

HOUSE BILL No. 4585

EXECUTIVE BUDGET BILL

March 18, 1991, Introduced by Reps. Ostling, Johnson, Knight, Bender and Sparks and referred to the Committee on Appropriations.

A bill to make appropriations for the state transportation department and certain transportation purposes for the fiscal year ending September 30, 1992; to provide for the imposition of fees; to provide for reports; to prescribe certain powers and duties of certain state departments and officials; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 101. There is appropriated for the state transporta-
2 tion department and certain state purposes designated in this act
3 for the fiscal year ending September 30, 1992, from the following
4 funds:

1 STATE TRANSPORTATION DEPARTMENT

2 APPROPRIATIONS SUMMARY:

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

4 Full-time equated classified positions.....4,206.4

5 GROSS APPROPRIATION.....\$2,157,756,900

6 Interdepartmental grant revenues:

7 Total interdepartmental grants and intradepartmental

8 transfers..... 602,018,600

9 ADJUSTED GROSS APPROPRIATION.....\$1,555,738,300

10 Federal revenues:

11 Total federal revenues..... 272,790,000

12 Special revenue funds:

13 Total local revenues..... 4,000,000

14 Total private revenues..... 0

15 Total other state restricted revenues.....\$1,278,948,300

16 State general fund/general purpose.....\$ 0

17 MICHIGAN TRANSPORTATION FUND

18 APPROPRIATIONS SUMMARY:

19 To trunkline fund for:

20 Rail grade crossing.....\$ 3,000,000

21 Executive division..... 33,200

22 Local services division..... 2,728,000

23 Highway traffic and safety division..... 17,100

24 Bureau of transportation planning..... 2,430,800

25 Transportation safety and tariffs..... 1,430,600

26 Subtotal to state trunkline fund..... 9,639,700

1	To state general fund for:	
2	Legislative auditor general.....	111,600
3	Department of state.....	68,988,700
4	Department of treasury.....	5,653,300
5	Department of state police.....	641,300
6	Department of civil service.....	543,300
7	Department of natural resources.....	271,300
8	Department of management and budget.....	230,600
9	Subtotal to other state departments.....	76,440,100
10	Recreation improvement fund.....	12,175,500
11	10% to comprehensive transportation fund.....	106,001,800
12	Critical bridge fund.....	5,000,000
13	Economic development fund.....	36,775,000
14	39.1% of adjusted net gross to state trunkline.....\$	356,686,300
15	39.1% of adjusted net gross to county road commissions.....	356,686,300
16	21.8% of adjusted net gross to cities and villages.....	198,868,500
17	GROSS APPROPRIATION.....\$	1,158,273,200
18	Special revenue funds:	
19	Michigan transportation fund.....	1,158,273,200
20	State general fund/general purpose.....\$	
21	STATE TRUNKLINE FUND PROGRAM	
22	APPROPRIATIONS SUMMARY:	
23	Full-time equated unclassified positions.....	5.0
24	Full-time equated classified positions.....	3,990.9
25	GROSS APPROPRIATION.....\$	806,396,500
26	Interdepartmental grant revenues:	

1	IDT-equipment rental credit.....	18,000,000
2	IDT-sign and signal credit from road and bridge	
3	construction.....	1,600,000
4	IDT-road and bridge construction.....	56,633,300
5	IDT-testing service credit from road and bridge	
6	construction.....	9,000,000
7	IDT-MTF to STF-administration.....	51,414,700
8	IDG from department of labor.....	22,200
9	IDG from department of military affairs.....	2,100
10	IDG from department of natural resources.....	476,300
11	Total interdepartmental grants and intradepartmental	
12	transfers.....	\$ 137,148,600
13	ADJUSTED GROSS APPROPRIATION.....	\$ 727,478,800
14	Federal revenues:	
15	DOT-NHTSA, State and community highway safety.....	40,000
16	DOT-FHWA Highway research, planning, and construction.....	256,900,000
17	Total federal revenues.....	256,940,000
18	Special revenue funds:	
19	Local funds.....	4,000,000
20	Total local revenues.....	4,000,000
21	Oil overcharge.....	0
22	Total private revenues.....	0
23	General fund restricted purpose.....	14,500,000
24	State trunkline fund.....	393,807,900
25	Total other state restricted revenues.....	408,307,900
26	State general fund/general purpose.....	\$ 0

DEBT SERVICE

Trunkline highway bonds, series 1983/1999	(\$135,000,000) \$	9,775,200
Trunkline refunding bonds, series 1986 I	(\$80,110,000)	6,543,200
Trunkline refunding bonds, series 1986 II	(\$25,540,000)	2,152,600
Trunkline highway bonds, series 1984/1999	(\$50,000,000)	4,393,100
Trunkline refunding bonds, series 1989 B	(\$9,290,000)	790,200
Trunkline bonds, series 1989 A	(\$30,000,000)	1,929,700
GROSS APPROPRIATION	\$	25,584,000

Appropriated from:

Special revenue funds:

State trunkline fund		25,584,000
State general fund/general purpose	\$	0

INTERDEPARTMENT & STATUTORY CONTRACTS

To state general fund for:

