

SUBSTITUTE FOR
SENATE BILL NO. 182

A bill to make appropriations for the department of natural resources 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:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. Subject to the conditions set forth in this act, the
4 amounts listed in this part are appropriated for the department of

1 natural resources for the fiscal year ending September 30, 2012,
 2 from the funds indicated in this part. The following is a summary
 3 of the appropriations in this part:

4 **DEPARTMENT OF NATURAL RESOURCES**

5 APPROPRIATION SUMMARY

6	Full-time equated unclassified positions.....	6.0	
7	Full-time equated classified positions.....	2,173.4	
8	GROSS APPROPRIATION.....		\$ 330,195,800
9	Interdepartmental grant revenues:		
10	Total interdepartmental grants and intradepartmental		
11	transfers		1,935,000
12	ADJUSTED GROSS APPROPRIATION.....		\$ 328,260,800
13	Federal revenues:		
14	Total federal revenues.....		69,319,800
15	Special revenue funds:		
16	Total private revenues.....		2,842,400
17	Total other state restricted revenues.....		242,267,400
18	State general fund/general purpose.....		\$ 13,831,200
19	FUND SOURCE SUMMARY		
20	Full-time equated unclassified positions.....	6.0	
21	Full-time equated classified positions.....	2,173.4	
22	GROSS APPROPRIATION.....		\$ 330,195,800
23	Interdepartmental grant revenues:		
24	IDG, land acquisition services to work orders.....		415,800
25	IDG, MacMullan conference center revenue.....		1,519,200
26	Total interdepartmental grants and intradepartmental		
27	transfers		1,935,000

1	ADJUSTED GROSS APPROPRIATION.....	\$	328,260,800
2	Federal revenues:		
3	Federal funds.....		69,319,800
4	Total federal revenues.....		69,319,800
5	Special revenue funds:		
6	Private funds.....		2,842,400
7	Total private revenues.....		2,842,400
8	Aircraft fees.....		284,800
9	Cervidae licensing and inspection fees.....		124,100
10	Clean Michigan initiative fund.....		26,800
11	Commercial forest fund.....		59,400
12	Forest development fund.....		34,829,300
13	Forest land user charges.....		656,600
14	Forest recreation account.....		2,147,000
15	Game and fish protection fund.....		63,371,400
16	Game and fish protection fund - deer habitat reserve .		2,682,100
17	Game and fish protection fund - fisheries settlement .		937,600
18	Game and fish protection fund - turkey permit fees ...		1,530,800
19	Game and fish protection fund - waterfowl fees		117,100
20	Game and fish - wildlife resource protection fund....		1,147,600
21	Game and fish protection fund - youth hunting and		
22	fishing education and outreach fund.....		54,600
23	History fees fund.....		373,900
24	Land exchange facilitation fund.....		5,882,700
25	Local public recreation facilities fund.....		857,000
26	Mackinac Island state park fund.....		1,746,800
27	Mackinac Island state park operation fund.....		182,600

1	Marine safety fund.....	3,914,500
2	Michigan heritage publications fund.....	51,100
3	Michigan natural resources trust fund.....	979,000
4	Michigan state parks endowment fund.....	25,772,300
5	Michigan state waterways fund.....	23,617,700
6	Michigan trailways fund.....	30,900
7	Museum operations fund.....	549,000
8	Nongame wildlife fund.....	744,700
9	Off-road vehicle safety education fund.....	311,700
10	Off-road vehicle trail improvement fund.....	3,959,200
11	Park improvement fund.....	45,859,700
12	Permanent snowmobile trail easement fund.....	700,000
13	Public use and replacement deed fees.....	49,900
14	Recreation improvement account.....	1,510,300
15	Recreation passport fees.....	5,264,300
16	Snowmobile registration fee revenue.....	1,754,100
17	Snowmobile trail improvement fund.....	10,135,700
18	Sportsmen against hunger fund.....	51,100
19	Total other state restricted revenues.....	242,267,400
20	State general fund/general purpose.....	\$ 13,831,200
21	Sec. 102. EXECUTIVE OPERATIONS	
22	Full-time equated unclassified positions..... 6.0	
23	Full-time equated classified positions..... 10.0	
24	Natural resources commission.....	\$ 79,500
25	Unclassified salaries--6.0 FTE positions.....	315,500
26	Executive direction and citizen advisory	
27	councils--10.0 FTE positions	<u>1,700,600</u>

1	GROSS APPROPRIATION.....	\$	2,095,600
2	Appropriated from:		
3	Special revenue funds:		
4	Forest development fund.....		307,000
5	Forest land user charges.....		5,800
6	Forest recreation account.....		9,800
7	Game and fish protection fund.....		772,700
8	Game and fish protection fund - deer habitat reserve .		24,100
9	Game and fish protection fund - turkey permit fees ...		9,100
10	Game and fish protection fund - waterfowl fees		700
11	Game and fish protection fund - wildlife resource		
12	protection fund		9,100
13	Land exchange facilitation fund.....		16,200
14	Marine safety fund.....		17,700
15	Michigan natural resources trust fund.....		1,000
16	Michigan state parks endowment fund.....		147,100
17	Michigan state waterways fund.....		133,800
18	Nongame wildlife fund.....		3,200
19	Off-road vehicle trail improvement fund.....		35,300
20	Park improvement fund.....		328,600
21	Recreation improvement account.....		2,800
22	Snowmobile registration fee revenue.....		6,100
23	Snowmobile trail improvement fund.....		19,200
24	State general fund/general purpose.....	\$	246,300
25	Sec. 103. GREAT LAKES RESTORATION INITIATIVE		
26	Great Lakes restoration initiative.....	\$	<u>10,000,000</u>
27	GROSS APPROPRIATION.....	\$	10,000,000

