

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 240

A bill to make appropriations for the state transportation department and certain transportation purposes for the fiscal year ending September 30, 2008; to provide for the imposition of fees; to provide for reports; to create certain funds and programs; to prescribe requirements for certain railroad and bus facilities; to prescribe certain powers and duties of certain state departments and officials and local units of government; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1
2
3
4

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the state

1 transportation department and certain state purposes designated in
2 this act for the fiscal year ending September 30, 2008, from the
3 funds indicated in this part. The following is a summary of the
4 appropriations in this part:

5 **STATE TRANSPORTATION DEPARTMENT**

6 APPROPRIATION SUMMARY:

7	Full-time equated unclassified positions	\$	0
8	Full-time equated classified positions		0
9	GROSS APPROPRIATION		0
10	Total interdepartmental grants and intradepartmental		
11	transfers		0
12	ADJUSTED GROSS APPROPRIATION		0
13	Federal revenues:		
14	DOT, federal transit act		0
15	DOT-FHWA, highway research, planning, and construction		0
16	DOT-FRA, local rail service assistance		0
17	DOT-FRA, rail passenger/HSGT		0
18	Total federal revenues		0
19	Special revenue funds:		
20	Total local revenues		0
21	Total private revenues		0
22	Total local and private revenues		0
23	Michigan transportation fund		0
24	Local bridge fund		0
25	Economic development fund		0
26	State trunkline fund		0

1	State aeronautics fund.....	0
2	Comprehensive transportation fund.....	0
3	Blue Water Bridge fund.....	0
4	Intercity bus equipment fund.....	0
5	Rail freight fund.....	0
6	Total other state restricted revenues.....	0
7	State general fund/general purpose.....	0
8	Sec. 102. DEBT SERVICE	
9	State trunkline.....	\$ 0
10	Economic development.....	0
11	Local bridge fund.....	0
12	Blue Water Bridge fund.....	0
13	Airport safety and protection plan.....	0
14	Comprehensive transportation.....	0
15	GROSS APPROPRIATION.....	0
16	Appropriated from:	
17	Federal revenues:	
18	DOT-FHWA, highway research, planning, and construction	0
19	Special revenue funds:	
20	Comprehensive transportation fund.....	0
21	Local bridge fund.....	0
22	State trunkline fund.....	0
23	Blue Water Bridge fund.....	0
24	Economic development fund.....	0
25	State aeronautics fund.....	0
26	State general fund/general purpose.....	0
27	Sec. 103. COLLECTION, ENFORCEMENT, AND OTHER AGENCY	

1	SUPPORT SERVICES		
2	Michigan transportation fund (MTF)		
3	MTF grant to department of environmental quality	\$	0
4	MTF grant to department of state for collection of		
5	revenue and fees		0
6	MTF grant to legislative auditor general		0
7	MTF grant to department of treasury		0
8	State trunkline fund (STF)		
9	STF grant to department of attorney general		0
10	STF grant to department of civil service		0
11	STF grant to department of management and budget		0
12	STF grant to department of state police		0
13	STF grant to department of history, arts, and		
14	libraries		0
15	STF grant to department of treasury		0
16	STF grant to legislative auditor general		0
17	State aeronautics fund (SAF)		
18	SAF grant to department of attorney general		0
19	SAF grant to department of civil service		0
20	SAF grant to department of management and budget		0
21	SAF grant to department of history, arts, and		
22	libraries		0
23	SAF grant to department of treasury		0
24	SAF grant to legislative auditor general		0
25	Comprehensive transportation fund (CTF)		
26	CTF grant to department of attorney general		0
27	CTF grant to department of civil service		0

1	CTF grant to department of management and budget		0
2	CTF grant to department of history, arts, and		
3	libraries		0
4	CTF grant to department of treasury		0
5	CTF grant to legislative auditor general		0
6	GROSS APPROPRIATION		0
7	Appropriated from:		
8	Special revenue funds:		
9	Comprehensive transportation fund		0
10	Michigan transportation fund		0
11	State aeronautics fund		0
12	State trunkline fund		0
13	State general fund/general purpose		0
14	Sec. 104. EXECUTIVE DIRECTION		
15	Full-time equated unclassified positions	\$	0
16	Full-time equated classified positions		0
17	Unclassified salaries		0
18	Asset management council		0
19	Commission audit--* FTE positions		0
20	GROSS APPROPRIATION		0
21	Appropriated from:		
22	Special revenue funds:		
23	Michigan transportation fund		0
24	State trunkline fund		0
25	State general fund/general purpose		0
26	Sec. 105. BUSINESS SUPPORT		
27	Full-time equated classified positions	\$	0

1	Business support services--* FTE positions	0
2	Property management	0
3	Human resources--* FTE positions	0
4	Human resources optimization user charges	0
5	Economic development and enhancement programs--* FTE	
6	positions	0
7	Worker's compensation	0
8	GROSS APPROPRIATION	0
9	Appropriated from:	
10	Special revenue funds:	
11	Economic development fund	0
12	State aeronautics fund	0
13	Comprehensive transportation fund	0
14	Michigan transportation fund	0
15	State trunkline fund	0
16	State general fund/general purpose	0
17	Sec. 106. INFORMATION TECHNOLOGY	
18	Information technology services and projects	\$ 0
19	GROSS APPROPRIATION	0
20	Appropriated from:	
21	Federal revenues:	
22	DOT-FHWA, highway research, planning, and construction	0
23	Special revenue funds:	
24	Blue Water Bridge fund	0
25	Comprehensive transportation fund	0
26	Economic development fund	0
27	Michigan transportation fund	0

