit applications. Searchable  
21 parameters shall include, but are not limited to, applicant name  
22 and address, county of request, date of application, most recent  
23 activity, and status of the permit application. The report shall  
24 include the estimated cost of the proposed tool, the information  
25 technology requirements that would be needed for the database, the  
26 FTE and/or contractual requirements to develop and maintain the  
27 proposed tool, an estimated timeline of the implementation of the

1 tool, and any potential foreseen challenges to its implementation.

2 Sec. 228. The department shall develop a customer satisfaction  
3 evaluation program. The program shall utilize customer satisfaction  
4 surveys to receive feedback in select program areas to help  
5 identify opportunities for improvements and efficiencies. The  
6 department shall provide a report on the customer satisfaction  
7 evaluation program and the feedback received to the house and  
8 senate appropriations subcommittees on environmental quality and  
9 the house and senate fiscal agencies by July 1, 2012.

10 Sec. 229. (1) The department shall submit a report identifying  
11 specific permit programs for which an expedited permitting option  
12 to fast track the permit process could be developed and instituted.  
13 The report shall include, but is not limited to, all of the  
14 following:

15 (a) A listing of the proposed permit programs.

16 (b) Estimates of the amount of time a pending permit would be  
17 granted with the expedited process compared to the amount of time  
18 with the normal permit process in those programs.

19 (c) Any estimated increase in cost to the department or the  
20 applicant for the expedited program.

21 (2) The report described in subsection (1) shall be submitted  
22 to the house and senate appropriations subcommittees on  
23 environmental quality, the standing committees of the house and  
24 senate with primary responsibility for environmental quality  
25 issues, and the house and senate fiscal agencies by December 31,  
26 2011.

1    REMEDATION DIVISION

2           Sec. 301. Revenues remaining in the interdepartmental  
3 transfers, laboratory services at the end of the fiscal year shall  
4 carry forward into the succeeding fiscal year.

5           Sec. 302. The unexpended funds appropriated in part 1 for  
6 emergency cleanup actions and the refined petroleum product cleanup  
7 program are considered work project appropriations and any  
8 unencumbered or unallotted funds are carried forward into the  
9 succeeding fiscal year. The following is in compliance with section  
10 451a(1) of the management and budget act, 1984 PA 431, MCL  
11 18.1451a:

12           (a) The purpose of the projects to be carried forward is to  
13 provide contaminated site cleanup.

14           (b) The projects will be accomplished by contract.

15           (c) The total estimated cost of all projects is identified in  
16 each line-item appropriation.

17           (d) The tentative completion date is September 30, 2016.

18           Sec. 303. Effective October 1, 2011, surplus funds not to  
19 exceed \$1,000,000.00 in the cleanup and redevelopment trust fund  
20 are appropriated to the environmental protection fund created in  
21 section 503a of the natural resources and environmental protection  
22 act, 1994 PA 451, MCL 324.503a.

23           Sec. 304. Effective October 1, 2011, surplus funds not to  
24 exceed \$1,000,000.00 in the community pollution prevention fund  
25 created in section 3f of 1976 IL 1, MCL 445.573f, are appropriated  
26 to the environmental protection fund created in section 503a of the  
27 natural resources and environmental protection act, 1994 PA 451,



1 MCL 324.503a.

2       Sec. 305. It is the intent of the legislature to repay the  
3 refined petroleum fund for the \$70,000,000.00 that was transferred  
4 to the environmental protection fund created in section 503a of the  
5 natural resources and environmental protection act, 1994 PA 451,  
6 MCL 324.503a, as part of the resolution for the fiscal year 2006-  
7 2007 budget.

8       Sec. 306. The funds appropriated in part 1 for the refined  
9 petroleum product cleanup program shall be used to fund cleanup  
10 activities on the following sites:

11 <b>Site Name</b>	<b>County</b>
12   Alcona Oil Company	Alcona
13   Former Tavern & Gas Station	Alcona
14   Paragon Metal Works/Mikado Total	Alcona
15   Chatham Corners Store	Alger
16   Christmas Sports Enterprises	Alger
17   Midway Resort Inc.	Alger
18   Superior Shell Munising	Alger
19   Fennville Feed Supply	Allegan
20   New Salem Grocery	Allegan
21   Country Party Store	Alpena
22   Hubbard Lake Garage	Alpena
23   Bellaire Bay Mart	Antrim
24   Res. Wells Torch Lake Twp.	Antrim
25   Torch River Pit Stop	Antrim
26   Arvon Township School	Baraga
27   Blankenstein Pontiac	Barry