1	Appropriated from:	
2	Federal revenues:	
3	Federal funds.....	10,000,000
4	State general fund/general purpose.....	\$ 0
5	Sec. 104. DEPARTMENT SUPPORT SERVICES	
6	Full-time equated classified positions.....	126.2
7	Central support services--119.2 FTE positions.....	\$ 15,012,500
8	Accounting service center.....	1,348,500
9	Science and policy--7.0 FTE positions.....	703,700
10	Building occupancy charges.....	3,115,400
11	Rent - privately owned property.....	488,400
12	Gifts and bequests.....	<u>500,000</u>
13	GROSS APPROPRIATION.....	\$ 21,168,500
14	Appropriated from:	
15	Interdepartmental grant revenues:	
16	IDG, land acquisition services to work orders.....	415,800
17	Federal revenues:	
18	Federal funds.....	214,900
19	Special revenue funds:	
20	Private funds.....	500,000
21	Clean Michigan initiative fund.....	26,800
22	Forest development fund.....	2,784,300
23	Forest land user charges.....	22,700
24	Forest recreation account.....	47,100
25	Game and fish protection fund.....	4,531,500
26	Game and fish protection fund - deer habitat reserve.	291,800
27	Game and fish protection fund - turkey permit fees...	126,700

1	Game and fish protection fund - waterfowl fees	2,100
2	Game and fish protection fund - wildlife resource	
3	protection fund	36,700
4	Land exchange facilitation fund.....	5,704,200
5	Marine safety fund.....	365,400
6	Michigan natural resources trust fund.....	958,000
7	Michigan state parks endowment fund.....	539,800
8	Michigan state waterways fund.....	564,400
9	Nongame wildlife fund.....	19,600
10	Off-road vehicle trail improvement fund.....	25,100
11	Park improvement fund.....	1,331,200
12	Public use and replacement deed fees.....	49,900
13	Recreation improvement account.....	23,700
14	Snowmobile registration fee revenue.....	44,700
15	Snowmobile trail improvement fund.....	195,400
16	State general fund/general purpose.....	\$ 2,346,700
17	Sec. 105. COMMUNICATION AND CUSTOMER SERVICES	
18	Full-time equated classified positions.....	129.3
19	Marketing, education and technology--78.3 FTE	
20	positions	\$ 13,368,200
21	Historical administration and services--36.0 FTE	
22	positions	3,958,200
23	Archives--8.0 FTE positions.....	800,100
24	Museum stores--6.0 FTE positions.....	549,000
25	Special programs (Mann house)--1.0 FTE positions	<u>113,300</u>
26	GROSS APPROPRIATION.....	\$ 18,788,800
27	Appropriated from:	

1	Federal revenues:	
2	Federal funds.....	2,072,200
3	Special revenue funds:	
4	Private funds.....	650,100
5	Forest development fund.....	122,600
6	Forest recreation account.....	15,400
7	Game and fish protection fund.....	8,261,900
8	Game and fish protection fund - youth hunting and	
9	fishing education and outreach fund.....	49,800
10	History fees fund.....	373,900
11	Land exchange facilitation fund.....	42,600
12	Marine safety fund.....	32,800
13	Michigan heritage publications fund.....	51,100
14	Michigan state parks endowment fund.....	82,600
15	Michigan state waterways fund.....	136,100
16	Museum operations fund.....	549,000
17	Nongame wildlife fund.....	11,300
18	Off-road vehicle safety education fund.....	54,100
19	Off-road vehicle trail improvement fund.....	20,400
20	Park improvement fund.....	2,406,400
21	Recreation passport fees.....	21,900
22	Snowmobile registration fee revenue.....	65,100
23	Snowmobile trail improvement fund.....	42,100
24	Sportsmen against hunger fund.....	51,100
25	State general fund/general purpose.....	\$ 3,676,300
26	Sec. 106. WILDLIFE MANAGEMENT	
27	Full-time equated classified positions.....	206.0