1	State aeronautics fund.....		0
2	State trunkline fund.....		0
3	State general fund/general purpose.....		0
4	Sec. 107. FINANCE, CONTRACTS, AND SUPPORT SERVICES		
5	Full-time equated classified positions.....	\$	0
6	Financial operations--* FTE positions.....		0
7	Contract services--* FTE positions.....		0
8	Technical and support services--* FTE positions.....		0
9	Performance excellence--* FTE positions.....		0
10	Welcome center operations--* FTE positions.....		0
11	GROSS APPROPRIATION.....		0
12	Appropriated from:		
13	Special revenue funds:		
14	Michigan transportation fund.....		0
15	State trunkline fund.....		0
16	State general fund/general purpose.....		0
17	Sec. 108. TRANSPORTATION PLANNING		
18	Full-time equated classified positions.....	\$	0
19	Statewide planning services--* FTE positions.....		0
20	Data collection services--* FTE positions.....		0
21	Specialized planning services and local studies.....		0
22	Grants to regional planning councils.....		0
23	GROSS APPROPRIATION.....		0
24	Appropriated from:		
25	Federal revenues:		
26	DOT-FHWA, highway research, planning, and construction		0
27	Special revenue funds:		

1	State aeronautics fund.....	0
2	Comprehensive transportation fund.....	0
3	Michigan transportation fund.....	0
4	State trunkline fund.....	0
5	State general fund/general purpose.....	0
6	Sec. 109. DESIGN AND ENGINEERING SERVICES	
7	Full-time equated classified positions.....	\$ 0
8	Engineering services--* FTE positions.....	0
9	Program services--* FTE positions.....	0
10	Intelligent transportation systems operations--* FTE	
11	positions	0
12	GROSS APPROPRIATION.....	0
13	Appropriated from:	
14	Federal revenues:	
15	DOT-FHWA, highway research, planning, and construction	0
16	Special revenue funds:	
17	Michigan transportation fund.....	0
18	State trunkline fund.....	0
19	State general fund/general purpose.....	0
20	Sec. 110. HIGHWAY MAINTENANCE	
21	Full-time equated classified positions.....	\$ 0
22	State trunkline operations--* FTE positions.....	0
23	Contract operations.....	0
24	GROSS APPROPRIATION.....	0
25	Appropriated from:	
26	Special revenue funds:	
27	State trunkline fund.....	0

1	State general fund/general purpose	0
2	Sec. 111. ROAD AND BRIDGE PROGRAMS	
3	State trunkline federal aid and road and bridge	
4	construction	\$ 0
5	Utility relocation.....	0
6	Local federal aid and road and bridge construction...	0
7	Grants to local programs.....	0
8	Rail grade crossing.....	0
9	Local bridge program.....	0
10	County road commissions.....	0
11	Cities and villages.....	0
12	GROSS APPROPRIATION.....	0
13	Appropriated from:	
14	Federal revenues:	
15	DOT-FHWA, highway research, planning, and construction	0
16	Special revenue funds:	
17	Local funds.....	0
18	Blue Water Bridge fund.....	0
19	Michigan transportation fund.....	0
20	Local bridge fund.....	0
21	State trunkline fund.....	0
22	State general fund/general purpose.....	0
23	Sec. 112. BLUE WATER BRIDGE	
24	Full-time equated classified positions.....	\$ 0
25	Blue Water Bridge operations--* FTE positions.....	0
26	GROSS APPROPRIATION.....	0
27	Appropriated from:	

1	Special revenue funds:		
2	Blue Water Bridge fund.....		0
3	State general fund/general purpose.....		0
4	Sec. 113. TRANSPORTATION ECONOMIC DEVELOPMENT		
5	Forest roads.....	\$	0
6	Rural county urban system.....		0
7	Target industries/economic redevelopment.....		0
8	Urban county congestion.....		0
9	Rural county primary.....		0
10	GROSS APPROPRIATION.....		0
11	Appropriated from:		
12	Special revenue funds:		
13	Economic development fund.....		0
14	State general fund/general purpose.....		0
15	Sec. 114. AERONAUTICS AND FREIGHT SERVICES		
16	Full-time equated classified positions.....	\$	0
17	Airport improvement services--* FTE positions.....		0
18	Aviation services--* FTE positions.....		0
19	Air service program.....		0
20	Freight and safety services--* FTE positions.....		0
21	GROSS APPROPRIATION.....		0
22	Appropriated from:		
23	Special revenue funds:		
24	State aeronautics fund.....		0
25	Comprehensive transportation fund.....		0
26	Michigan transportation fund.....		0
27	State general fund/general purpose.....		0

1	Sec. 115. PUBLIC TRANSPORTATION SERVICES		
2	Full-time equated classified positions	\$	0
3	Public transportation services--* FTE positions		0
4	GROSS APPROPRIATION.....		0
5	Appropriated from:		
6	Federal revenues:		
7	DOT, federal transit act.....		0
8	Special revenue funds:		
9	Comprehensive transportation fund.....		0
10	Michigan transportation fund.....		0
11	State general fund/general purpose.....		0
12	Sec. 116. BUS TRANSIT DIVISION: STATUTORY OPERATING		
13	Local bus operating.....	\$	0
14	Nonurban operating/capital.....		0
15	GROSS APPROPRIATION.....		0
16	Appropriated from:		
17	Federal revenues:		
18	DOT, federal transit act.....		0
19	Special revenue funds:		
20	Comprehensive transportation fund.....		0
21	Local funds.....		0
22	State general fund/general purpose.....		0
23	Sec. 117. INTERCITY PASSENGER AND FREIGHT		
24	Freight property management.....	\$	0
25	Detroit/Wayne County port authority.....		0
26	Intercity bus equipment.....		0
27	Rail passenger service.....		0

1	Freight preservation and development	0
2	Rail infrastructure loan program	0
3	Intercity bus service development	0
4	Marine passenger service	0
5	Ann Arbor and northwest Michigan railroad	0
6	Terminal development	0
7	GROSS APPROPRIATION	0
8	Appropriated from:	
9	Federal revenues:	
10	DOT, federal transit act	0
11	DOT-FRA, local rail service assistance	0
12	DOT-FRA, rail passenger/HSGT	0
13	Special revenue funds:	
14	Rail freight fund	0
15	Intercity bus equipment fund	0
16	Comprehensive transportation fund	0
17	Local funds	0
18	State general fund/general purpose	0
19	Sec. 118. PUBLIC TRANSPORTATION DEVELOPMENT	
20	Specialized services	\$ 0
21	Municipal credit program	0
22	Bus capital	0
23	Van pooling	0
24	Service initiatives	0
25	Transportation to work	0
26	GROSS APPROPRIATION	0
27	Appropriated from:	