Department of civil service	\$	2,078,500
Legislative auditor general		222,300
Department of attorney general		1,963,900
Department of management and budget		939,500
Department of treasury		17,900
Department of commerce (Washington office)		9,300
Department of state police		4,552,400
Department of natural resources		23,200
GROSS APPROPRIATION	\$	9,807,000

Appropriated from:

Special revenue funds:

State trunkline fund		9,807,000
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1	State general fund/general purpose.....	\$	0
2	EXECUTIVE BUREAU		
3	Full-time equated unclassified positions.....	5.0	
4	Full-time equated classified positions.....	128.9	
5	Members of the state transportation commission (per diem		
6	payments).....	\$	60,000
7	Director.....		83,100
8	Unclassified positions.....		240,900
9	Executive division--41.9 FTE positions.....		3,017,200
10	Human resources--44.0 FTE positions.....		2,612,900
11	Commission Audit--38.0 FTE positions.....		2,553,100
12	Economic development administration--5.0 FTE positions.....		512,800
13	Rent.....		1,161,900
14	Building occupancy charges, property management services...		3,756,100
15	Worker's compensation.....	\$	1,535,800
16	GROSS APPROPRIATION.....	\$	15,533,800
17	Appropriated from:		
18	Special revenue funds:		
19	State trunkline fund.....		14,987,800
20	General fund restricted purpose.....		145,000
21	Interdepartmental grant revenues:		
22	IDT-Michigan transportation fund.....		401,000
23	State general fund/general purpose.....	\$	0
24	BUREAU OF ADMINISTRATION		
25	Full-time equated classified positions.....	346.7	
26	Engineering & scientific data center--110.0 FTE positions..	\$	12,324,500

1	Technical services--119.5 FTE positions.....	8,701,800
2	Travel information--66.5 FTE positions.....	3,223,100
3	Transportation safety and tariffs--22.2 FTE positions.....	1,430,600
4	Office of small business--29.5 FTE positions.....	1,845,500
5	GROSS APPROPRIATION.....	\$ 27,525,500
6	Appropriated from:	
7	Interdepartmental grant revenues:	
8	IDG from department of labor.....	22,200
9	IDG from department of military affairs.....	2,100
10	IDG from department of natural resources.....	476,300
11	IDT-MTF to STF-administration.....	1,430,600
12	Special revenue funds:	
13	State trunkline fund.....	25,594,300
14	State general fund/general purpose.....	\$ 0
15	BUREAU OF FINANCE	
16	Full-time equated classified positions.....	114.1
17	Finance--Operations--73.1 FTE positions.....	\$ 3,690,900
18	Finance--Services--41.0 FTE positions.....	2,122,700
19	GROSS APPROPRIATION.....	\$ 5,813,600
20	Appropriated from:	
21	Special revenue funds:	
22	State trunkline fund.....	5,813,600
23	State general fund/general purpose.....	\$ 0
24	BUREAU OF TRANSPORTATION PLANNING	
25	Full-time equated classified positions.....	175.3
26	Administration--175.3 FTE positions.....	\$ 12,270,100

1	Grants to regional planning councils.....	488,800
2	GROSS APPROPRIATION.....	\$ 12,758,900
3	Appropriated from:	
4	Federal revenues:	
5	DOT-FHWA Highway research, planning, and construction.....	4,900,000
6	Interdepartmental grant revenues:	
7	IDT-road and bridge construction.....	1,226,400
8	IDT-MTF to STF-administration.....	2,430,800
9	Special revenue funds:	
10	State trunkline fund.....	4,201,700
11	State general fund/general purpose.....	\$ 0
12	BUREAU OF HIGHWAYS: HIGHWAY SERVICES	
13	Full-time equated classified positions.....	888.0
14	Administration--12.0 FTE positions.....	\$ 886,300
15	Programming and engineering services--86.5 FTE positions...	5,036,900
16	Local services--40.0 FTE positions.....	2,728,000
17	Design--439.4 FTE positions.....	\$ 25,098,300
18	Real Estate--156.0 FTE positions.....	10,292,500
19	Traffic and safety--156.1 FTE positions.....	9,847,900
20	GROSS APPROPRIATION.....	\$ 53,889,900
21	Appropriated from:	
22	Federal revenues:	
23	DOT-NHTSA, State and community highway safety.....	40,000
24	Interdepartmental grant revenues:	
25	IDT-road and bridge construction.....	20,787,500
26	IDT-MTF to STF-administration.....	2,745,100

1	Special revenue funds:	
2	State trunkline fund.....	30,317,300
3	State general fund/general purpose.....	\$ 0
4	BUREAU OF HIGHWAYS: HIGHWAY OPERATION	
5	Full-time equated classified positions.....	2,337.9
6	Materials and technology--238.2 FTE positions.....	\$ 15,505,300
7	Construction--1,003.1 FTE positions.....	48,717,300
8	Maintenance--1,095.6 FTE positions.....	99,639,800
9	Urban center maintenance.....	2,086,100
10	Contract payments to local units.....	94,544,600
11	Heavy maintenance-nonroutine.....	515,000
12	GROSS APPROPRIATION.....	\$ 261,008,100
13	Appropriated from:	
14	Interdepartmental grant revenues:	
15	IDT-equipment rental credit from other department units....	18,000,000
16	IDT-sign and signal credit from road and bridge	
17	construction.....	1,600,000
18	IDT-testing service credit from road and bridge	
19	construction.....	\$ 9,000,000
20	IDT-road and bridge construction.....	34,619,400
21	Special revenue funds:	
22	State trunkline fund.....	197,788,700
23	State general fund/general purpose.....	\$ 0
24	ROAD AND BRIDGE CONSTRUCTION	
25	State trunkline and bridge construction.....	\$ 334,213,500
26	GROSS APPROPRIATION.....	\$ 334,213,500