1	Wildlife management--197.0 FTE positions	\$	28,619,900
2	Natural resources heritage--9.0 FTE positions		1,178,000
3	State game and wildlife area maintenance		<u>750,000</u>
4	GROSS APPROPRIATION.....	\$	30,547,900
5	Appropriated from:		
6	Federal revenues:		
7	Federal funds.....		14,971,100
8	Special revenue funds:		
9	Private funds.....		168,700
10	Cervidae licensing and inspection fees		76,000
11	Forest development fund.....		69,400
12	Game and fish protection fund.....		9,435,800
13	Game and fish protection fund - deer habitat reserve .		2,167,800
14	Game and fish protection fund - turkey permit fees ...		1,323,900
15	Game and fish protection fund - waterfowl fees		106,200
16	Nongame wildlife fund.....		662,600
17	State general fund/general purpose	\$	1,566,400
18	Sec. 107. FISHERIES MANAGEMENT		
19	Full-time equated classified positions..... 232.0		
20	Aquatic resource mitigation--2.0 FTE positions	\$	937,600
21	Fish production--60.0 FTE positions		8,892,400
22	Fisheries resource management--170.0 FTE positions ...		19,882,700
23	Cormorant population mitigation program.....		<u>100,000</u>
24	GROSS APPROPRIATION.....	\$	29,812,700
25	Appropriated from:		
26	Federal revenues:		
27	Federal funds.....		11,459,600

1	Special revenue funds:	
2	Private funds.....	120,400
3	Game and fish protection fund.....	17,295,100
4	Game and fish protection fund - fisheries settlement .	937,600
5	State general fund/general purpose.....	\$ 0
6	Sec. 108. LAW ENFORCEMENT	
7	Full-time equated classified positions.....	228.0
8	General law enforcement--228.0 FTE positions	\$ <u>29,118,700</u>
9	GROSS APPROPRIATION.....	\$ 29,118,700
10	Appropriated from:	
11	Federal revenues:	
12	Federal funds.....	5,338,900
13	Special revenue funds:	
14	Cervidae licensing and inspection fees	48,100
15	Forest recreation account.....	65,200
16	Game and fish protection fund.....	17,804,100
17	Game and fish protection fund - wildlife resource	
18	protection fund	1,050,200
19	Marine safety fund.....	1,433,600
20	Off-road vehicle safety education fund.....	87,400
21	Off-road vehicle trail improvement fund.....	1,065,100
22	Park improvement fund.....	65,200
23	Snowmobile registration fee revenue.....	908,700
24	State general fund/general purpose.....	\$ 1,252,200
25	Sec. 109. RECREATION DIVISION	
26	Full-time equated classified positions.....	809.9
27	MacMullan conference center--15.0 FTE positions	\$ 1,519,200

1	Recreational boating--163.5 FTE positions	15,905,000
2	State parks--631.4 FTE positions	52,705,700
3	State parks improvement revenue bonds - debt service .	<u>1,153,700</u>
4	GROSS APPROPRIATION.....	\$ 71,283,600
5	Appropriated from:	
6	Interdepartmental grant revenues:	
7	IDG, MacMullan conference center revenue	1,519,200
8	Federal revenues:	
9	Federal funds.....	125,900
10	Special revenue funds:	
11	Private funds.....	380,900
12	Michigan state parks endowment fund.....	12,486,000
13	Michigan state waterways fund.....	15,905,000
14	Off-road vehicle trail improvement fund.....	210,700
15	Park improvement fund.....	40,413,500
16	Recreation passport fees.....	242,400
17	State general fund/general purpose	\$ 0
18	Sec. 110. MACKINAC ISLAND STATE PARK COMMISSION	
19	Full-time equated classified positions.....	37.0
20	Historical facilities system--15.0 FTE positions	\$ 1,746,800
21	Mackinac Island state park operations--22.0 FTE	
22	positions	<u>182,600</u>
23	GROSS APPROPRIATION.....	\$ 1,929,400
24	Appropriated from:	
25	Special revenue funds:	
26	Mackinac Island state park fund.....	1,746,800
27	Mackinac Island state park operation fund.....	182,600

1	State general fund/general purpose.....	\$	0
2	Sec. 111. FOREST MANAGEMENT DIVISION		
3	Full-time equated classified positions.....		395.0
4	Adopt-a-forest program.....	\$	25,000
5	Cooperative resource programs--12.0 FTE positions....		1,134,700
6	Forest management and timber market		
7	development--177.0 FTE positions.....		23,520,500
8	Forest fire equipment.....		431,500
9	Wildfire protection--122.0 FTE positions.....		12,474,800
10	Forest management initiatives--10.0 FTE positions....		844,800
11	Forest recreation--48.0 FTE positions.....		5,338,900
12	Minerals management--26.0 FTE positions.....		<u>3,056,100</u>
13	GROSS APPROPRIATION.....	\$	46,826,300
14	Appropriated from:		
15	Federal revenues:		
16	Federal funds.....		3,053,900
17	Special revenue funds:		
18	Private funds.....		922,300
19	Aircraft fees.....		284,800
20	Commercial forest fund.....		54,600
21	Forest development fund.....		29,037,100
22	Forest land user charges.....		577,700
23	Forest recreation account.....		1,855,900
24	Game and fish protection fund.....		1,829,700
25	Michigan state parks endowment fund.....		2,278,000
26	Michigan state waterways fund.....		470,200
27	Michigan trailways fund.....		30,900

