

**SUBSTITUTE FOR
SENATE BILL NO. 772**

A bill to make interim general appropriations for various state departments and agencies, capital outlay, the legislative branch, the judicial branch, and certain other purposes for the period of October 1, 2007 to October 31, 2007; to provide for the expenditure of the appropriations; to provide for the disposition of fees and other income received by various state departments and agencies; to provide for the appointment of special committees; and to declare the effect of this act.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

Sec. 1. (1) To eliminate any possible disturbance of normal state fiscal operations which will occur if the 2007-2008 appropriations bills are not enacted into law by October 1, 2007

1 and to provide for the uninterrupted continuous operations of state
2 government, there is appropriated for the various state departments
3 and agencies, capital outlay, the legislative branch, the judicial
4 branch, and certain other purposes, for the period from October 1,
5 2007 to October 31, 2007, the amounts authorized in this act.

6 (2) The expenditure of the interim appropriations authorized
7 under this act shall be predicated on activities, programs, or
8 projects for which appropriations were authorized for the fiscal
9 year ending September 30, 2007:

10 **APPROPRIATION SUMMARY:**

11	Full-time equated unclassified positions.....	181.5	
12	Full-time equated classified positions.....	56,269.3	
13	Full-time equated exempted positions.....	509.0	
14	GROSS APPROPRIATION.....		\$ 2,751,384,400
15	Total interdepartmental grants and intradepartmental		
16	transfers		59,405,700
17	ADJUSTED GROSS APPROPRIATION.....		\$ 2,691,978,700
18	Total federal revenues.....		995,471,700
19	Total local revenues.....		33,566,500
20	Total private revenues.....		7,314,200
21	Total other state restricted revenues.....		678,267,400
22	State general fund/general purpose.....		\$ 977,358,900

23 **Sec. 102. DEPARTMENT OF AGRICULTURE**

24	Full-time equated unclassified positions.....	6.0	
25	Full-time equated classified positions.....	682.0	
26	Operations, grants, and services.....		\$ <u>9,186,000</u>

1	GROSS APPROPRIATION.....	\$	9,186,000
2	Appropriated from:		
3	Interdepartmental grant revenues:		
4	Total interdepartmental grants and intradepartmental		
5	transfers		864,000
6	Federal revenues:		
7	Total federal revenues.....		1,961,900
8	Special revenue funds:		
9	Total private revenues.....		15,300
10	Total other state restricted revenues.....		3,983,600
11	State general fund/general purpose.....	\$	2,361,200
12	Sec. 103. DEPARTMENT OF ATTORNEY GENERAL		
13	Full-time equated unclassified positions.....	6.0	
14	Full-time equated classified positions.....	559.0	
15	Operations, grants, and services.....	\$	<u>5,428,900</u>
16	GROSS APPROPRIATION.....	\$	5,428,900
17	Appropriated from:		
18	Interdepartmental grant revenues:		
19	Total interdepartmental grants and intradepartmental		
20	transfers		1,128,300
21	Federal revenues:		
22	Total federal revenues.....		830,100
23	Special revenue funds:		
24	Total other state restricted revenues.....		931,300
25	State general fund/general purpose.....	\$	2,539,200

1 **Sec. 104. CAPITAL OUTLAY**

2	Operations, grants, and services	\$	<u>18,297,700</u>
3	GROSS APPROPRIATION	\$	18,297,700
4	Appropriated from:		
5	Interdepartmental grant revenues:		
6	Total interdepartmental grants and intradepartmental		
7	transfers		166,700
8	Federal revenues:		
9	Total federal revenues		12,602,500
10	Special revenue funds:		
11	Total local revenues		1,054,000
12	Total other state restricted revenues		4,474,500
13	State general fund/general purpose	\$	0