1 Appropriated from:

2 Federal revenues:

3 DOT-FHWA Highway research, planning, and construction..... 252,000,000

4 Special revenue funds:

5 Local funds..... 4,000,000

6 State trunkline fund..... 78,213,500

7 State general fund/general purpose.....\$ 0

8 RAIL GRADE CROSSING ACCOUNT PROGRAM

9 Rail grade crossing account.....\$ 3,000,000

10 GROSS APPROPRIATION.....\$ 3,000,000

11 Appropriated from:

12 Interdepartmental grant revenues:

13 IDT-Michigan transportation fund to state trunkline fund

14 -administration..... 3,000,000

15 State general fund/general purpose.....\$ 0

16 TRANSPORTATION ECONOMIC DEVELOPMENT FUND

17 Forest roads.....\$ 5,000,000

18 Rural county urban system..... 2,500,000

19 Trunkline bonds, series 1989A-EDF (\$100,000,000).....\$ 6,432,700

20 Target industries/state takeovers..... 15,797,500

21 Urban county congestion..... 11,016,000

22 Rural county primary..... 11,016,000

23 GROSS APPROPRIATION.....\$ 51,762,200

24 Appropriated from:

25 Special revenue funds:

26 General fund restricted purpose..... 14,355,000

1 Interdepartmental grant revenues:

2 IDT-MTF to STF-administration..... 36,407,200

3 State trunkline fund..... 1,000,000

4 State general fund/general purpose.....\$ 0

5 CRITICAL BRIDGE FUND PROGRAM

6 Critical bridge program.....\$ 5,500,000

7 GROSS APPROPRIATION.....\$ 5,500,000

8 Appropriated from:

9 Interdepartmental grant revenues:

10 IDT-Michigan transportation fund..... 5,000,000

11 Special revenue funds:

12 State trunkline fund..... 500,000

13 State general fund/general purpose.....\$ 0

14 AERONAUTICS FUND PROGRAM

15 APPROPRIATIONS SUMMARY:

16 Full-time equated classified positions.....74.0

17 GROSS APPROPRIATION.....\$ 9,691,100

18 Interdepartmental grant revenues:

19 Total interdepartmental grants and intradepartmental

20 transfers.....\$ 0

21 ADJUSTED GROSS APPROPRIATION.....\$ 9,691,100

22 Special revenue funds:

23 State aeronautics fund..... 9,691,100

24 State general fund/general purpose.....\$ 0

25 INTERDEPARTMENT & STATUTORY CONTRACTS

26 To general fund for:

1	Department of civil service.....	\$ 40,400
2	Legislative auditor general.....	19,500
3	Department of attorney general.....	109,200
4	Department of management and budget.....	17,000
5	Department of treasury.....	53,900
6	Department of commerce (Washington office).....	9,300
7	To trunkline fund for:	
8	Overhead.....	594,100
9	Rent.....	35,900
10	GROSS APPROPRIATION.....	\$ 879,300
11	Appropriated from:	
12	Special revenue funds:	
13	State aeronautics fund.....	879,300
14	State general fund/general purpose.....	\$ 0
15	BUREAU OF AERONAUTICS	
16	Full-time equated classified positions.....	74.0
17	Executive division--13.0 FTE positions.....	\$ 1,212,900
18	Air marketing/incentive program.....	1,600,000
19	Airport development division--26.2 FTE positions.....	1,818,500
20	Safety & services division--17.4 FTE positions.....	2,697,900
21	Air transport division--13.4 FTE positions.....	\$ 1,168,200
22	Aeronautics planning--4.0 FTE positions.....	314,300
23	GROSS APPROPRIATION.....	\$ 8,811,800
24	Appropriated from:	
25	Special revenue funds:	
26	State aeronautics fund.....	8,811,800

1	State general fund/general purpose.....	\$	0
2	COMPREHENSIVE TRANSPORTATION FUND PROGRAM		
3	APPROPRIATIONS SUMMARY:		
4	Full-time equated unclassified positions.....	1.0	
5	Full-time equated classified positions.....	141.5	
6	GROSS APPROPRIATION.....	\$	183,396,100
7	Interdepartmental grant revenues:		
8	Total interdepartmental grants and intradepartmental		
9	transfers.....		0
10	ADJUSTED GROSS APPROPRIATION.....	\$	183,396,100
11	Federal revenues:		
12	DOT-FRA, Local rail service assistance.....		500,000
13	DOT-UMTA.....		11,850,000
14	DOT, Surface transportation act, section 18.....		3,500,000
15	Total federal revenues.....		15,850,000
16	Special revenue funds:		
17	Intercity bus equipment fund.....		2,000,000
18	Rail preservation fund.....		2,000,000
19	Comprehensive transportation fund.....		163,546,100
20	Total other state restricted.....		167,546,100
21	State general fund/general purpose.....	\$	0
22	DEBT SERVICE		
23	Comprehensive transportation refunding bonds:		
24	Series 1985 (\$57,830,671).....	\$	3,801,800
25	Series 1986 II (\$75,030,000).....		6,216,000
26	Series 1988 II (\$31,992,279).....		1,943,800