1	Off-road vehicle safety education fund.....		6,600
2	Off-road vehicle trail improvement fund.....		638,100
3	Recreation improvement account.....		356,600
4	Snowmobile registration fee revenue.....		15,600
5	Snowmobile trail improvement fund.....		1,759,500
6	State general fund/general purpose.....	\$	3,654,800
7	Sec. 112. GRANTS		
8	Federal - clean vessel act grants.....	\$	400,000
9	Federal - forest stewardship grants.....		3,125,000
10	Federal - land and water conservation fund payments ..		2,566,900
11	Federal - rural community fire protection.....		300,000
12	Federal - urban forestry grants.....		3,024,000
13	Grants to communities - federal oil, gas, and timber		
14	payments		3,450,000
15	National recreational trails.....		3,900,000
16	Game and nongame wildlife fund grants.....		10,000
17	Grant to counties - marine safety.....		3,647,400
18	Off-road vehicle safety training grants.....		150,000
19	Off-road vehicle trail improvement grants.....		1,953,500
20	Recreation improvement fund grants.....		1,100,000
21	Recreation passport local grants.....		857,000
22	Snowmobile law enforcement grants.....		673,000
23	Snowmobile local grants program.....		8,004,000
24	Trail easements.....		700,000
25	Deer habitat improvement partnership initiative.....		<u>50,000</u>
26	GROSS APPROPRIATION.....	\$	33,910,800
27	Appropriated from:		

1	Federal revenues:	
2	Federal funds.....	18,333,300
3	Special revenue funds:	
4	Private funds.....	100,000
5	Game and fish protection fund - deer habitat reserve .	50,000
6	Local public recreation facilities fund.....	857,000
7	Marine safety fund.....	1,980,000
8	Nongame wildlife fund.....	10,000
9	Off-road vehicle safety education fund.....	150,000
10	Off-road vehicle trail improvement fund.....	1,953,500
11	Permanent snowmobile trail easement fund.....	700,000
12	Recreation improvement account.....	1,100,000
13	Snowmobile registration fee revenue.....	673,000
14	Snowmobile trail improvement fund.....	8,004,000
15	State general fund/general purpose.....	\$ 0
16	Sec. 113. INFORMATION TECHNOLOGY	
17	Information technology services and projects	\$ <u>9,633,500</u>
18	GROSS APPROPRIATION.....	\$ 9,633,500
19	Appropriated from:	
20	Special revenue funds:	
21	Commercial forest fund.....	4,800
22	Forest development fund.....	1,708,900
23	Forest land user charges.....	50,400
24	Forest recreation account.....	53,600
25	Game and fish protection fund.....	3,440,600
26	Game and fish protection fund - deer habitat reserve .	148,400
27	Game and fish protection fund - turkey permit fees ...	71,100

1	Game and fish protection fund - waterfowl fees	8,100
2	Game and fish protection fund - wildlife resource	
3	protection fund	51,600
4	Game and fish protection fund - youth hunting and	
5	fishing education and outreach fund.....	4,800
6	Land exchange facilitation fund.....	119,700
7	Marine safety fund.....	85,000
8	Michigan natural resources trust fund.....	20,000
9	Michigan state parks endowment fund.....	738,800
10	Michigan state waterways fund.....	478,200
11	Nongame wildlife fund.....	38,000
12	Off-road vehicle safety education fund.....	13,600
13	Off-road vehicle trail improvement fund.....	11,000
14	Park improvement fund.....	1,314,800
15	Recreation improvement account.....	27,200
16	Snowmobile registration fee revenue.....	40,900
17	Snowmobile trail improvement fund.....	115,500
18	State general fund/general purpose.....	\$ 1,088,500
19	Sec. 114. CAPITAL OUTLAY	
20	(a) STATE PARK AND FOREST AREA IMPROVEMENTS	
21	State parks repair and maintenance.....	\$ 14,500,000
22	Forest roads, bridges, and facilities.....	<u>900,000</u>
23	GROSS APPROPRIATION.....	\$ 15,400,000
24	Appropriated from:	
25	Special revenue funds:	
26	Forest development fund.....	800,000
27	Forest recreation account.....	100,000

1	Michigan state parks endowment fund.....	9,500,000
2	Recreation passport fees.....	5,000,000
3	State general fund/general purpose.....	\$ 0
4	(b) WATERWAYS BOATING PROGRAM	
5	Infrastructure improvements - local projects.....	\$ 480,000
6	Infrastructure improvements - state projects.....	1,950,000
7	Field initiatives - routine maintenance, paving,	
8	small-scale projects at state facilities.....	600,000
9	Land acquisition - acquire land for future boating	
10	access site development	400,000
11	Boating program, state boating access projects:	
12	South Higgins Lake, Roscommon County, new entrance,	
13	launch ramp, maneuver area, parking and traffic	
14	flow improvements (total authorized cost	
15	\$1,000,000; federal share \$750,000, state share	
16	\$250,000)	1,000,000
17	Cass Lake, Oakland County, parking improvements,	
18	maneuver area, launch ramp/road traffic flow	
19	improvements (total authorized cost \$2,000,000;	
20	federal share \$1,500,000; state share \$500,000)	2,000,000
21	Boating program, harbors and docks, state facilities:	
22	East Tawas, Iosco County, harbor renovation, dock	
23	replacements, dredging, fueling station, new	
24	electrical/utilities, phase I (total authorized	
25	cost \$1,000,000; state share \$1,000,000)	1,000,000
26	Fayette, Delta County, replace and expand existing	
27	dock, phase I (total authorized cost \$400,000;	