14 **Sec. 105. DEPARTMENT OF CIVIL RIGHTS**

15	Full-time equated unclassified positions	5.0	
16	Full-time equated classified positions	136.0	
17	Operations, grants, and services	\$	<u>1,154,400</u>
18	GROSS APPROPRIATION	\$	1,154,400
19	Appropriated from:		
20	Interdepartmental grant revenues:		
21	Total interdepartmental grants and intradepartmental		
22	transfers		18,400
23	Federal revenues:		
24	Total federal revenues		127,800
25	Special revenue funds:		
26	Total other state restricted revenues		4,600

1	State general fund/general purpose	\$	1,003,600
2	Sec. 106. COMMUNITY COLLEGES		
3	Operations, grants, and services	\$	26,352,700
4	Funding delay repayment		<u>25,759,800</u>
5	GROSS APPROPRIATION	\$	52,112,500
6	Appropriated from:		
7	State general fund/general purpose	\$	52,112,500
8	Sec. 107. DEPARTMENT OF COMMUNITY HEALTH		
9	Full-time equated unclassified positions.....	6.0	
10	Full-time equated classified positions.....	4,666.1	
11	Operations, grants, and services	\$	<u>950,371,000</u>
12	GROSS APPROPRIATION	\$	950,371,000
13	Appropriated from:		
14	Interdepartmental grant revenues:		
15	Total interdepartmental grants and intradepartmental		
16	transfers		2,997,300
17	Federal revenues:		
18	Total federal revenues		511,378,700
19	Special revenue funds:		
20	Total local revenues		20,062,100
21	Total private revenues		5,398,100
22	Total other state restricted revenues		148,424,000
23	State general fund/general purpose	\$	262,110,800
24	Sec. 108. DEPARTMENT OF CORRECTIONS		

1	Full-time equated unclassified positions.....	16.0	
2	Full-time equated classified positions.....	17,782.0	
3	Operations, grants, and services.....		\$ <u>162,801,900</u>
4	GROSS APPROPRIATION.....		\$ 162,801,900
5	Appropriated from:		
6	Interdepartmental grant revenues:		
7	Total interdepartmental grants and intradepartmental		
8	transfers		103,200
9	Federal revenues:		
10	Total federal revenues.....		952,600
11	Special revenue funds:		
12	Total local revenues.....		35,100
13	Total other state restricted revenues.....		5,648,700
14	State general fund/general purpose.....		\$ 156,062,300
15	Sec. 109. DEPARTMENT OF EDUCATION		
16	Full-time equated unclassified positions.....	6.0	
17	Full-time equated classified positions.....	454.5	
18	Operations, grants, and services.....		\$ <u>7,804,700</u>
19	GROSS APPROPRIATION.....		\$ 7,804,700
20	Appropriated from:		
21	Federal revenues:		
22	Total federal revenues.....		5,852,900
23	Special revenue funds:		
24	Total local revenues.....		497,900
25	Total private revenues.....		242,900
26	Total other state restricted revenues.....		640,300

1	State general fund/general purpose	\$	570,700
2	Sec. 110. DEPARTMENT OF ENVIRONMENTAL QUALITY		
3	Full-time equated unclassified positions.....	6.0	
4	Full-time equated classified positions.....	1,561.7	
5	Operations, grants, and services	\$	<u>35,222,400</u>
6	GROSS APPROPRIATION.....	\$	35,222,400
7	Appropriated from:		
8	Interdepartmental grant revenues:		
9	Total interdepartmental grants and intradepartmental		
10	transfers		1,513,000
11	Federal revenues:		
12	Total federal revenues		11,473,600
13	Special revenue funds:		
14	Total private revenues		37,500
15	Total other state restricted revenues		19,632,700
16	State general fund/general purpose	\$	2,565,600
17	Sec. 111. EXECUTIVE OFFICE		
18	Full-time equated unclassified positions.....	10.0	
19	Full-time equated classified positions.....	74.2	
20	Operations, grants, and services	\$	<u>439,400</u>
21	GROSS APPROPRIATION.....	\$	439,400
22	Appropriated from:		
23	State general fund/general purpose	\$	439,400
24	Sec. 112. HIGHER EDUCATION		