1	Bud's of Honor	Benzie
2	Village of Honor Res. Wells	Benzie
3	Berrien County Sheriff's Substation	Berrien
4	Coloma Citgo	Berrien
5	Fredrick's Auto Clinic	Berrien
6	Randy's Amoco	Berrien
7	Sterling Express Ltd.	Berrien
8	Baker Oil (E. Michigan)	Calhoun
9	Helmer I-94 Inc.	Calhoun
10	Korner Krossroads Party Store	Calhoun
11	Indian Lake Mini Super	Cass
12	Rigg's Corner Store	Cass
13	Service Mart 2, Union	Cass
14	Unocal 76, Edwardsburg (Energy Oil)	Cass
15	Arnold's Bait and Tackle	Charlevoix
16	Northern Oil (former)	Charlevoix
17	Club Rd. Property	Cheboygan
18	Park Shell Service	Chippewa
19	Ackels Car Care	Clinton
20	Bay Petroleum Corp.	Eaton
21	Bob's Marathon	Eaton
22	Beckon & Larks Lake Rd.	Emmet
23	Farmers Petroleum Coop - Petoskey	Emmet
24	Action Auto #10	Genesee
25	Central Distributing	Genesee
26	City of Davison-Mill St.	Genesee
27	Flint FD Fleet Admin.	Genesee

1	Flint Water Department Service Center	Genesee
2	Sunshine Foods #119 Burton	Genesee
3	United Cleaners Inc.	Genesee
4	Watkins & Himelohoch Inc.	Genesee
5	Bondale Dinkens	Gladwin
6	Winegar's Trading Post	Gladwin
7	4 Corners	Grand Traverse
8	Stop N Shop	Grand Traverse
9	Woodland Shop N Go #175	Grand Traverse
10	KD's Country Store	Gratiot
11	Pat's Service	Gratiot
12	Wilson's Grocery	Gratiot
13	Action Auto Store #30	Ingham
14	Bay Gas Station	Ingham
15	Bay Petroleum W. Willow	Ingham
16	Bay Petroleum, S. MLK	Ingham
17	Citgo #7	Ingham
18	Clark Station #1995	Ingham
19	Former Clark #531	Ingham
20	Fresh-Up Car Wash	Ingham
21	Miller Oil Company	Ingham
22	Forest Park School District	Iron
23	Alamo General Store	Kalamazoo
24	Bud's Auto Repair	Kalamazoo
25	Dutton Mills	Kent
26	Former Clark #1481	Kent
27	Great Northern Packaging	Kent

1	MSI #635	Kent
2	Hurly's Lodge	Lake
3	Church & Sons Gas Station	Lapeer
4	E.J. Green	Lapeer
5	P.T. Auto Sales	Lapeer
6	Schaudt's Service Station	Lapeer
7	Former Ted's Standard	Leelanau
8	Lakeside Resort and Party Store	Leelanau
9	Clark Store #2128	Livingston
10	Lakeland Montessori School	Livingston
11	The Oasis Truck Stop	Livingston
12	Bob's Standard Service	Luce
13	Action Auto (former)	Macomb
14	Memphis Shell	Macomb
15	Sokana Mobil	Macomb
16	Muffler Man	Manistee
17	Harvey Oil Co. Inc.	Marquette
18	Joe & Son's Service	Marquette
19	Quick Lube	Mason
20	Morley General Store	Mecosta
21	Jack's Mobil	Menominee
22	Dutch Hutch	Missaukee
23	Rinckey's Store	Missaukee
24	A.N. Russell & Son Inc.	Montcalm
25	Coral General Store	Montcalm
26	Edmore Mobil	Montcalm
27	R.V. Jensen Inc.	Montcalm

1	Lowell St. Hillman Twp.	Montmorency
2	Wyson's General Store	Montmorency
3	Bennett Pump	Muskegon
4	Bernie's Amoco	Muskegon
5	Grant Mini Mart	Newaygo
6	Wesco #14/Triangle Market	Newaygo
7	Emma Milner Property, Waterford	Oakland
8	Jenny Enterprises/Wine Basket, Highland	Oakland
9	Little Caesar's Pizza, Ortonville	Oakland
10	Wayne Oakland Oil Company	Oakland
11	Village of Mears GW Contam.	Oceana
12	Kimball's Western	Ogemaw
13	Rose City Feed & Tack	Ogemaw
14	Andy's Standard	Osceola
15	Lowing's Auto	Osceola
16	Neal's Service	Osceola
17	Tiel Oil Company	Osceola
18	Don's Marathon	Oscoda
19	West Otsego Lake Grocery	Otsego
20	Radio Tavern	Presque Isle
21	Westervelt, 805 S.	Saginaw
22	Former Sav-U Station	Shiawassee
23	Frank's Service	Shiawassee
24	Decker Service	St. Joseph
25	Payless SuperAmerica	St. Joseph
26	State Rd. 6842, Millington	Tuscola
27	Clark Store #1126	Van Buren

1	Drew, Ripple Property	Van Buren
2	Roy Smothers	Van Buren
3	Jimmie's Filling Station	Washtenaw
4	Total #2542 (Huron Mini-mart)	Washtenaw
5	B & H Food & Gas/Dix-Toledo Petro Mart	Wayne
6	Cal's Car Care, Incorporated - BTEX	Wayne
7	City of Detroit - DOT - 5800 Russell St.	Wayne
8	Garden Gas Station	Wayne
9	Hail Investments	Wayne
10	JJ Curran Crane	Wayne
11	K & A Gas	Wayne
12	Master Petroleum	Wayne
13	Micks Auto	Wayne
14	Speedy's Gas & Goodies	Wayne
15	Welcome Gas on Telegraph	Wayne
16	Peterson's Standard	Wexford

17       Sec. 307. Effective October 1, 2011, surplus funds not to  
 18 exceed \$2,000,000.00 in the small business pollution prevention  
 19 assistance revolving loan fund created in section 14513 of the  
 20 natural resources and environmental protection act, 1994 PA 451,  
 21 MCL 324.14513, are appropriated to the environmental pollution  
 22 prevention fund created in section 11130 of the natural resources  
 23 and environmental protection act, 1994 PA 451, MCL 324.11130.