1	federal share \$300,000, state share \$100,000).....	400,000
2	Boating program, harbors and docks, local facilities:	
3	Cedarville, Mackinac County, dredging, steel sheet	
4	piling, parking improvements, launch ramps, docks,	
5	updated electrical/utilities, service building	
6	(total authorized cost \$2,040,000; state share	
7	\$1,020,000; local share \$1,020,000).....	1,020,000
8	Manistique, Schoolcraft County, marina improvements,	
9	new docks, new service building, phase I (total	
10	authorized cost \$1,660,000; state share \$830,000;	
11	local share \$830,000)	<u>830,000</u>
12	GROSS APPROPRIATION.....	\$ 9,680,000
13	Appropriated from:	
14	Federal revenues:	
15	Federal funds.....	3,750,000
16	Special revenue funds:	
17	Michigan state waterways fund.....	5,930,000
18	State general fund/general purpose.....	\$ 0

19 PART 2

20 PROVISIONS CONCERNING APPROPRIATIONS

21 **GENERAL SECTIONS**

22 Sec. 201. Pursuant to section 30 of article IX of the state

23 constitution of 1963, total state spending from state resources

24 under part 1 for fiscal year 2011-2012 is \$256,098,600.00 and state

25 spending from state resources to be paid to local units of

1 government for fiscal year 2011-2012 is \$6,550,000.00. The itemized
 2 statement below identifies appropriations from which spending to
 3 local units of government will occur:

4 DEPARTMENT OF NATURAL RESOURCES

5 GRANTS

6	Grants to counties - marine safety.....	\$	1,980,000
7	Off-road vehicle safety training grants.....		150,000
8	Off-road vehicle trail improvement grants.....		450,000
9	Recreation improvement fund grants.....		110,000
10	Recreation passport local grants.....		857,000
11	Snowmobile law enforcement grants.....		673,000

12 CAPITAL OUTLAY

13	Waterways boating program.....	\$	<u>2,330,000</u>
14	TOTAL.....	\$	6,550,000

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

18 Sec. 203. As used in this act:

- 19 (a) "Commission" means the natural resources commission.
- 20 (b) "Department" means the department of natural resources.
- 21 (c) "FTE" means full-time equated.
- 22 (d) "IDG" means interdepartmental grant.
- 23 (e) "IDT" means intradepartmental transfer.

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

1 of the billing by the end of the second fiscal quarter.

2 Sec. 205. Unless otherwise specified, the department shall use
3 the Internet to fulfill the reporting requirements of this act.

4 This requirement may include transmission of reports via electronic
5 mail to the recipients identified for each reporting requirement,
6 or it may include placement of reports on an Internet or Intranet
7 site.

8 Sec. 206. Appropriations of state restricted game and fish
9 protection funds have been made in the following amounts to the
10 following departments and agencies in their respective
11 appropriation acts:

12	Legislative auditor general.....	\$	22,000
13	Attorney general.....		797,100
14	Department of technology, management, and budget		408,500
15	Department of treasury.....		1,201,500

16 Sec. 207. Pursuant to section 43703(3) of the natural
17 resources and environmental protection act, 1994 PA 451, MCL
18 324.43703, there is appropriated from the game and fish protection
19 trust fund to the game and fish protection account of the Michigan
20 conservation and recreation legacy fund, \$6,000,000.00 for the
21 fiscal year ending September 30, 2012.

22 Sec. 208. From the funds appropriated in part 1 for
23 information technology, departments and agencies shall pay user
24 fees to the department of technology, management, and budget for
25 technology-related services and projects. The user fees shall be
26 subject to provisions of an interagency agreement between the
27 department and agencies and the department of technology,

1 management, and budget.

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

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

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

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

1 Sec. 215. (1) In addition to the funds appropriated in part 1,
2 there is appropriated an amount not to exceed \$3,000,000.00 for
3 federal contingency funds. These funds are not available for
4 expenditure until they have been transferred to another line item
5 in this act under section 393(2) of the management and budget act,
6 1984 PA 431, MCL 18.1393.

7 (2) In addition to the funds appropriated in part 1, there is
8 appropriated an amount not to exceed \$10,000,000.00 for state
9 restricted contingency funds. These funds are not available for
10 expenditure until they have been transferred to another line item
11 in this act under section 393(2) of the management and budget act,
12 1984 PA 431, MCL 18.1393.

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

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

25 Sec. 216. Amounts appropriated in part 1 for information
26 technology may be designated as work projects and carried forward
27 to support technology projects under the direction of the

1 department of technology, management, and budget. Funds designated
2 in this manner are not available for expenditure until approved as
3 work projects under section 451a of the management and budget act,
4 1984 PA 431, MCL 18.1451a.