1	Full-time equated classified positions.....	1.0	
2	Operations, grants, and services.....		\$ 159,955,300
3	Funding delay repayment.....		<u>138,736,000</u>
4	GROSS APPROPRIATION.....		\$ 298,691,300
5	Appropriated from:		
6	Federal revenues:		
7	Total federal revenues.....		272,700
8	Special revenue funds:		
9	Total other state restricted revenues.....		14,518,100
10	State general fund/general purpose.....		\$ 283,900,500
11	Sec. 113. DEPARTMENT OF HISTORY, ARTS, AND		
12	LIBRARIES		
13	Full-time equated unclassified positions.....	6.0	
14	Full-time equated classified positions.....	232.0	
15	Operations, grants, and services.....		\$ <u>4,192,400</u>
16	GROSS APPROPRIATION.....		\$ 4,192,400
17	Appropriated from:		
18	Interdepartmental grant revenues:		
19	Total interdepartmental grants and intradepartmental		
20	transfers		6,600
21	Federal revenues:		
22	Total federal revenues.....		698,700
23	Special revenue funds:		
24	Total private revenues.....		48,100
25	Total other state restricted revenues.....		215,000
26	State general fund/general purpose.....		\$ 3,224,000

1	Sec. 114. DEPARTMENT OF HUMAN SERVICES	
2	Full-time equated unclassified positions.....	5.0
3	Full-time equated classified positions.....	10,383.4
4	Operations, grants, and services.....	\$ <u>375,023,900</u>
5	GROSS APPROPRIATION.....	\$ 375,023,900
6	Appropriated from:	
7	Interdepartmental grant revenues:	
8	Total interdepartmental grants and intradepartmental	
9	transfers	366,900
10	Federal revenues:	
11	Total federal revenues.....	258,065,400
12	Special revenue funds:	
13	Total local revenues.....	5,177,500
14	Total private revenues.....	842,900
15	Total other state restricted revenues.....	4,934,800
16	State general fund/general purpose.....	\$ 105,636,400
17	Sec. 115. DEPARTMENT OF INFORMATION TECHNOLOGY	
18	Full-time equated unclassified positions.....	6.0
19	Full-time equated classified positions.....	1,776.4
20	Operations, grants, and services.....	\$ <u>31,237,200</u>
21	GROSS APPROPRIATION.....	\$ 31,237,200
22	Appropriated from:	
23	Interdepartmental grant revenues:	
24	Total interdepartmental grants and intradepartmental	
25	transfers	31,237,200

1	State general fund/general purpose	\$	0
2	Sec. 116. JUDICIARY		
3	Full-time equated exempted positions.....		509.0
4	Operations, grants, and services	\$	<u>21,527,300</u>
5	GROSS APPROPRIATION.....	\$	21,527,300
6	Appropriated from:		
7	Interdepartmental grant revenues:		
8	Total interdepartmental grants and intradepartmental		
9	transfers		213,600
10	Federal revenues:		
11	Total federal revenues		510,500
12	Special revenue funds:		
13	Total local revenues		368,800
14	Total private revenues		70,200
15	Total other state restricted revenues		7,322,300
16	State general fund/general purpose	\$	13,041,900
17	Sec. 117. DEPARTMENT OF LABOR AND ECONOMIC GROWTH		
18	Full-time equated unclassified positions		58.5
19	Full-time equated classified positions.....		4,236.5
20	Operations, grants, and services	\$	<u>105,153,100</u>
21	GROSS APPROPRIATION.....	\$	105,153,100
22	Appropriated from:		
23	Interdepartmental grant revenues:		
24	Total interdepartmental grants and intradepartmental		
25	transfers		1,920,000