24       Sec. 308. Effective October 1, 2011, surplus funds not to  
 25 exceed \$1,300,000.00 in the small business pollution prevention  
 26 assistance revolving loan fund created in section 14513 of the  
 27 natural resources and environmental protection act, 1994 PA 451,

1 MCL 324.14513, are appropriated to the environmental protection  
2 fund created in section 503a of the natural resources and  
3 environmental protection act, 1994 PA 451, MCL 324.503a.

4 Sec. 309. The funds appropriated in part 1 for the brownfield  
5 grants and loans program are considered work project  
6 appropriations, and any unencumbered or unallotted funds are  
7 carried forward into the succeeding fiscal year. The following is  
8 in compliance with section 451a(1) of the management and budget  
9 act, 1984 PA 431, MCL 18.1451a:

10 (a) The purpose of the projects is to provide contaminated  
11 site cleanup.

12 (b) The projects will be accomplished by contract.

13 (c) The total estimated cost of all projects is \$5,500,000.00.

14 (d) The tentative completion date is September 30, 2016.

15 Sec. 310. The funds appropriated in part 1 for the  
16 environmental bond site reclamation program are considered work  
17 project appropriations, and any unencumbered or unallotted funds  
18 are carried forward into the succeeding fiscal year. The following  
19 is in compliance with section 451a(1) of the management and budget  
20 act, 1984 PA 431, MCL 18.1451a:

21 (a) The purpose of the projects to be carried forward is to  
22 provide contaminated site cleanup.

23 (b) The projects will be accomplished by contract.

24 (c) The total estimated cost of all projects is \$1,452,500.00.

25 (d) The tentative completion date is September 30, 2016.

26 Sec. 311. The department shall enter into a memorandum of  
27 understanding with the department of treasury to develop a process

1 for the review and approval of tax exemption certificates in  
2 accordance with the list of commonly approved air pollution control  
3 equipment adopted by the state tax commission on August 16, 2010  
4 and the list of commonly approved water pollution equipment adopted  
5 by the state tax commission on August 16, 2010.

6 **WATER RESOURCES DIVISION**

7       Sec. 401. From the funds appropriated in part 1 for surface  
8 water, \$100,000.00 shall be allocated to support the 1 additional  
9 FTE position for the aquatic nuisance control program that was  
10 added in the fiscal year ending September 30, 2011. The department  
11 shall report to the house and senate appropriations subcommittees  
12 on environmental quality and the house and senate fiscal agencies  
13 by September 30, 2012 on the use of this funding and the number of  
14 permit applications processed by the program in 2012.

15       Sec. 402. From the funds appropriated in part 1, the  
16 department shall fund a groundwater dispute resolution process in  
17 such a manner that maintains a strategically selected dispute  
18 resolution process given funds available. The department may  
19 utilize any and all available resources in providing this process  
20 and shall report to the legislature on the need for additional  
21 funds.

22       Sec. 403. From the funds appropriated in part 1, contingent  
23 upon the creation of an aquatic invasive species advisory council,  
24 the department shall support funding for the advisory council to  
25 provide recommendations to appropriate parties and bodies for a  
26 basin-wide approach to managing invasive species.



**GRANTS**

Sec. 501. If a certified health department does not exist in a city, county, or district or does not fulfill its responsibilities under part 117 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11701 to 324.11720, then the department may spend funds appropriated in part 1 under the septage waste compliance program in accordance with section 11716 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11716.

**RESOURCE MANAGEMENT DIVISION**

Sec. 601. (1) The department shall develop a report that addresses implementation of the state's solid waste policy. At a minimum, the report shall do both of the following:

(a) Identify options for long-term funding for the solid waste management program. For each option, the report shall take into account the extent to which additional activities or materials, or both, such as recycling, composting, and beneficial reuse would impact the long-term funding of the solid waste management program.

(b) Assess the feasibility of contracting out landfill inspections.

(2) The department shall provide the report prepared under subsection (1) to the state budget director, the house and senate appropriations subcommittees on environmental quality, and the house and senate fiscal agencies by June 30, 2012.

**ONE-TIME BASIS ONLY**

Sec. 1001. For the state fiscal year ending September 30, 2012, there is appropriated from general fund/general purpose revenue, on a 1-time basis only, \$6,000,000.00 for the Muskegon cleanup site.

**PART 2A****PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS  
FOR FISCAL YEAR 2012-2013****GENERAL SECTIONS**

Sec. 1201. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2013 for the line items listed in part 1. The fiscal year 2012-2013 appropriations are anticipated to be the same as those for fiscal year 2011-2012, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2012 consensus revenue estimating conference.