5 Sec. 217. The department and agencies receiving appropriations
6 in part 1 shall receive and retain copies of all reports funded
7 from appropriations in part 1. Federal and state guidelines for
8 short-term and long-term retention of records shall be followed.
9 The department may electronically retain copies of reports unless
10 otherwise required by federal and state guidelines.

11 Sec. 220. Not later than November 15, the department shall
12 prepare and transmit a report that provides for estimates of the
13 total general fund/general purpose appropriation lapses at the
14 close of the fiscal year. This report shall summarize the projected
15 year-end general fund/general purpose appropriation lapses by major
16 departmental program or program areas. The report shall be
17 transmitted to the office of the state budget, the chairpersons of
18 the senate and house of representatives standing committees on
19 appropriations, and the senate and house fiscal agencies.

20 Sec. 222. Within 14 days after the release of the executive
21 budget recommendation, the department shall provide the state
22 budget director, the senate and house appropriations chairs, the
23 senate and house appropriations subcommittees on natural resources,
24 respectively, and the senate and house fiscal agencies with an
25 annual report on estimated state restricted fund balances, state
26 restricted fund projected revenues, and state restricted fund
27 expenditures for the fiscal years ending September 30, 2011 and

1 September 30, 2012.

2 Sec. 223. Before January 31, 2012, the department, in
3 cooperation with the Michigan state waterways commission, shall
4 provide to the state budget director, the senate and house
5 appropriations subcommittees on natural resources, and the senate
6 and house fiscal agencies a list of projects completed by the
7 commission in fiscal year 2010-2011, including the county and
8 municipality in which each project is located.

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

13 Sec. 234. (1) The department shall maintain a searchable
14 website accessible by the public at no cost that includes, but is
15 not limited to, all of the following:

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

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

18 (c) Fiscal year-to-date payments to a selected vendor,
19 including the vendor name, payment date, payment amount, and
20 payment description.

21 (d) The number of active department employees by job
22 classification.

23 (e) Job specifications and wage rates.

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

27 Sec. 235. The department shall not expend more than \$10,000.00

1 from the appropriations in part 1 to implement the requirements of
2 section 234.

3 **EXECUTIVE OPERATIONS AND DEPARTMENT SUPPORT**

4 Sec. 301. The department may charge the appropriations
5 contained in part 1, including all special maintenance and capital
6 projects appropriated for the fiscal year ending September 30,
7 2012, for engineering services provided, a standard percentage fee
8 to recover actual costs. The department may use the revenue derived
9 to support the engineering services charges provided for in part 1.

10 Sec. 302. The department may charge land acquisition projects
11 appropriated for the fiscal year ending September 30, 2012, and for
12 prior fiscal years, a standard percentage fee to recover actual
13 costs, and may use the revenue derived to support the land
14 acquisition service charges provided for in part 1.

15 Sec. 303. As appropriated in part 1, the department may charge
16 both application fees and transaction fees related to the exchange
17 or sale of state-owned land or rights in land authorized by part 21
18 of the natural resources and environmental protection act, 1994 PA
19 451, MCL 324.2101 to 324.2162. The fees shall be set by the
20 director of the department at a rate which allows the department to
21 recover its costs for providing these services.

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

26 Sec. 305. As appropriated in part 1, proceeds in excess of

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

9 Sec. 306. As appropriated in part 1, funds collected by the
10 department for historical markers; document reproduction and
11 services; conferences, admissions, workshops, and training classes;
12 and the use of specialized equipment, facilities, exhibits,
13 collections, and software shall be used for expenses necessary to
14 provide the required services. The department may charge fees for
15 the aforementioned services, including admission fees. It is the
16 intent of the legislature that if sufficient revenues are
17 available, as a condition of the expenditure of revenue from
18 admission fees to the Michigan historical museum, admission to the
19 museum shall be free for children under 18 years of age. The
20 department may accept voluntary admissions contributions of \$2.00
21 for children under 18 years of age. Any unexpended funds may be
22 carried forward into the next succeeding fiscal year.

23 Sec. 308. By October 21, 2011, the department shall submit to
24 the senate and house appropriations subcommittees on natural
25 resources a report on all land transactions approved by the
26 commission in the fiscal year ending September 30, 2011. For each
27 land transaction, the report shall include the size of the parcel,

1 the county and municipality in which the parcel is located, the
2 dollar amount of the transaction, the fund source affected by the
3 transaction, and whether the transaction is by purchase, public
4 auction, transfer, exchange, or conveyance.

5 Sec. 309. By January 1, 2012, the department shall produce a
6 report identifying active oil and gas leases entered into before
7 July 1995 which are larger than 160 acres in size and where the
8 acreage held in a producing unit is less than or equal to 1/4 of
9 the total lease acreage.

10 **WILDLIFE DIVISION**

11 Sec. 402. It is the intent of the legislature that, from the
12 funds appropriated in part 1, the department shall reimburse the
13 department of agriculture and rural development for costs incurred
14 for indemnification payments for livestock losses caused by wolves,
15 coyotes, or cougars under the animal industry act, 1988 PA 466, MCL
16 287.701 to 287.746.