1	Federal revenues:		
2	Total federal revenues.....		67,498,400
3	Special revenue funds:		
4	Total local revenues.....		1,316,200
5	Total private revenues.....		192,800
6	Total other state restricted revenues.....		30,452,200
7	State general fund/general purpose.....	\$	3,773,500
8	Sec. 118. LEGISLATURE		
9	Senate.....	\$	2,603,800
10	Senate fiscal agency.....		251,100
11	House of representatives.....		3,905,700
12	House fiscal agency.....		249,700
13	Legislative council.....		812,900
14	Legislative service bureau automated data processing .		114,600
15	General nonretirement expenses.....		377,800
16	Capitol building.....		197,000
17	Cora Anderson building.....		680,300
18	Farnum building and other properties.....		<u>80,700</u>
19	GROSS APPROPRIATION.....	\$	9,273,600
20	Appropriated from:		
21	Special revenue funds:		
22	Total private revenues.....		33,300
23	Total other state restricted revenues.....		92,500
24	State general fund/general purpose.....	\$	9,147,800
25	Sec. 119. LEGISLATIVE AUDITOR GENERAL		

1	Operations, grants, and services	\$	<u>1,258,900</u>
2	GROSS APPROPRIATION	\$	1,258,900
3	Appropriated from:		
4	Interdepartmental grant revenues:		
5	Total interdepartmental grants and intradepartmental		
6	transfers		150,100
7	Special revenue funds:		
8	Total other state restricted revenues		128,300
9	State general fund/general purpose	\$	980,500
10	Sec. 120. DEPARTMENT OF MANAGEMENT AND BUDGET		
11	Full-time equated unclassified positions.....		7.0
12	Full-time equated classified positions.....		992.5
13	Operations, grants, and services	\$	22,521,700
14	State building authority rent		<u>37,596,900</u>
15	GROSS APPROPRIATION	\$	60,118,600
16	Appropriated from:		
17	Interdepartmental grant revenues:		
18	Total interdepartmental grants and intradepartmental		
19	transfers		13,336,600
20	Federal revenues:		
21	Total federal revenues		372,000
22	Special revenue funds:		
23	Total local revenues		141,700
24	Total private revenues		12,500
25	Total other state restricted revenues		5,294,800
26	State general fund/general purpose	\$	40,961,000

1	Sec. 121. MICHIGAN STRATEGIC FUND	
2	Full-time equated classified positions.....	152.0
3	Operations, grants, and services.....	\$ <u>7,152,200</u>
4	GROSS APPROPRIATION.....	\$ 7,152,200
5	Appropriated from:	
6	Interdepartmental grant revenues:	
7	Total interdepartmental grants and intradepartmental	
8	transfers	6,600
9	Federal revenues:	
10	Total federal revenues.....	4,632,100
11	Special revenue funds:	
12	Total local revenues.....	58,300
13	Total other state restricted revenues.....	400
14	State general fund/general purpose.....	\$ 2,454,800
15	Sec. 122. DEPARTMENT OF MILITARY AND VETERANS AFFAIRS	
16	Full-time equated unclassified positions.....	7.0
17	Full-time equated classified positions.....	1,015.0
18	Operations, grants, and services.....	\$ <u>10,313,500</u>
19	GROSS APPROPRIATION.....	\$ 10,313,500
20	Appropriated from:	
21	Interdepartmental grant revenues:	
22	Total interdepartmental grants and intradepartmental	
23	transfers	138,700
24	Federal revenues:	
25	Total federal revenues.....	4,442,300

1	Special revenue funds:	
2	Total local revenues.....	104,400
3	Total private revenues.....	120,100
4	Total other state restricted revenues.....	2,233,000
5	State general fund/general purpose.....	\$ 3,275,000

6 **Sec. 123. DEPARTMENT OF NATURAL RESOURCES**

7	Full-time equated unclassified positions.....	6.0
8	Full-time equated classified positions.....	2,086.4
9	Operations, grants, and services.....	\$ <u>23,602,500</u>
10	GROSS APPROPRIATION.....	\$ 23,602,500