1	Series 1986 I (\$28,555,000)	3,747,200
2	Series 1988 I (\$73,155,000)	5,381,200
3	GROSS APPROPRIATION.....\$	21,090,000
4	Appropriated from:	
5	Special revenue funds:	
6	Comprehensive transportation fund.....	21,090,000
7	State general fund/general purpose.....\$	0
8	INTERDEPARTMENT & STATUTORY CONTRACTS	
9	To general fund for:	
10	Department of civil service.....\$	80,700
11	Legislative auditor general.....	34,900
12	Department of attorney general.....	146,000
13	Department of management and budget.....	39,300
14	Department of treasury.....	9,700
15	Department of commerce (Washington office).....	9,300
16	To state trunkline fund for:	
17	Overhead.....	1,303,400
18	Rent.....	210,500
19	GROSS APPROPRIATION.....\$	1,833,800
20	Appropriated from:	
21	Special revenue funds:	
22	Comprehensive transportation fund.....	1,833,800
23	State general fund/general purpose.....\$	0
24	BUREAU OF URBAN & PUBLIC TRANSPORTATION	
25	Full-time equated unclassified positions.....	1.0
26	Full-time equated classified positions.....	141.5

1	Director of the bureau of urban and public transportation..\$	75,200
2	Administration--118.5 FTE positions.....	7,459,800
3	Comprehensive transportation planning--23.0 FTE positions..	1,520,800
4	Audits.....	250,000
5	Worker's compensation.....	3,300
6	GROSS APPROPRIATION.....\$	9,309,100
7	Appropriated from:	
8	Special revenue funds:	
9	Comprehensive transportation fund.....	9,309,100
10	State general fund/general purpose.....\$	0
11	BUS TRANSIT DIVISION: STATUTORY OPERATING	
12	Urban/nonurban statutory operating.....\$	91,919,300
13	Nonurban supplemental operating.....	3,500,000
14	GROSS APPROPRIATION.....\$	95,419,300
15	Appropriated from:	
16	Federal revenues:	
17	DOT, Surface transportation act, section 18.....	3,500,000
18	Special revenue funds:	
19	Comprehensive transportation fund.....	91,919,300
20	State general fund/general purpose.....\$	0
21	INTERCITY PASSENGER AND FREIGHT	
22	Property management and miscellaneous expenses.....\$	2,600,000
23	Detroit/Wayne county port authority.....	301,900
24	Intercity bus equipment.....\$	2,000,000
25	Rail passenger.....	1,750,000
26	Freight preservation and development.....	6,700,000

1	Intercity bus service development.....	950,000
2	Marine passenger services.....	1,000,000
3	Intercity passenger terminals.....	650,000
4	Discretionary account.....	1,679,400
5	GROSS APPROPRIATION.....\$	17,631,300
6	Appropriated from:	
7	Federal revenues:	
8	DOT-FRA, Local rail service assistance.....	500,000
9	Special revenue funds:	
10	Rail preservation fund.....	2,000,000
11	Intercity bus equipment fund.....	2,000,000
12	Comprehensive transportation fund.....	13,131,300
13	State general fund/general purpose.....\$	0
14	PUBLIC TRANSPORTATION DEVELOPMENT	
15	Specialized services.....\$	2,572,300
16	Local share bonus.....	1,000,000
17	Effective service bonus.....	1,000,000
18	Municipal credit program.....	1,000,000
19	Bus transit capital.....	13,600,000
20	Technical studies.....	635,000
21	Local ride sharing operating.....	262,500
22	Van pooling.....	125,000
23	Bus property management.....	225,000
24	Service development and new technology.....	1,250,000
25	Planning grants.....\$	50,000
26	Discretionary account.....	16,392,800

1 GROSS APPROPRIATION.....\$ 38,112,600

2 Appropriated from:

3 Federal revenues:

4 DOT-UMTA..... 11,850,000

5 Special revenue funds:

6 Comprehensive transportation fund..... 26,262,600

7 State general fund/general purpose.....\$ 0

8 GENERAL SECTIONS

9 Sec. 201. (1) In accordance with the provisions of section 30
10 of article IX of the state constitution of 1963, total state spending
11 in this appropriation act is \$1,278,948,300.00 and state appropriations
12 to be paid to local units of government in section 101 are as follows:

13 State Transportation Department

14 Michigan transportation fund

15 Economic development fund..... \$7,500,000

16 Grants to cities and villages.....198,868,500

17 Grants to county road commissions.....356,686,300

18 Critical bridge program..... 5,000,000

19 State trunkline fund

20 Grants to regional planning councils..... 488,800

21 Critical bridge program interest..... 500,000

22 Comprehensive transportation fund

23 Urban/nonurban statutory operating assistance..... 91,919,300

24 Detroit/Wayne county port authority..... 301,900

25 Bus transit capital..... 13,600,000

26 Marine passenger service..... 1,000,000

1	Local ride sharing operating grants.....	262,500
2	Planning grants.....	50,000
3	Local share bonus.....	1,000,000
4	Effective service bonus.....	1,000,000
5	Municipal credit program.....	1,000,000
6	Total payments to local units of government.....	\$679,177,300

7 (2) When it appears to the principal executive officer of each
8 department that state spending to local units of government will be
9 less than the amount that was projected to be expended for any quarter,
10 the principal executive officer shall immediately give notice of the
11 approximate shortfall to the department of management and budget,
12 the senate and house appropriations committees, and the senate and
13 house fiscal agencies.