1	Federal revenues:	
2	DOT, federal transit act.....	0
3	Special revenue funds:	
4	Comprehensive transportation fund.....	0
5	Local funds.....	0
6	State general fund/general purpose.....	0

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

10 Sec. 201. Pursuant to section 30 of article IX of the state
11 constitution of 1963, total state spending from state resources
12 under part 1 for fiscal year 2007-2008 is \$0 and state spending
13 from state resources to be paid to local units of government for
14 fiscal year 2007-2008 is \$0. The itemized statement below
15 identifies appropriations from which spending to local units of
16 government will occur:

DEPARTMENT OF TRANSPORTATION

17		
18	Grants to local programs.....	\$ 0
19	Economic development fund.....	0
20	Grants to cities and villages.....	0
21	Grants to county road commissions.....	0
22	Local bridge fund.....	0
23	Grants to regional planning councils.....	0
24	Local bus operating.....	0
25	Bus capital.....	0
26	Marine passenger service.....	0

1	Detroit/Wayne County port authority.....	0
2	Municipal credit program.....	0
3	Specialized services.....	0
4	Transportation to work.....	<u>0</u>
5	Total payments to local units of government \$	0

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

9 Sec. 203. As used in this act:

- 10 (a) "CTF" means comprehensive transportation fund.
- 11 (b) "Department" means the department of transportation.
- 12 (c) "DOT" means the United States department of
13 transportation.
- 14 (d) "DOT-FHWA" means DOT, federal highway administration.
- 15 (e) "DOT-FRA" means DOT, federal railroad administration.
- 16 (f) "DOT-FRA, rail passenger/HSGT" means DOT, federal railroad
17 administration, high-speed ground transportation.
- 18 (g) "EDF" means economic development fund.
- 19 (h) "FTE" means full-time equated.
- 20 (i) "MTF" means Michigan transportation fund.
- 21 (j) "RIF" means recreation improvement fund.
- 22 (k) "SAF" means state aeronautics fund.
- 23 (l) "STF" means state trunkline fund.

24 Sec. 204. The department of civil service shall bill the
25 departments 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. (1) A hiring freeze is imposed on the state
3 classified civil service. State departments and agencies are
4 prohibited from hiring any new state classified civil service
5 employees and prohibited from filling any vacant state classified
6 civil service positions. This hiring freeze does not apply to
7 internal transfers of classified employees from 1 position to
8 another within a department.

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

21 Sec. 206. (1) In addition to the funds appropriated in part 1,
22 there is appropriated an amount not to exceed \$200,000,000.00 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 pursuant to section 393(2) of the management and budget
26 act, 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 \$40,000,000.00 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 pursuant to section 393(2) of the management and budget
5 act, 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 \$1,000,000.00 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 pursuant to section 393(2) of the management and budget act, 1984
11 PA 431, MCL 18.1393.

12 (4) In addition to the funds appropriated in part 1, there is
13 appropriated an amount not to exceed \$1,000,000.00 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 pursuant to section 393(2) of the management and budget act, 1984
17 PA 431, MCL 18.1393.

18 Sec. 207. At least 90 days before beginning any effort to
19 privatize, the department shall submit a complete project plan to
20 the appropriate senate and house of representatives appropriations
21 subcommittees and the senate and house fiscal agencies. The plan
22 shall include the criteria under which the privatization initiative
23 will be evaluated. The evaluation shall be completed and submitted
24 to the appropriate senate and house of representatives
25 appropriations subcommittees and the senate and house fiscal
26 agencies within 6 months. As used in this section, "privatize" or
27 "privatization" means the transfer of state highway maintenance

1 functions or activities currently performed by department forces,
2 or by boards of county road commissioners, county boards of
3 commissioners, or local units of government under contract with the
4 department, to private contractors.

5 Sec. 208. Unless otherwise specified, the department shall use
6 the Internet to fulfill the reporting requirements of this act.
7 This requirement may include transmission of reports via electronic
8 mail to the recipients identified for each reporting requirement or
9 it may include placement of reports on an Internet or Intranet
10 site.

11 Sec. 209. Funds appropriated in part 1 shall not be used for
12 the purchase of foreign goods or services, or both, if
13 competitively priced and of comparable quality American goods or
14 services, or both, are available. Preference should be given to
15 goods or services, or both, manufactured or provided by Michigan
16 businesses if they are competitively priced and of comparable
17 quality.

18 Sec. 210. The director of each department receiving
19 appropriations in part 1 may take all reasonable steps to ensure
20 businesses in deprived and depressed communities compete for and
21 perform contracts to provide services or supplies, or both. The
22 director shall encourage firms with which the department contracts
23 to subcontract with certified businesses in deprived and depressed
24 communities for services, supplies, or both.

25 Sec. 211. The departments and state agencies receiving
26 appropriations under this act shall receive and retain copies of
27 all reports funded from appropriations in part 1. These departments

1 and state agencies shall follow federal and state guidelines for
2 short-term and long-term retention of these reports and records.

3 Sec. 258. Amounts appropriated in part 1 for information
4 technology may be designated as work projects and carried forward
5 to support technology projects under the direction of the
6 department of information technology. Funds designated in this
7 manner are not available for expenditure until approved as work
8 projects under section 451a of the management and budget act, 1984
9 PA 431, MCL 18.1451a.

10 Sec. 259. From the funds appropriated in part 1 for
11 information technology, the department shall pay user fees to the
12 department of information technology for technology-related
13 services and projects. The user fees shall be subject to provisions
14 of an interagency agreement between the department and the
15 department of information technology.

16 Sec. 260. (1) Due to the current budgetary problems in this
17 state, out-of-state travel shall be limited to situations in which
18 1 or more of the following conditions apply:

19 (a) The travel is required by legal mandate or court order or
20 for law enforcement purposes.

21 (b) The travel is necessary to protect the health or safety of
22 Michigan citizens or visitors or to assist other states in similar
23 circumstances.

24 (c) The travel is necessary to produce budgetary savings or to
25 increase state revenues, including protecting existing federal
26 funds or securing additional federal funds.

27 (d) The travel is necessary to comply with federal

1 requirements.

2 (e) The travel is necessary to secure specialized training for
3 staff that is not available within this state.