11 Appropriated from:

12	Interdepartmental grant revenues:	
13	Total interdepartmental grants and intradepartmental	
14	transfers	301,600
15	Federal revenues:	
16	Total federal revenues.....	3,547,900
17	Special revenue funds:	
18	Total private revenues.....	260,400
19	Total other state restricted revenues.....	17,468,500
20	State general fund/general purpose.....	\$ 2,024,100

21 **Sec. 124. DEPARTMENT OF STATE**

22	Full-time equated unclassified positions.....	6.0
23	Full-time equated classified positions.....	1,853.8
24	Operations, grants, and services.....	\$ <u>16,565,300</u>
25	GROSS APPROPRIATION.....	\$ 16,565,300

1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	Total interdepartmental grants and intradepartmental	
4	transfers	1,666,700
5	Federal revenues:	
6	Total federal revenues	266,000
7	Special revenue funds:	
8	Total private revenues	100
9	Total other state restricted revenues	13,152,700
10	State general fund/general purpose	\$ 1,479,800

11 **Sec. 125. DEPARTMENT OF STATE POLICE**

12	Full-time equated unclassified positions.....	3.0
13	Full-time equated classified positions.....	2,892.0
14	Operations, grants, and services	\$ <u>47,206,800</u>
15	GROSS APPROPRIATION	\$ 47,206,800

16	Appropriated from:	
17	Interdepartmental grant revenues:	
18	Total interdepartmental grants and intradepartmental	
19	transfers	2,154,600
20	Federal revenues:	
21	Total federal revenues	14,111,800
22	Special revenue funds:	
23	Total local revenues	705,100
24	Total private revenues	40,000
25	Total other state restricted revenues	9,929,800
26	State general fund/general purpose	\$ 20,265,500

1	Sec. 126. STATE TRANSPORTATION DEPARTMENT		
2	Full-time equated unclassified positions.....	6.0	
3	Full-time equated classified positions.....	3,030.3	
4	Operations, grants, and services.....		\$ 266,714,300
5	Debt service.....		<u>17,060,400</u>
6	GROSS APPROPRIATION.....		\$ 283,774,700
7	Appropriated from:		
8	Federal revenues:		
9	Total federal revenues.....		92,913,600
10	Special revenue funds:		
11	Total local revenues.....		3,958,300
12	Total other state restricted revenues.....		186,902,800
13	State general fund/general purpose.....		\$ 0
14	Sec. 127. DEPARTMENT OF TREASURY		
15	Full-time equated unclassified positions.....	9.0	
16	Full-time equated classified positions.....	1,697.5	
17	Operations, grants, and services.....		\$ 32,595,200
18	Debt service.....		2,100,000
19	Constitutional state general revenue sharing grants ..		112,326,000
20	Statutory state general revenue sharing grants.....		<u>66,453,000</u>
21	GROSS APPROPRIATION.....		\$ 213,474,200
22	Appropriated from:		
23	Interdepartmental grant revenues:		
24	Total interdepartmental grants and intradepartmental		
25	transfers		1,115,600

1	Federal revenues:	
2	Total federal revenues.....	2,960,200
3	Special revenue funds:	
4	Total local revenues.....	87,100
5	Total other state restricted revenues.....	201,882,500
6	State general fund/general purpose.....	\$ 7,428,800

7 PART 2

8 Sec. 201. (1) Upon enactment of the respective full fiscal
9 year appropriation acts for the fiscal year ending September 30,
10 2008, authority for interim appropriations authorized by this act
11 for a department or other purpose shall terminate.

12 (2) All obligations incurred and expenditures made under this
13 act shall become the obligations and expenditures authorized under
14 the appropriate line items in the respective full fiscal year
15 appropriation act.