17 **FISHERIES DIVISION**

18 Sec. 501. (1) From the appropriation in part 1 for aquatic
19 resource mitigation, not more than \$758,000.00 shall be allocated
20 for grants to watershed councils, resource development councils,
21 soil conservation districts, local governmental units, and other
22 nonprofit organizations for stream habitat stabilization and soil
23 erosion control.

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

1 under subsection (1).

2 Sec. 502. As a condition of expenditure of fisheries
3 management appropriations under part 1, the department of natural
4 resources shall not impede the certification process for water
5 control structures on Michigan waterways. The department of natural
6 resources shall fund from funds appropriated in part 1 all non-
7 water-quality studies or requirements that the department requests
8 of either of the following:

9 (a) The department of environmental quality as a condition for
10 issuance of a certification under the federal water pollution
11 control act, 33 USC 1341.

12 (b) The federal energy regulatory commission as a condition of
13 licensing under the federal power act, 16 USC 791a to 825r.

14 **RECREATION DIVISION**

15 Sec. 601. Pursuant to section 1902(2) of the natural resources
16 and environmental protection act, 1994 PA 451, MCL 324.1902, there
17 is appropriated from the Michigan natural resources trust fund to
18 the Michigan state parks endowment fund an amount not to exceed
19 \$10,000,000.00 for the fiscal year ending September 30, 2012.

20 Sec. 602. The department shall notify the house and senate
21 appropriations subcommittees on natural resources and the house and
22 senate fiscal agencies if it intends to reduce operations or reduce
23 recreation opportunities in any state park or recreation area.

24 **FOREST MANAGEMENT DIVISION**

25 Sec. 701. In addition to the funds appropriated in part 1,

1 \$350,000.00 is appropriated to the department to cover costs
2 related to any declared emergency involving the collapse of any
3 abandoned mine shaft located on state land. This appropriation
4 shall not be expended unless the state budget director recommends
5 the expenditure and the department notifies the house and senate
6 committees on appropriations.

7 Sec. 702. Of the funds appropriated in part 1, the department
8 shall, subject to the forest certification process, prescribe
9 treatment on 79,000 acres, prepare appropriate treatment for not
10 less than 67,500 acres at the current average rate of 12.5 to 15
11 cords per acre, and offer those cords for sale in 2012, provided
12 that the department shall take into consideration the impact of
13 timber harvesting on wildlife habitat and recreation uses. The
14 department shall, subject to the forest certification process,
15 increase marking or treatment of hardwood timber for sale and
16 harvest by 10% over 2011 levels. In addition, the department shall
17 take into consideration silvicultural analysis and report annually
18 to the legislature on plans and efforts to address factors limiting
19 management of timber. The department shall increase the number of
20 prepared acres if it appears that regional market demand requires
21 increased volumes of harvested timber. The department shall provide
22 quarterly reports on the number of acres treated, pursuant to this
23 section, to the senate and house appropriations subcommittees on
24 natural resources and the standing committees of the senate and
25 house of representatives with primary responsibility for natural
26 resources issues. The department shall complete and deliver these
27 reports no later than 45 days after the end of the fiscal quarter.

1 Sec. 703. In addition to the money appropriated in this act,
2 the department may receive and expend money from federal sources
3 for the purpose of providing response to wildfires as required by a
4 compact with the federal government. If additional expenditure
5 authorization is required, the department shall notify the state
6 budget office that expenditure under this section is required. The
7 department shall notify the house and senate appropriations
8 subcommittees on natural resources and the house and senate fiscal
9 agencies of the expenditures under this section by November 1,
10 2012.

11 Sec. 704. The department shall continue to work cooperatively
12 with horseback riding interests to maximize riding opportunities in
13 the state.

14 Sec. 705. The department shall spend amounts appropriated in
15 part 1 for forest-related activities to employ or contract for
16 sufficient foresters to mark timber, pursuant to section 702.

17 Sec. 706. It is the intent of the legislature that forest
18 campgrounds proposed for closure by the department will be open and
19 accessible to the general public.

20 Sec. 707. The department shall complete the development of a
21 strategic plan to incorporate selected state forest campgrounds
22 into the state park system as mini-state parks in order to qualify
23 them for funding under section 2045 of the natural resources and
24 environmental protection act, 1994 PA 451, MCL 324.2045, from state
25 recreation passport revenue. Both currently open and closed
26 campgrounds shall be included in the strategic plan. To fully
27 develop this program and to test its viability throughout the

1 state, the department shall finish designing and implementing a
2 pilot program that includes 6 forest campgrounds selected on a
3 broad geographical basis from those forest campgrounds closed by
4 Executive Order No. 2009-22. In making the selection for the pilot
5 program, the department shall select 3 forest campgrounds from the
6 Upper Peninsula and 3 from the Lower Peninsula. The department
7 shall report to the house and senate appropriations subcommittees
8 on natural resources and the house and senate fiscal agencies by
9 October 31, 2011 on the design of the pilot program, the status of
10 the plan's implementation, and any additional state forest
11 campground closures that are planned for fiscal year 2011-2012 or
12 have occurred since the issuance of Executive Order No. 2009-22.