14 Sec. 202. The appropriations made and the expenditures authorized
15 under this act and the departments, agencies, commissions, boards,
16 offices, and programs for which an appropriation is made under this
17 act are subject to the management and budget act, Act No. 431 of the
18 Public Acts of 1984, being sections 18.1101 to 18.1594 of the Michigan
19 Compiled Laws.

20 Sec. 203. As used in this act:

21 (a) "AASHTO" means the American association of state highway
22 and transportation officials.

23 (b) "DOT" means the United States department of transportation.

24 (c) "DOT-FHWA" means DOT-federal highway administration.

25 (d) "DOT-FRA" means DOT-federal railroad administration.

26 (e) "DOT-NHTSA" means DOT-national highway traffic safety
27 administration.

1 (f) "FTE" means full-time equated.

2 (g) "IDG" means interdepartmental grant.

3 (h) "IDT" means intradepartmental transfer.

4 (i) "MBE-WBE" means minority business enterprises and women's
5 business enterprises.

6 (j) "SEMTA" means the southeastern Michigan transportation
7 authority.

8 (k) "SMART" means the suburban mobility authority for regional
9 transportation.

10 (l) "UMTA" means the urban mass transportation act of 1964.

11 Sec. 204. (1) It is the intent of the legislature that the funds
12 appropriated in section 101 will permit the department to carry out
13 each program for the entire fiscal year, unless a shorter period is
14 provided in law.

15 (2) The department shall not make or authorize an expenditure
16 or incur an obligation that exceeds or results in spending that will
17 exceed the amount appropriated in section 101 or as otherwise provided
18 by law.

19 (3) In consultation with the department of management and budget,
20 the department shall, for each appropriation, develop a spending plan
21 allotting the amount appropriated over the full 12 months of the 1991-
22 1992 fiscal year.

23 (4) The department director shall advise the director of the
24 department of management and budget if an appropriation in section
25 101 or otherwise provided by law will not permit that department to
26 carry out the program specified by line item mandated by the
27 legislature for the entire fiscal year. The department director shall

1 consider both the amount appropriated for each line item and the
2 sufficiency of projected sources of financing when deciding whether
3 the appropriation will last the entire fiscal year. If the director
4 of the department of management and budget concurs with the projections
5 of that department, the director shall advise the chairpersons of
6 the senate and house appropriations committees, and the chairpersons
7 of the appropriate appropriations subcommittees that an amount
8 appropriated in section 101 or as otherwise provided by law will not
9 permit that department to carry out the program mandated by the
10 legislature for the entire fiscal year.

11 (5) If both the appropriations committees disagree with the
12 conclusion of the director within 10 days, the house fiscal agency
13 and senate fiscal agency shall immediately publish estimates of whether
14 the amount appropriated, including all sources of financing assumed
15 in the appropriation, will permit that department to carry out the
16 program mandated by the legislature for the entire fiscal year.

17 (6) If the legislature does not act within 30 days after the
18 notice from the director provided in subsection (4) to reduce the
19 mandated level of service, authorize the program to end before the
20 fiscal year is completed, or increase the amount of the appropriation,
21 that department shall reduce the rate of spending in order to carry
22 out the legislature's intent that the program be carried out for the
23 full fiscal year.

24 DEPARTMENTAL SECTIONS

25 Sec. 301. The department may establish a fee schedule and collect
26 fees sufficient to cover the costs of the issuance of the permits
27 which the department is authorized by law to issue upon request, and

1 for which fees are not otherwise stipulated by law.

2 Sec. 302. The department shall prepare an official transportation
3 map which shall be distributed without charge. Each legislator shall
4 receive a quantity of maps as determined by the legislative council.

5 Sec. 303. On request, the state treasurer shall provide to a
6 legislator, in writing, a report on the amount of money to be received
7 by each city and village and the county road commission of each county,
8 which city, village, or county is included in whole or in part within
9 the legislator's legislative district.

10 Sec. 304. To promote more effective management of employees within
11 the bureau of highways, the director of the department may temporarily
12 transfer positions between appropriation units, within and between
13 the highway operations and highway services programs, to cover
14 functions which the director considers to be critical due to seasonal
15 fluctuations and emergency situations. The department shall report
16 at the end of the fiscal year to the department of management and
17 budget on the temporary cross-divisional transfers of positions
18 pursuant to this section.

19 Sec. 305. (1) The department shall comply with the state's
20 affirmative action policy and shall establish and maintain an
21 affirmative action program based on the guidelines developed by the
22 Michigan equal employment and business opportunity council established
23 pursuant to Executive Order No. 1983-4.

24 (2) The department shall programmatically insure that minority
25 owned and women owned businesses be given equal participation
26 opportunities in all aspects of the department's activities and with
27 all governmental units with which the department deals.