16 Sec. 203. (1) There is created a special committee of the
17 house of representatives to consist of 5 members and a special
18 committee of the senate to consist of 5 members to be appointed in
19 the same manner as standing committees of the house of
20 representatives and senate are appointed. The 2 committees shall
21 function during the 2007 regular session of the legislature and
22 until October 31, 2007. After consulting with and receiving advice
23 from the special committees of the house of representatives and
24 senate, the state budget director shall recommend for approval to
25 the state administrative board allotments as the state budget

1 director considers necessary to fulfill the intent of this act and
2 balance spending with estimates of current available revenues. The
3 state budget director shall transmit a written report to each
4 member of the senate and house of representatives appropriations
5 committees listing any allotments made under this section which
6 deviate from the amounts authorized in this act to the various
7 departments, agencies, boards, commissions, offices, and for other
8 purposes for the fiscal year ending September 30, 2007.

9 (2) The state budget director shall report to and provide data
10 relating to the current status of authorized allotments to the
11 appropriate committee, when requested by the chairperson of the
12 house of representatives or senate appropriations committee.

13 **DEPARTMENT OF CIVIL RIGHTS**

14 Sec. 350. (1) In addition to the appropriations contained in
15 part 1, the department of civil rights may receive and expend funds
16 from local or private sources for all of the following purposes:

17 (a) Developing and presenting training for employers on equal
18 employment opportunity law and procedures.

19 (b) The publication and sale of civil rights related
20 informational material.

21 (c) The provision of copy material made available under
22 freedom of information requests.

23 (d) Other copy fees, subpoena fees, and witness fees.

24 (e) Developing, presenting, and participating in mediation
25 processes for certain civil rights cases.

26 (f) Workshops, seminars, and recognition or award programs

1 consistent with the programmatic mission of the individual unit
2 sponsoring or coordinating the programs.

3 (2) The department of civil rights shall annually report to
4 the state budget director, the senate and house of representatives
5 standing committees on appropriations, and the senate and house
6 fiscal agencies the amount of funds received and expended for
7 purposes authorized under this section.

8 **DEPARTMENT OF COMMUNITY HEALTH**

9 Sec. 375. A county required under the provisions of the mental
10 health code, 1974 PA 258, MCL 330.1001 to 330.2106, to provide
11 matching funds to a CMHSP for mental health services rendered to
12 residents in its jurisdiction shall pay the matching funds in equal
13 installments on not less than a quarterly basis throughout the
14 fiscal year, with the first payment being made by October 1, 2007.

15 Sec. 376. The department may make available to interested
16 entities customized listings of nonconfidential information in its
17 possession, such as names and addresses of licensees. The
18 department may establish and collect a reasonable charge to provide
19 this service. The revenue received from this service shall be used
20 to offset expenses to provide the service. Any balance of this
21 revenue collected and unexpended at the end of the fiscal year
22 shall revert to the appropriate restricted fund.

23 Sec. 377. If a county that has participated in a district
24 health department or an associated arrangement with other local
25 health departments takes action to cease to participate in such an
26 arrangement after October 1, 2007, the department shall have the

1 authority to assess a penalty from the local health department's
2 operational accounts in an amount equal to no more than 5% of the
3 local health department's local public health operations funding.
4 This penalty shall only be assessed to the local county that
5 requests the dissolution of the health department.

6 Sec. 378. (1) Funds appropriated in part 1 for local public
7 health operations shall be prospectively allocated to local health
8 departments to support immunizations, infectious disease control,
9 sexually transmitted disease control and prevention, hearing
10 screening, vision services, food protection, public water supply,
11 private groundwater supply, and on-site sewage management. Food
12 protection shall be provided in consultation with the Michigan
13 department of agriculture. Public water supply, private groundwater
14 supply, and on-site sewage management shall be provided in
15 consultation with the Michigan department of environmental quality.

16 (2) Local public health departments will be held to
17 contractual standards for the services in subsection (1).

18 (3) Distributions in subsection (1) shall be made only to
19 counties that maintain local spending in fiscal year 2007-2008 of
20 at least the amount expended in fiscal year 1992-1993 for the
21 services described in subsection (1).