13 Sec. 710. The department shall provide a report on the
14 wildfire protection use of department aircraft to the house and
15 senate appropriations subcommittees on natural resources and the
16 house and senate fiscal agencies by December 1, 2011. The report
17 shall include the following information for the preceding fiscal
18 year: how many airplanes the department owns, how much the
19 airplanes cost annually, which DNR divisions used the aircraft
20 throughout the year, how many wildfires occurred in which the
21 aircraft were used to help provide detection, surveillance, or
22 suppression support, and how many flight hours were logged for the
23 fleet in that year.

24 LAW ENFORCEMENT

25 Sec. 801. The appropriation in part 1 for snowmobile law
26 enforcement grants shall be used by the department to provide

1 grants to county law enforcement agencies to enforce part 821 of
2 the natural resources and environmental protection act, 1994 PA
3 451, MCL 324.82101 to 324.82160, including rules promulgated under
4 that part and ordinances enacted pursuant to that part. The
5 department shall consider the number of enforcement hours and the
6 number of miles of snowmobile trails in each county in allocating
7 these grants. Any funds not distributed to counties revert back to
8 the snowmobile registration fee subaccount created under section
9 82111 of the natural resources and environmental protection act,
10 1994 PA 451, MCL 324.82111. Counties shall provide semiannual
11 reports to the department on the use of grant money received under
12 this section.

13 Sec. 802. The department shall provide a report on the marine
14 safety grant program to the senate and house appropriations
15 subcommittees on natural resources and the senate and house fiscal
16 agencies by December 1, 2011. The report shall include the
17 following information for the preceding year: the total amount of
18 revenue received for watercraft registrations, the amount deposited
19 into the marine safety fund, and the expenditures made from the
20 marine safety fund, including the amounts expended for department
21 administration, other state agencies, the law enforcement division,
22 and grants to counties. The report shall also include the
23 distribution methodology used by the department to distribute the
24 marine safety grants and a list of the grants and the amounts
25 awarded by county.

26 **GRANTS**

1 Sec. 901. Federal pass-through funds to local institutions and
2 governments that are received in amounts in addition to those
3 included in part 1 for grants to communities - federal oil, gas,
4 and timber payments and that do not require additional state
5 matching funds are appropriated for the purposes intended. By
6 November 30, 2011, the department shall report to the senate and
7 house appropriations subcommittees on natural resources, the senate
8 and house fiscal agencies, and the state budget director on all
9 amounts appropriated under this section during the fiscal year
10 ending September 30, 2011.

11 Sec. 902. Subject to part 811 of the natural resources and
12 environmental protection act, 1994 PA 451, MCL 324.81101 to
13 324.81150, from the funds appropriated in part 1 for off-road
14 vehicle trail improvements grants, not less than \$980,000.00 shall
15 be spent on the development of new trails in accordance with the
16 off-road vehicle trail expansion plan submitted to the legislature
17 pursuant to section 807 of article 14 of 2005 PA 154.

18 **CAPITAL OUTLAY**

19 Sec. 1001. The appropriation made in this act for the harbors
20 and docks program is for the purpose of participating with the
21 federal government and assisting local units of government, public
22 colleges and universities, or other governmental entities in this
23 state with the construction and improvement of recreational boating
24 facilities within this state. Subject to the approval of the state
25 administrative board, this money shall be allocated by the
26 department to the federal government, or to the governmental

1 entities involved in the particular projects. An allocation shall
2 not exceed the state portion as listed with each project
3 description. The department shall take the steps necessary to match
4 federal money available for the construction and improvement of
5 recreational boating facilities within the state, and to meet
6 requirements of the federal government.

7 Sec. 1002. (1) The director of the department shall allocate
8 lump-sum appropriations to the department made in this act
9 consistent with statutory provisions and the purposes for which
10 funds were appropriated. Lump-sum allocations shall address
11 priority program or facility needs and may include, but are not
12 limited to, design, construction, remodeling and addition, special
13 maintenance, major special maintenance, energy conservation, and
14 demolition.

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

22 Sec. 1003. The appropriations in part 1 for capital outlay
23 shall be carried forward at the end of the fiscal year consistent
24 with the provisions of section 248 of the management and budget
25 act, 1984 PA 431, MCL 18.1248.

26 Sec. 1004. Upon receiving notification that necessary permits
27 have been obtained, the department shall fund a capital outlay

1 project to construct a breakwall at the Grand Marais harbor
2 according to a plan to be prepared by Burt Township. The project
3 has an estimated completion cost of \$7,000,000.00 and an estimated
4 completion date of September 30, 2015.

5 **ONE-TIME BASIS ONLY**

6 Sec. 1101. For the state fiscal year ending September 30,
7 2012, there is appropriated from general fund/general purpose
8 revenue, on a 1-time basis only, \$4,000,000.00 for the Grand Marais
9 harbor capital outlay project provided for in section 1004.

10 PART 2A

11 PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

12 FOR FISCAL YEAR 2012-2013

13 **GENERAL SECTIONS**

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