1 Sec. 306. (1) The amounts appropriated and transferred to various
2 state agencies from section 101 shall be expended from the
3 transportation funds pursuant to annual contracts between the
4 department and state agencies providing tax and fee collection and
5 other services applicable to transportation funds. The contracts shall
6 be executed prior to the transfer of these funds. The contracts shall
7 provide, but will not be limited to, the following data applicable
8 to each state agency:

9 (a) Estimated costs to be recovered from transportation funds.

10 (b) Description of services financed with transportation funds.

11 (2) If the spending authorization accounts also are to be used
12 for financing other than transportation fund services, the agency
13 shall submit cost allocation methods and rationale for the portion
14 of costs allocated to transportation funds.

15 (3) At the close of each fiscal year and before April 1, each
16 state agency shall submit a written report to the department of
17 management and budget stating by spending authorization account the
18 amount of estimated funds contracted with the department, the amount
19 of funds expended, and the amount of funds returned to the
20 transportation funds. A copy of the report shall be submitted to the
21 auditor general and the report shall be subject to audit by the auditor
22 general.

23 (4) The department and the state agencies with which the
24 department contracts in the manner provided in subsection (1) shall
25 work together to explore methods of minimizing lapses or shortfalls
26 in grants from transportation funds.

27 Sec. 307. For the purpose of meeting unanticipated needs when
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1 current staffing levels may not be sufficient, the department may
2 maintain within the executive division a pool of nonmanagement
3 positions that may be used throughout the department at the discretion
4 of the director.

5 Sec. 308. The department shall not allocate the interest income
6 derived from any notes and bonds until the proposed allocation is
7 approved by the senate and house appropriations committees.

8 Sec. 309. Any deviation from the road project list annually
9 approved by the state transportation commission, or any changes,
10 including economic development projects, which causes the original
11 order of projects or the status of those projects to change shall
12 be reported to the house and senate appropriations committees on a
13 quarterly basis.

14 Sec. 310. At the close of the fiscal year ending September 30,
15 1992, any unencumbered and unexpended balance in the state trunkline
16 fund shall remain in the state trunkline fund and shall be used for
17 capital outlay trunkline and bridge construction pursuant to section
18 11(1)(d) of Act No. 51 of the Public Acts of 1951, being section
19 247.661 of the Michigan Compiled Laws, for projects contained in an
20 annual state transportation program approved by the legislature.

21 Sec. 311. The department shall use part of the funds appropriated
22 in section 101 for highway services to develop a strategy for
23 implementing the concept of intelligent highways and vehicles.
24 Specifically, the department shall investigate methods by which traffic
25 congestion might be reduced in areas which have experienced rapid
26 growth in the volume of traffic. The department shall report its
27 findings to the transportation subcommittees of the house and senate

appropriations committees in a timely manner.

Sec. 312. The department, boards of county road commissioners, and city and village transportation departments shall cooperate with local school boards to improve safety conditions at school bus stopping points.

Sec. 313. All funds appropriated in section 101 shall be expended in accordance with section 20 of article V of the state constitution of 1963 which states in part "No appropriation shall be a mandate to spend."

FEDERAL

Sec. 401. (1) The projected apportionment for this state for the fiscal year ending September 30, 1992, from the 1987 surface transportation assistance act, is \$315,400,000.00. The \$315,400,000.00 is projected to be broken down into the following categories (programs) of highway assistance:

Interstate construction.....	\$30,800,000
Interstate resurfacing, restoration, rehabilitation, and reconstruction.....	82,400,000
Primary.....	81,100,000
Secondary.....	17,100,000
Urban.....	27,000,000
Bridge.....	29,600,000
Hazard elimination.....	6,100,000
Railroad highway crossings.....	5,400,000
85% minimum floor funds.....	30,000,000
Metropolitan planning.....	1,800,000
Highway research planning and construction.....	4,100,000

1 Total apportionment.....\$315,400,000

2 (2) When the department receives authorization from the federal
3 highway administration to commit 85% minimum floor funds, it shall
4 present to the senate and house appropriations transportation
5 subcommittees the department's recommendation for distribution of
6 these funds. If a recommendation or recommendations are not disapproved
7 within 30 business days by the senate and house appropriations
8 transportation subcommittees, then the recommendation or
9 recommendations shall be considered as approved.

10 Sec. 402. If federal funding is reduced or eliminated for any
11 rail passenger line within the state which includes the 4 lines
12 operating from Grand Rapids-Chicago, Port Huron-Chicago,
13 Detroit-Chicago, and Detroit-Toledo, then the balance in the accounts
14 appropriated under rail passenger operating assistance for the lines
15 operating from Grand Rapids-Chicago and Port Huron-Chicago may be
16 used to continue the operations of any of the 4 rail passenger lines.

17 MICHIGAN TRANSPORTATION FUND

18 Sec. 501. The money received under the motor carrier act, Act
19 No. 254 of the Public Acts of 1933, being sections 475.1 to 479.20
20 of the Michigan Compiled Laws, and not appropriated to the department
21 of commerce or the department of state police, is deposited in the
22 Michigan transportation fund.