22 (4) By April 1, 2008, the department shall make available upon
23 request a report to the senate or house of representatives
24 appropriations subcommittee on community health, the senate or
25 house fiscal agency, or the state budget director on the planned
26 allocation of the funds appropriated for local public health
27 operations.

1 Sec. 379. The area agencies and local providers may receive
2 and expend fees for the provision of day care, care management,
3 respite care, and certain eligible home- and community-based
4 services. The fees shall be based on a sliding scale, taking client
5 income into consideration. The fees shall be used to expand
6 services.

7 Sec. 380. (1) For care provided to medical services recipients
8 with other third-party sources of payment, medical services
9 reimbursement shall not exceed, in combination with such other
10 resources, including Medicare, those amounts established for
11 medical services-only patients. The medical services payment rate
12 shall be accepted as payment in full. Other than an approved
13 medical services copayment, no portion of a provider's charge shall
14 be billed to the recipient or any person acting on behalf of the
15 recipient. Nothing in this section shall be considered to affect
16 the level of payment from a third-party source other than the
17 medical services program. The department shall require a
18 nonenrolled provider to accept medical services payments as payment
19 in full.

20 (2) Notwithstanding subsection (1), medical services
21 reimbursement for hospital services provided to dual
22 Medicare/medical services recipients with Medicare part B coverage
23 only shall equal, when combined with payments for Medicare and
24 other third-party resources, if any, those amounts established for
25 medical services-only patients, including capital payments.

26 Sec. 381. (1) For fee-for-service recipients who do not reside
27 in nursing homes, the pharmaceutical dispensing fee shall be \$2.50

1 or the pharmacy's usual or customary cash charge, whichever is
2 less. For nursing home residents, the pharmaceutical dispensing fee
3 shall be \$2.75 or the pharmacy's usual or customary cash charge,
4 whichever is less.

5 (2) The department shall require a prescription copayment for
6 Medicaid recipients of \$1.00 for a generic drug and \$3.00 for a
7 brand-name drug, except as prohibited by federal or state law or
8 regulation.

9 Sec. 382. (1) The department shall use procedures and rebates
10 amounts specified under section 1927 of title XIX, 42 USC 1396r-8,
11 to secure quarterly rebates from pharmaceutical manufacturers for
12 outpatient drugs dispensed to participants in the MIChild program,
13 maternal outpatient medical services program, children's special
14 health care services, and adult benefit waiver program.

15 (2) For products distributed by pharmaceutical manufacturers
16 not providing quarterly rebates as listed in subsection (1), the
17 department may require preauthorization.

18 Sec. 383. (1) The department shall require copayments on
19 dental, podiatric, chiropractic, vision, and hearing aid services
20 provided to Medicaid recipients, except as prohibited by federal or
21 state law or regulation.

22 (2) Except as otherwise prohibited by federal or state law or
23 regulations, the department shall require Medicaid recipients to
24 pay the following copayments:

25 (a) Two dollars for a physician office visit.

26 (b) Six dollars for a hospital emergency room visit.

27 (c) Fifty dollars for the first day of an inpatient hospital

1 stay.

2 (d) One dollar for an outpatient hospital visit.

3 Sec. 384. An institutional provider that is required to submit
4 a cost report under the medical services program shall submit cost
5 reports completed in full within 5 months after the end of its
6 fiscal year.

7 Sec. 385. All nursing home rates, class I and class III, must
8 have their respective fiscal year rate set 30 days prior to the
9 beginning of their rate year. Rates may take into account the most
10 recent cost report prepared and certified by the preparer, provider
11 corporate owner or representative as being true and accurate, and
12 filed timely, within 5 months of the fiscal year end in accordance
13 with Medicaid policy. If the audited version of the last report is
14 available, it shall be used. Any rate factors based on the filed
15 cost report may be retroactively adjusted upon completion of the
16 audit of that cost report.

17 Sec. 386. (1) As may be allowed by federal law or regulation,
18 the department may use funds provided by a local or intermediate
19 school district, which have been obtained from a qualifying health
20 system, as the state match required for receiving federal Medicaid
21 or children health insurance program funds. Any such funds received
22 shall be used only to support new school-based or school-linked
23 health services.