4 (f) The travel is financed entirely by federal or nonstate
5 funds.

6 (2) If out-of-state travel is necessary but does not meet 1 or
7 more of the conditions in subsection (1), the state budget director
8 may grant an exception to allow the travel. Any exceptions granted
9 by the state budget director shall be reported on a monthly basis
10 to the house and senate appropriations committees.

11 (3) Not later than January 1 of each year, each department
12 shall prepare a travel report listing all travel by classified and
13 unclassified employees outside this state in the immediately
14 preceding fiscal year that was funded in whole or in part with
15 funds appropriated in the department's budget. The report shall be
16 submitted to the chairs and members of the house and senate
17 appropriations committees, the fiscal agencies, and the state
18 budget director. The report shall include the following
19 information:

20 (a) The name of each person receiving reimbursement for travel
21 outside this state or whose travel costs were paid by this state.

22 (b) The destination of each travel occurrence.

23 (c) The dates of each travel occurrence.

24 (d) A brief statement of the reason for each travel
25 occurrence.

26 (e) The transportation and related costs of each travel
27 occurrence, including the proportion funded with state general

Senate Bill No. 240 (H-6) as amended September 6, 2007 (1 of 2)

1 fund/general purpose revenues, the proportion funded with state
2 restricted revenues, the proportion funded with federal revenues,
3 and the proportion funded with other revenues.

4 (f) A total of all out-of-state travel funded for the
5 immediately preceding fiscal year.

6 Sec. 261. A department or state agency shall not take
7 disciplinary action against an employee for communicating with a
8 member of the legislature or their staff.

[Sec. 262. From the funds appropriated in part 1, the chief
justice shall implement continuous improvement efficiency mechanisms in
the programs administered by the judicial branch. The continuous
improvement efficiency mechanisms shall identify changes made in programs
to increase efficiency and reduce expenditures in the programs. On March
31, 2008 and September 30, 2008, the chief justice shall submit a report
to the state budget director, the senate and house appropriation
subcommittees, and the senate and house fiscal agencies on the progress
made toward increased efficiencies in judicial branch programs. At a
minimum, each report shall include information on the program review
process, the type of improvement mechanisms implemented, and actual and
projected expenditure savings as a result of the increased program
efficiencies.]

9 **DEPARTMENTAL SECTIONS**

10 Sec. 301. (1) The department may establish a fee schedule and
11 collect fees sufficient to cover the costs to issue the permits
12 that the department is authorized by law to issue upon request, and
13 for fees associated with freedom of information requests. Unless
14 otherwise authorized by statute, all fee revenue shall be credited
15 to the state trunkline fund to recover the direct and indirect
16 costs of receiving, reviewing, and processing the requests.

17 (2) A bridge authority shall hold 3 public hearings on an
18 increase in any toll charged by the authority at least 30 days
19 before the toll change will become effective. Two of the hearings
20 shall be held within 5 miles of the bridge over which the bridge
21 authority has jurisdiction. One hearing shall be held in Lansing.
22 Public hearings held under this section shall be conducted in
23 accordance with the open meetings act, 1976 PA 267, MCL 15.261 to
24 15.275, and shall be conducted so as to provide a reasonable

25 opportunity for public comment, including both spoken and written
26 comments.

1 Sec. 303. On request, the department shall provide to a
2 legislator, in writing, a report on the amount of money to be
3 received by each city and village and the county road commission of
4 each county, that is included in whole or in part within the
5 legislator's legislative district.

6 Sec. 304. If, as a requirement of bidding on a highway
7 project, the department requires a contractor to submit financial
8 or proprietary documentation as to how the bid was calculated, that
9 bid documentation shall be kept confidential and shall not be
10 disclosed other than to a department representative without the
11 contractor's written consent. The department may disclose the bid
12 documentation if necessary to address or defend a claim by a
13 contractor.

14 Sec. 305. The department shall permit space on public
15 passenger transportation properties to be occupied by public or
16 private tenants on a competitive market rate basis. The department
17 shall require that revenue from the tenants be placed in an account
18 to be used to pay the costs to maintain the property.

19 Sec. 306. (1) The amounts appropriated in section 103 to
20 support tax and fee collection, law enforcement, and other program
21 services provided to the department and to transportation funds by
22 other state departments shall be expended from transportation funds
23 pursuant to annual contracts between the department and those other
24 state departments. The contracts shall be executed prior to the
25 expenditure or obligation of those funds. The contracts shall
26 provide, but are not limited to, the following data applicable to
27 each state department.

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

2 (b) Description of services provided to the department and/or
3 transportation funds and financed with transportation funds.

4 (c) Detailed cost allocation methods appropriate to the type
5 of services being provided and the activities financed with
6 transportation funds.

7 (2) Not later than 2 months after publication of the state of
8 Michigan comprehensive annual financial report, each state
9 department receiving funding pursuant to an interdepartment
10 contract with the department shall submit a written report to the
11 department, the state budget director, and the house and senate
12 fiscal agencies stating by spending authorization account the
13 amount of estimated funds contracted with the department, the
14 amount of funds expended, the amount of funds returned to the
15 transportation funds, and any unreimbursed transportation-related
16 costs incurred but not billed to transportation funds. A copy of
17 the report shall be submitted to the auditor general, and the
18 report shall be subject to audit by the auditor general as provided
19 in subsection (4).

20 (3) In addition to the requirements of subsection (2), the
21 state treasurer shall develop a cost allocation plan to identify
22 the actual costs of work based on time and effort performed by the
23 Michigan department of treasury for state-restricted transportation
24 funds. The cost allocation plan shall specifically identify the
25 costs of collecting constitutionally restricted motor fuel taxes.
26 The cost allocation plan shall be submitted to the senate and house
27 of representatives standing committees on appropriations

1 subcommittees on general government, the senate and house fiscal
2 agencies, the auditor general, and the state budget director by
3 November 1. The cost allocation plan shall be subject to audit by
4 the auditor general.