23 Sec. 502. The state treasurer shall perform audits and make
24 investigations of the disposition of all state funds received by county
25 road commissions and cities and villages for transportation purposes
26 to determine compliance with the terms and conditions of Act No. 51
27 of the Public Acts of 1951, being sections 247.651 to 247.674 of the
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1 Michigan Compiled Laws. The county road commissions shall make
2 available to the state treasurer the pertinent records for the audit.

3 Sec. 503. If a county road commission has entered into a contract
4 with the department to eliminate or cut roadside weeds and if the
5 weeds were eliminated or cut by a city or township after the city
6 or township has requested the county to perform its contractual
7 obligation, then the department shall reimburse the city or township
8 and shall deduct that amount from the fund appropriated to the county
9 involved. This action shall require prior approval of the state. The
10 department shall consult with the department of agriculture prior
11 to use of plant growth retardant on freeway or highway rights-of-way.

12 Sec. 504. The appropriations in section 101 for the economic
13 development programs shall not lapse at the end of the fiscal year
14 but shall carry forward each fiscal year for the purposes for which
15 appropriated in accordance with Act No. 231 of the Public Acts of
16 1987, being sections 247.901 to 247.914 of the Michigan Compiled Laws,
17 and Act No. 233 of the Public Acts of 1987, being sections 247.931
18 to 247.933 of the Michigan Compiled Laws.

19 Sec. 505. Interest earned in the economic development fund shall
20 remain in the fund and shall be allocated to the respective programs
21 by estimate and adjusted to actual interest earned at the end of each
22 fiscal year.

23 Sec. 506. The department of transportation economic development
24 fund may receive and expend federal, local, or private funds for
25 projects that are consistent with the programmatic mission of the
26 fund in addition to funds appropriated in section 101.

27 Sec. 507. Of the amount appropriated in section 101 from the
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1 Michigan transportation fund to the department of state, \$1,853,800.00
2 represents the additional cost of issuing specialized license plates
3 for veterans and national guard members, as included in Act Nos. 16,
4 17, 18, and 19 of the Public Acts of 1989 in the fiscal year ending
5 September 30, 1992. The department of state shall prepare a quarterly
6 report on the number of and the additional costs associated with the
7 veteran license plates to the department of transportation and the
8 chairs of the house and senate appropriations subcommittees on
9 transportation. Any unspent funds based on these quarterly reports
10 shall lapse to the Michigan transportation fund and be distributed
11 in accordance with Act No. 51 of the Public Acts of 1951, being
12 sections 247.651 to 247.675 of the Michigan Compiled Laws.

13 Sec. 508. (1) Of the amount appropriated in section 101 from
14 the Michigan transportation fund to the department of state,
15 \$2,500,000.00 represents the additional cost of issuing generic license
16 plates for nonprofit fraternal or public service organizations, as
17 included in section 803m of the Michigan vehicle code, Act No. 300
18 of the Public Acts of 1949, being section 257.803m of the Michigan
19 Compiled Laws, and through the fiscal year ending September 30, 1992,
20 and \$325,000.00 represents the additional cost of issuing vanity plates
21 as included in section 803b of the Michigan vehicle code, being section
22 257.803b of the Michigan Compiled Laws.

23 (2) The department of state shall prepare a quarterly report
24 on the number of, and the additional costs associated with, the generic
25 license plates to the state transportation department, the house and
26 senate appropriations subcommittees on transportation, and the house
27 and senate fiscal agencies.

1 (3) Any unspent funds based on these quarterly reports shall
2 lapse to the Michigan transportation fund to be distributed in
3 accordance with Act No. 51 of the Public Acts of 1951, being sections
4 247.651 to 247.675 of the Michigan Compiled Laws.

5 (4) If more generic plates are sold than estimated, the department
6 of state shall receive an additional \$2,500,000.00 based on the
7 quarterly reports from the department of state.

8 STATE TRUNKLINE FUND

9 Sec. 601. Pursuant to section 11 of Act No. 286 of the Public
10 Acts of 1964, being section 247.811 of the Michigan Compiled Laws,
11 the amount appropriated in section 101 for the state transportation
12 commission may be expended for per diem payments at the rate of \$75.00
13 per day, not to exceed \$10,000.00 in the fiscal year for each member
14 of the state transportation commission.

15 Sec. 602. (1) From the appropriation in section 101 for urban
16 center maintenance, funds shall be expended to provide summer jobs
17 for youths throughout the state.

18 (2) The income received from the summer jobs for youth program
19 by a recipient of general assistance shall be treated as countable
20 earned income. The income shall be reported to the department of social
21 services in the month following the month in which it is received
22 and reflected in the general assistance grant in the month following
23 the reporting month.

24 (3) General assistance recipients whose cash grants are canceled
25 due to income from this program for which funds are appropriated in
26 this act shall remain eligible for medical coverage under the general
27 assistance medical program.

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1 (4) Payments made through the summer jobs for youth program to
2 recipients of public assistance who are not head of a household are
3 considered to be county training program incentives.

4 (5) Following termination of income from this program and upon
5 application by the recipient, the department of social services shall
6 process the application according to procedures designed to reinstate
7 with a minimum of delay the cash grants of persons determined eligible.

8 Sec. 603. The department shall make the use of recycled oil and
9 rubber products or recapped tires in departmental vehicles and recycled
10 asphalt in roads a priority where safely possible.