5 (4) Biennially, in each even-numbered fiscal year, the auditor
6 general shall conduct an audit of charges to transportation funds
7 by state departments for the 2 preceding fiscal years. The audit
8 shall include both charges governed by interdepartmental contracts
9 as well as miscellaneous charges from other state departments not
10 governed by contracts. The auditor general shall prepare a detailed
11 report, with recommendations and conclusions, including a summary
12 of charges and related services to transportation funds by
13 department, the appropriateness of those charges, the cost
14 allocation methodologies used in determining the level of funding,
15 and any unreimbursed transportation-related costs, if any. The
16 report shall be provided to the senate and house of representatives
17 committees on appropriations, the senate and house fiscal agencies,
18 and the state budget director 9 months after publication of the
19 state of Michigan comprehensive annual financial report.

20 Sec. 307. Before March 1 of each year, the department will
21 provide to the legislature, the state budget office, and the house
22 and senate fiscal agencies its rolling 5-year plan listing by
23 county or by county road commission all highway construction
24 projects for the fiscal year and all expected projects for the
25 ensuing fiscal years.

26 Sec. 308. The department and local road agencies that receive
27 appropriations under this act shall pursue compliance with contract

1 specifications for construction and maintenance of state highways
2 and local roads and streets. Work shall not be accepted and paid
3 for until it complies with contract requirements. Contractors with
4 unsatisfactory performance ratings shall be restricted from future
5 bidding through the prequalification process established by the
6 department or a local road agency. The department, county road
7 commissions, and cities and villages shall report to the house of
8 representatives and senate appropriations subcommittees on
9 transportation, the senate and house fiscal agencies, and the state
10 budget director on their respective activities under this section.

11 Sec. 309. The department shall reduce administrative costs and
12 provide the maximum funding possible for construction projects.

13 Sec. 310. The department shall provide in a timely manner
14 copies of the agenda and approved minutes of monthly transportation
15 commission meetings to the members of the house and senate
16 appropriations subcommittees on transportation, the house and
17 senate fiscal agencies, and the state budget director.

18 Sec. 312. At the close of the fiscal year, any unencumbered
19 and unexpended balance in the state trunkline fund shall remain in
20 the state trunkline fund and shall carry forward and is
21 appropriated for federal aid road and bridge programs for projects
22 contained in the annual state transportation program.

23 Sec. 313. (1) From funds appropriated in part 1, the
24 department may increase a state infrastructure bank program and
25 grant or loan funds in accordance with regulations of the state
26 infrastructure bank program of the United States department of
27 transportation. The state infrastructure bank is to be administered

1 by the department for the purpose of providing a revolving, self-
2 sustaining resource for financing transportation infrastructure
3 projects.

4 (2) In addition to funds provided in subsection (1), money
5 received by the state as federal grants, repayment of state
6 infrastructure bank loans, or other reimbursement or revenue
7 received by the state as a result of projects funded by the program
8 and interest earned on that money shall be deposited in the
9 revolving state infrastructure bank fund and shall be available for
10 transportation infrastructure projects. At the close of the fiscal
11 year, any unencumbered funds remaining in the state infrastructure
12 bank fund shall remain in the fund and be carried forward into the
13 succeeding fiscal year.

14 Sec. 314. The department shall provide a report prepared by
15 the department's internal auditor on the activities of the internal
16 auditor for the previous fiscal year. The report shall be due by
17 February 1 of each year and shall be submitted to the senate and
18 house of representatives appropriations committees, the senate and
19 house fiscal agencies, the director of the state budget office, and
20 the auditor general. This report shall include a list of all of the
21 following:

22 (a) All work activities conducted by the internal auditor,
23 including a listing of all audits, reviews, and investigations.

24 (b) The time charged to each work activity, including time
25 charged to each audit, review, or investigation.

26 (c) A listing of which audits, reviews, and investigations
27 have been completed and which audits, reviews, and investigations

1 have had reports of the results issued.

2 Sec. 319. The department shall post signs at each rest area to
3 identify the agency or contractor responsible for maintenance of
4 the rest area. The signs shall include a department telephone
5 number and shall indicate that unsafe or unclean conditions at the
6 rest area may be reported to that telephone number.

7 Sec. 324. From the funds appropriated in part 1, \$500,000.00
8 from the state trunkline fund shall be used for enhanced
9 construction zone traffic law enforcement and the "give 'em a
10 brake" campaign. The funding shall be used to reimburse law
11 enforcement agencies for costs associated with construction zone
12 traffic enforcement. The funding shall be provided based on
13 approved memoranda of understanding between the department and
14 participating law enforcement agencies.

15 Sec. 334. The department shall continue its program to
16 increase the use of women- and minority-owned businesses in state
17 and local road construction projects. This program shall comprise,
18 at a minimum, outreach and education efforts to inform women- and
19 minority-owned firms of department competitive bidding processes
20 and requirements, and an assessment of the availability of surety
21 for women- and minority-owned businesses. The department shall
22 report by September 30 of each year to the house and senate
23 appropriations subcommittees on transportation and the house and
24 senate fiscal agencies of its progress in complying with this
25 section.

26 Sec. 353. The department shall review its contractor payment
27 process and ensure that all prime contractors are paid promptly.

1 The department shall ensure that prime contractors are in
2 compliance with special provision 109.10 regarding the prompt
3 payment of subcontractors.

4 Sec. 357. When presented with complete local federal aid
5 project submittals, the department shall complete all necessary
6 reviews and inspections required to let local federal aid projects
7 within 120 days of receipt. The department shall implement a system
8 for monitoring the local federal aid project review process.

9 Sec. 370. From the funds appropriated in part 1, the
10 department shall maintain a complaint process to enforce the
11 charter service prohibition contained in section 10e of 1951 PA 51,
12 MCL 247.660e. The complaint process shall be independent from the
13 charter service complaint process administered by the federal
14 department of transportation, federal transit administration under
15 49 CFR part 604. The process shall allow complainants to file
16 written complaints with the director, either through the United
17 States mail or through the department's Internet site. The process
18 shall allow complainants and respondents to provide evidence to the
19 director regarding the alleged complaint. The director shall
20 dispose of all complaints within 120 days after receipt.

21 Sec. 374. The department shall produce and distribute all
22 employee newsletters electronically.

23 Sec. 375. The department is prohibited from reimbursing
24 contractors or consultants for costs associated with groundbreaking
25 ceremonies, receptions, open houses, or press conferences related
26 to transportation projects funded, in whole or in part, by revenue
27 appropriated in part 1.

1 Sec. 376. No later than March 1 of each year, the department
2 shall report to the senate and house of representatives
3 appropriations subcommittees on transportation on the status of the
4 17 projects that were initially deferred in the department's 5-year
5 plan in 2003 and subsequently restored.

6 Sec. 383. (1) The department shall prepare a quarterly report
7 on all travel by executive branch employees on state-owned,
8 noncombat aircraft. The report shall include, by department, the
9 name of the traveler, the travel origination location, the travel
10 destination location, type of aircraft, and the total estimated
11 costs associated with the air travel.

12 (2) From the funds appropriated in part 1, the department is
13 prohibited from transporting employees of institutions of higher
14 education on state-owned aircraft.

15 (3) From the funds appropriated in part 1, the department is
16 prohibited from transporting legislators or legislative staff on
17 state-owned aircraft without prior approval from the senate
18 majority leader and/or the speaker of the house of representatives.

19 (4) From the funds appropriated in part 1, the department is
20 prohibited from transporting local government employees on state-
21 owned aircraft.

22 (5) It is the intent of the legislature that state elected
23 officials use commercial or other private air service, unless air
24 travel on state-owned aircraft is part of official state business.

25 (6) This section does not apply to transportation that is
26 related to law enforcement or homeland security activities.

27 Sec. 384. The funds appropriated in section 111 for utility

1 relocation shall be made available to qualified utilities to offset
2 the costs of utility facility relocation necessitated by state
3 trunkline road and bridge construction and reconstruction projects.
4 "Qualified utilities" under this section means telecommunications
5 companies having not less than 1,000,000 transmission poles in the
6 state of Michigan.

7 **FEDERAL**

8 Sec 401. Within 30 days of receiving the applicable fiscal
9 year authorization from the federal government to commit
10 transportation funds, the department shall notify local agency
11 representatives, the senate and house of representatives
12 appropriations transportation subcommittees, the senate and house
13 fiscal agencies, and the state budget director regarding the amount
14 of federal aid for categorical allocations to state and local
15 agency programs not specifically allocated in either federal or
16 state law.

17 Sec. 402. A portion of the federal DOT-FHWA highway research,
18 planning, and construction funds made available to the state shall
19 be allocated to transportation programs administered by local
20 jurisdictions in accordance with section 10o of 1951 PA 51, MCL
21 247.660o. A local road agency, with respect to a project approved
22 for federal aid funding in a state transportation improvement
23 program, may enter into a voluntary buyout agreement with the
24 department or with another local road agency to exchange the
25 federal aid with state restricted transportation funds as agreed to
26 by the respective parties. The state-restricted transportation

1 funds received in exchange for federal aid funds shall be used for
2 the same purpose as the federal aid funds were originally intended.

3 **MICHIGAN TRANSPORTATION FUND**

4 Sec. 501. The money received under the motor carrier act, 1933
5 PA 254, MCL 475.1 to 479.43, and not appropriated to the department
6 of labor and economic growth or the department of state police is
7 deposited in the Michigan transportation fund.

8 Sec. 502. The department of treasury shall perform audits and
9 make investigations of the disposition of all state funds received
10 by county road commissions or county boards of commissioners, as
11 applicable, and cities and villages for transportation purposes to
12 determine compliance with the terms and conditions of 1951 PA 51,
13 MCL 247.651 to 247.675. County road commissions or county boards of
14 commissioners, as applicable, and cities and villages shall make
15 available to the department of treasury the pertinent records for
16 the audit.

17 Sec. 503. (1) The funds appropriated in part 1 for the
18 economic development and local bridge programs shall not lapse at
19 the end of the fiscal year but shall carry forward each fiscal year
20 for the purposes for which appropriated in accordance with 1987 PA
21 231, MCL 247.901 to 247.913, and section 10(5) of 1951 PA 51, MCL
22 247.660.

23 (2) Interest earned in the department of transportation
24 economic development fund and local bridge fund shall remain in the
25 respective funds and shall be allocated to the respective programs
26 based on actual interest earned at the end of each fiscal year.

1 (3) The department of transportation economic development fund
2 and local bridge fund may receive and expend federal, local, or
3 private funds or restricted source funds such as interest earnings
4 for projects that are consistent with the programmatic mission of
5 the respective funds in addition to funds appropriated in part 1.

6 (4) None of the funds statutorily dedicated to the
7 transportation economic development fund and local bridge fund
8 shall be diverted to other projects.

9 Sec. 504. Funds from the Michigan transportation fund (MTF)
10 shall be distributed to the comprehensive transportation fund
11 (CTF), the economic development fund (EDF), the recreation
12 improvement fund (RIF), and the state trunkline fund (STF), in
13 accordance with this act and part 711 of the natural resources and
14 environmental protection act, 1994 PA 451, MCL 324.71101 to
15 324.71108, and may only be used as specified in this act, 1951 PA
16 51, MCL 247.651 to 247.675, and part 711 of the natural resources
17 and environmental protection act, 1994 PA 451, MCL 324.71101 to
18 324.71108.

19 **STATE TRUNKLINE FUND**

20 Sec. 601. The department shall work with the road construction
21 industry and engineering consulting community to develop
22 performance and road construction warranties for construction
23 contracts. The development of warranties shall include warranties
24 on materials, workmanship, performance criteria, and design/build
25 projects. The department will report by September 30 of each
26 calendar year to the house of representatives and senate

1 appropriations subcommittees on transportation, the state budget
2 director, and the house and senate fiscal agencies on the status of
3 efforts to develop performance and road construction warranties.

4 Sec. 602. If the department uses manufactured pipe for road
5 construction drainage, the department shall require that pipe used
6 under certain load-bearing conditions beneath the roadway meets the
7 standards established by the American society for testing and
8 materials (ASTM) or American association of state highway and
9 transportation officials (AASHTO). The department may also use the
10 mandrel test for manufactured pipe 60 days after installation and
11 provide a summary of the results of these inspections to the house
12 of representatives and senate appropriations subcommittees on
13 transportation and house and senate fiscal agencies.