11 COMPREHENSIVE TRANSPORTATION FUND

12 Sec. 701. Money which is returned to the state as repayment for
13 a loan for intercity bus equipment is not money to be deposited in
14 the comprehensive transportation fund under section 10b of Act No.
15 51 of the Public Acts of 1951, being section 247.660b of the Michigan
16 Compiled Laws, but is money that is deposited in an intercity bus
17 equipment fund for appropriation for the purchase and repair of
18 intercity bus equipment. Proceeds received by the state from the
19 sale of intercity bus equipment are deposited in an intercity bus
20 equipment fund for appropriation for the purchase and repair of
21 intercity bus equipment. Security deposits from the lease of state
22 owned intercity bus equipment not returned to the lessee of such
23 equipment under terms of the lease agreement are deposited in an
24 intercity bus equipment fund for appropriation for the repair of
25 intercity bus equipment.

26 Sec. 702. Money which is received by the state as repayment for
27 loans made for rail or water freight capital projects, and as a result

1 of the sale of a property or equipment used or projected to be used
2 for rail or water freight projects shall be deposited in the fund
3 created by section 17 of the state transportation preservation act
4 of 1976, Act No. 295 of the Public Acts of 1976, being section 474.67
5 of the Michigan Compiled Laws.

6 Sec. 703. Funds appropriated in section 101 shall not be used
7 for rail freight and water freight operating assistance, unless
8 approved by the house and senate appropriations subcommittees on
9 transportation.

10 Sec. 704. Funds appropriated under this act shall not be provided
11 to a transportation authority for the construction of a bus terminal,
12 unless the department determines that the facility is designed to
13 also act as a terminal for intercity carriers.

14 Sec. 705. The appropriation in section 101 for van pooling shall
15 be administered by the bureau of transportation planning of the
16 department through grants to eligible authorities and eligible
17 governmental agencies to insure coordination between van and car
18 pooling programs and the transit systems operated by the eligible
19 authorities and eligible governmental agencies.

20 Sec. 706. In allocating funds appropriated under this act, the
21 department shall give a higher funding priority to those comprehensive
22 transportation programs and projects for which each entity or
23 combination of entities, to receive the funding, commits its own funds
24 for the programs or projects in an amount equal to or greater than
25 2/3 of the total projected cost. The department shall present on April
26 1 of each year to the senate and house appropriations transportation
27 subcommittees an annual report listing transportation programs and
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1 projects receiving higher funding priority and the entity or
2 combination of entities that are committing its own funds for the
3 programs or projects in an amount equal to or greater than 2/3 of
4 the total projected cost.

5 Sec. 707. Entities operating railroads and receiving
6 appropriations under section 101 shall expend those appropriations
7 for goods and services of manufacturers, suppliers, and service
8 companies located in this state, whenever practicable, if the goods
9 and services are comparably priced and reasonably available.

10 (1) After receiving notification from a railroad company pursuant
11 to section 8 of the state transportation preservation act of 1976,
12 Act No. 295 of the Public Acts of 1976, being section 474.58 of the
13 Michigan Compiled Laws, the department shall immediately notify the
14 house and senate appropriations subcommittees on transportation that
15 the railroad company has filed with the appropriate governmental
16 agencies for abandonment of a line.

17 Sec. 708. (1) The discretionary accounts in section 101 shall
18 be used for programs and projects as determined by the department.
19 The department shall inform the house and senate appropriations
20 committees of the manner in which the funds in these accounts will
21 be expended not less than 30 days before expenditure.

22 (2) If a situation arises that is considered to be an emergency
23 by the director of the department, the requirement of informing the
24 house and senate appropriations committees shall be waived. The
25 director shall inform the committees of this action within 5 days
26 of the action.

27 (3) If the department intends to alter a program after approval,

1 the department shall follow the requirements of subsection (1).

2 Sec. 709. Neither appropriated state funds nor comprehensive
3 transportation fund bond proceeds shall be expended or committed for
4 a light rail system in Michigan.

5 Sec. 710. Funds appropriated in section 101 for local bus new
6 services are to be obligated by contract or purchase agreement only
7 for expenditures in the fiscal year ending September 30, 1991, and
8 shall not be used for future year obligations. Contracts may be signed
9 for 3 years. However, funds shall be appropriated on an annual basis
10 for each year of the contract.

11 AERONAUTICS FUND

12 Sec. 801. At the close of the fiscal year ending September 30,
13 1991, any unobligated and unexpended balance in the state aeronautics
14 fund shall lapse to the state aeronautics fund and be appropriated
15 by the legislature in the succeeding fiscal year.

16 Sec. 802. Rates charged by the department of transportation for
17 use of state aircraft shall be sufficient to cover the cost of
18 maintenance, operation, repair, and replacement of the aircraft.

19 Sec. 803. (1) Of the funds appropriated in section 101 for
20 intercity air marketing, \$40,000.00 shall be granted for the training
21 of local airport personnel and other support services, and the
22 remaining amount shall be used solely for the purposes of air service
23 promotion and marketing for Michigan airports.

24 (2) Any deviation from this program in any way shall be approved
25 by the house and senate appropriations subcommittees on transportation
26 prior to the expenditure of the funds.

27 (3) The department shall report to the house and senate

1 appropriations subcommittees on transportation the progress of this
2 program on a quarterly basis.