14 Sec. 603. The department shall use traffic congestion as 1 of
15 the criteria in determining the priorities for designating which
16 roads shall be remediated in its 5-year road plan, which must be
17 submitted on or before March 1 of each year. Criteria for
18 evaluating traffic congestion shall include, but not be limited to,
19 coordination with local, county, and regional planning, improvement
20 in traffic operations, improvement in physical roadway conditions,
21 accident reduction, and coordination with area public
22 transportation planning.

23 Sec. 608. From the amounts appropriated in part 1 for forest
24 roads from the transportation economic development fund, \$40,000.00
25 shall be used for the purpose of establishing 2 additional truck
26 inspection stations. The department shall work directly with
27 representatives of the timber industry to educate truck drivers on

1 the use of the stations. The department shall report on the status
2 of this program.

3 Sec. 610. It is the intent of the legislature that the
4 department have as a priority the removal of dead deer and other
5 large animal remains from the traveled portion and shoulder of
6 state highways. The department, and counties that perform state
7 highway maintenance under contract, shall remove animal remains,
8 wherever practicable, away from the traveled portion and shoulder
9 of state highways.

10 Sec. 611. From the appropriations in part 1, the department
11 shall use high-quality pavement marking materials for all state
12 trunkline projects with a design life of 10 years or greater. The
13 department shall coordinate with material suppliers, equipment
14 manufacturers, and application contractors to ensure cost-effective
15 improvements in durability and retro-reflectivity.

16 Sec. 612. The department shall establish guidelines governing
17 incentives and disincentives provided under contracts for state
18 trunkline projects. The guidelines shall include specific financial
19 information concerning incentives and disincentives. On or before
20 January 1 of each year, the department shall prepare a report for
21 the immediately preceding fiscal year regarding contract incentives
22 and disincentives. This report shall include a list, by project, of
23 the contractors that received contract incentives and/or
24 disincentives, the amount of the incentives and/or disincentives,
25 and the number of days that each project was completed either ahead
26 or past the contracted completion date. This report shall be
27 provided to the senate and house appropriations subcommittees on

1 transportation, the senate and house standing committees on
2 transportation, and the senate and house fiscal agencies.

3 Sec. 654. It is the intent of the legislature that the
4 Mackinac Bridge Authority work to protect the long-term viability
5 of the Mackinac Bridge.

6 Sec. 657. It is the intent of the legislature that the
7 department proceed with a congestion mitigation corridor study of
8 US-23 from M-14 to I-96 in Washtenaw and Livingston counties,
9 including environmental assessment of transportation improvements
10 to US-23.

11 Sec. 659. For pavement designs for which there are no Michigan
12 actual historical data as required in MCL 247.651h, the department
13 may use actual historical data and comparable data for equivalent
14 designs from states with similar climates, soil structures, and/or
15 vehicle traffic. The purpose of this provision is to provide the
16 department with the necessary flexibility to design pavements which
17 have not been used in Michigan but have been used successfully in
18 other states. This provision shall expire when the department has
19 actual Michigan historical data on these pavements.

20 COMPREHENSIVE TRANSPORTATION FUND

21 Sec. 701. Money that is received by the state as a lease
22 payment for state-owned intercity bus equipment is not money to be
23 deposited in the comprehensive transportation fund under section
24 10b of 1951 PA 51, MCL 247.660b, but is money that is deposited in
25 an intercity bus equipment fund for appropriation for the purchase
26 and repair of intercity bus equipment. Proceeds received by the

1 state from the sale of intercity bus equipment are deposited in an
2 intercity bus equipment fund for appropriation for the purchase and
3 repair of intercity bus equipment. Security deposits from the lease
4 of state-owned intercity bus equipment not returned to the lessee
5 of the equipment under terms of the lease agreement are deposited
6 in an intercity bus equipment fund for appropriation for the repair
7 of intercity bus equipment. At the close of the fiscal year, any
8 funds remaining in the intercity bus equipment fund shall remain in
9 the fund and be carried forward into the succeeding fiscal year.

10 Sec. 702. Money that is received by the state as repayment for
11 loans made for rail or water freight capital projects, and as a
12 result of the sale of property or equipment used or projected to be
13 used for rail or water freight projects shall be deposited in the
14 fund created by section 17 of the state transportation preservation
15 act of 1976, 1976 PA 295, MCL 474.67. At the close of the fiscal
16 year, any funds remaining in the rail freight fund shall remain in
17 the fund and be carried forward into the succeeding fiscal year.

18 Sec. 703. After receiving notification from a railroad company
19 pursuant to section 8 of the state transportation preservation act
20 of 1976, 1976 PA 295, MCL 474.58, the department shall immediately
21 notify the house of representatives and senate appropriations
22 subcommittees on transportation and the state budget office that
23 the railroad company has filed with the appropriate governmental
24 agencies for abandonment of a line.

25 Sec. 705. Funds appropriated in part 1 for the rail
26 infrastructure loan program shall be credited to the rail
27 infrastructure loan fund established in section 15a of the state

1 transportation preservation act of 1976, 1976 PA 295, MCL 474.65a.

2 Sec. 706. The Detroit/Wayne County port authority shall issue
3 a complete operations assessment and a financial disclosure
4 statement. The operations assessment shall include operational
5 goals for the next 5 years and recommendations to improve land
6 acquisition and development efficiency. The report shall be
7 completed and submitted to the house of representatives and senate
8 appropriations subcommittees on transportation, the state budget
9 director, and the house and senate fiscal agencies by February 15
10 of each fiscal year for the prior fiscal year.

11 Sec. 707. Each eligible authority and each eligible
12 governmental agency which provides public transportation services
13 in urbanized areas with a Michigan population of less than or equal
14 to 100,000 and nonurbanized areas under section 5311 of title 49 of
15 the United States Code, 49 USC 5311, shall receive a grant of up to
16 60% of its eligible operating expenses. Each eligible authority and
17 each eligible government agency which provides public
18 transportation services in urbanized areas with a Michigan
19 population of greater than 100,000 under section 5307 of title 49
20 of the United States Code, 49 USC 5307, shall receive a grant of up
21 to 50% of its eligible operating expenses.

22 Sec. 708. If funds appropriated in part 1 are used to provide
23 state-owned or state-leased buses to private intercity bus
24 carriers, the department shall charge not less than \$1,000.00 per
25 bus per year for their use.

26 Sec. 709. (1) The following bus routes are designated as an
27 essential corridor in Michigan:

1	Between St. Ignace and Escanaba	US-2
2	Between Escanaba and Duluth	US-2 through Ironwood to the
3		state line
4	Between Calumet and Escanaba	US-41
5	Between Escanaba and Milwaukee	US-41 through Menominee to
6		the state line
7	Between St. Ignace and	
8	Sault Ste. Marie	I-75
9	Between Detroit and Chicago	I-94 from Detroit to the
10		state line
11	Between Detroit and Muskegon	I-96
12	Between Grand Rapids, Holland,	
13	and Benton Harbor	I-196 to I-94
14	Between Muskegon and Grand	
15	Rapids	US-31, I-96
16	Between Detroit and Bay City	I-75
17	Between Bay City and Mount	
18	Pleasant	US-10, M-20
19	Between Jackson and Traverse	US-127, US-27, I-75,
20	City	Grayling,
21		Gaylord, M-72 to Traverse
22		City
23	Between Jackson and	I-69, I-94 to the state line
24	Indianapolis	through Albion, Marshall,
25		and Coldwater
26	Between Houghton Lake and	
27	Cadillac	M-55 and M-66

1	Between Detroit and Toledo	I-75 to the state line
2	Between the Indiana state line	
3	and Traverse City	US-31 and I-196
4	Between Detroit and Port Huron	I-375 and I-94
5	Between Toledo and Bay City	US-23, I-75, and I-675, I-75
6	Between Bay City and Chicago	I-75, Flint, I-69, I-94,
7		Battle Creek, I-94 to the
8		state line
9	Between Flint and Lansing	I-69, M-21, Owosso, M-52,
10		I-69
11	Between Bay City and St. Ignace	I-75, US-23
12	Between Grand Rapids and	US-131, Cadillac, M-115,
13	St. Ignace	Mesick, M-37 to Traverse
14		City, US-31, Acme, M-72,
15		Kalkaska, US-131, Boyne
16		Falls, M-75, Walloon Lake,
17		US-131, Petoskey, US-31,
18		I-75, St. Ignace
19	Between Kalamazoo and Grand	
20	Rapids	US-131

21 (2) Any changes to the essential corridor list in subsection
 22 (1) shall be approved by the house and senate appropriations
 23 subcommittees on transportation.

24 Sec. 711. (1) From the funds appropriated in part 1 from the
 25 comprehensive transportation fund for rail passenger service, the
 26 department shall negotiate with a rail carrier to provide rail
 27 service between Grand Rapids and Chicago and between Port Huron and

1 Chicago on a 7-day basis, consistent with the other provisions of
2 this section.

3 (2) The rail carrier shall, as a condition to receiving a
4 state operating subsidy, maintain a system to monitor, collect, and
5 resolve customer complaints and shall make the information
6 available to the department, the house and senate appropriations
7 subcommittees on transportation, and the house and senate fiscal
8 agencies.

9 (3) Future state support for the service between Grand Rapids
10 and Chicago and Port Huron and Chicago is dependent on the
11 department's ability to provide a plan and a contract for services
12 that increase ridership and revenue, reduce operating costs, and
13 improve on-time performance.

14 Sec. 714. The department, in cooperation with local transit
15 agencies, shall work to ensure that demand-response services are
16 provided throughout Michigan. The department shall continue to work
17 with local units of government to address the unmet transit needs
18 in Michigan.

19 Sec. 721. For federal transit administration bus acquisition
20 capital grants matched with CTF funds appropriated in part 1,
21 transit agencies shall have 4 years from the federal approval date
22 to carry out their projects. Contract line items unobligated 4
23 years after the federal approval date may be matched with CTF funds
24 only up to 15% in the fifth and subsequent years. "Unobligated"
25 means any line item in the contract that is not committed to a
26 third party or purchase order. A waiver shall be granted by the
27 department for an additional year with documented justification

1 from the transit agency accompanied by a resolution from the board
2 or authority seeking a waiver. If a transit agency does not carry
3 out a line item activity in a specific authorization and the
4 transit agency requests funds in a new authorization for that same
5 activity, the line item shall be matched at up to 15%. This section
6 applies only to bus acquisition capital grants. Lapsed funds under
7 this section shall remain in the CTF.

8 Sec. 722. From the funds appropriated in part 1 for
9 transportation to work from the CTF, sufficient funds shall be used
10 as a match for job access reverse commute grants for local transit
11 agencies.

12 Sec. 730. The department shall sell all state-owned intercity
13 bus equipment within 6 months of termination of lease agreements
14 with intercity bus carriers. The proceeds from the sale of state-
15 owned intercity bus equipment under this section shall be deposited
16 in the intercity bus equipment fund, consistent with section 701.

17 Sec. 731. The department shall charge public transit agencies
18 and intercity bus carriers equal rates per square foot for leasing
19 space in state-owned intermodal facilities.

20 Sec. 732. The department shall work with local transit
21 agencies to ensure that transit vehicles have adequate wheelchair
22 lifts available on demand response vehicles to meet the needs of
23 persons with disabilities.

24 Sec. 740. The department shall report by March 1 of each year
25 to the house and senate appropriations subcommittees on
26 transportation, the house and senate fiscal agencies, and the state
27 budget director the encumbered and unencumbered balances of the

1 comprehensive transportation fund.

2 **AERONAUTICS FUND**

3 Sec. 801. At the close of the fiscal year, any unobligated and
4 unexpended balance in the state aeronautics fund created in the
5 aeronautics code of the state of Michigan, 1945 PA 327, MCL 259.1
6 to 259.208, shall lapse to the state aeronautics fund and be
7 appropriated by the legislature in the immediately succeeding
8 fiscal year.

9 Sec. 805. State aeronautics funds appropriated in part 1 for
10 airport safety and protection plan debt service are transferred to
11 the comprehensive transportation fund and are appropriated for the
12 purpose of reimbursing comprehensive transportation fund debt
13 service obligations for the airport safety and protection plan
14 program.