24 (2) A qualifying health system is defined as any health care
25 entity licensed to provide health care services in the state of
26 Michigan, that has entered into a contractual relationship with a
27 local or intermediate school district to provide or manage school-

1 based or school-linked health services.

2 Sec. 387. The funds appropriated in part 1 for forensic mental
3 health services provided to the department of corrections are in
4 accordance with the interdepartmental plan developed in cooperation
5 with the department of corrections. The department is authorized to
6 receive and expend funds from the department of corrections in
7 addition to the appropriations in part 1 to fulfill the obligations
8 outlined in the interdepartmental agreements.

9 DEPARTMENT OF CORRECTIONS

10 Sec. 400. The department may charge fees and collect revenues
11 in excess of appropriations in part 1 not to exceed the cost of
12 offender services and programming, employee meals, parolee loans,
13 academic/vocational services, custody escorts, compassionate
14 visits, union steward activities, public work programs, and
15 services provided to units of government. The revenues and fees
16 collected are appropriated for all expenses associated with these
17 services and activities.

18 Sec. 406. (1) The department shall administer a county jail
19 reimbursement program from the funds appropriated in part 1 for the
20 purpose of reimbursing counties for housing in jails felons who
21 otherwise would have been sentenced to prison.

22 (2) The county jail reimbursement program shall reimburse
23 counties for housing and custody of convicted felons if the
24 conviction was for a crime committed on or after January 1, 1999
25 and 1 of the following applies:

26 (a) The felon's sentencing guidelines recommended range upper

1 limit is more than 18 months, the felon's sentencing guidelines
2 recommended range lower limit is 12 months or less, the felon's
3 prior record variable score is 35 or more points, and the felon's
4 sentence is not for commission of a crime in crime class G or crime
5 class H under chapter XVII of the code of criminal procedure, 1927
6 PA 175, MCL 777.1 to 777.69.

7 (b) The felon's minimum sentencing guidelines range minimum is
8 more than 12 months.

9 (3) State reimbursement under this section for prisoner
10 housing and custody expenses per diverted offender shall be \$43.50
11 per diem for up to a 1-year total.

12 DEPARTMENT OF EDUCATION

13 Sec. 425. (1) Upon receipt of the federal drug-free grant, the
14 department shall allocate \$225,000.00 of the grant to the safe
15 school program within the department. The safe school program shall
16 work with local school boards, parents of enrolled students, law
17 enforcement agencies, community leaders, and the office of drug
18 control policy for the prevention of school violence. The safe
19 school program shall develop and implement, and serve as
20 coordinator of, a statewide clearinghouse for information, program
21 development, model programs and policies, and technical assistance
22 on school violence prevention.

23 (2) To accomplish its functions under this section, the safe
24 school program shall do all of the following:

25 (a) Coordinate with the office of drug control policy in the
26 department of community health to ensure that there is a meaningful

1 linkage between the efforts under this act to provide safe schools
2 and the initiatives undertaken through that office, including, but
3 not limited to, school districts' safe and drug-free school plans,
4 and to facilitate timely applications for and distribution of
5 available grant money.

6 (b) Provide through the Internet the availability to access,
7 and provide through the Internet information regarding, the state
8 model policy on locker searches, the state model policy on firearm
9 safety and awareness, and any other state or local safety policies
10 that the office considers exemplary.

11 (c) Advance, promote, and encourage the awareness and use of
12 the state police anti-violence hotline.

13 Sec. 427. For each student enrolled at the Michigan schools
14 for the deaf and blind, the department shall assess the
15 intermediate school district of residence 100% of the cost of
16 operating the student's instructional program. The amount shall
17 exclude room and board related costs and the cost of weekend
18 transportation between the school and the student's home.

19 Sec. 429. (1) The department may assess rent or lease excess
20 property located on the campus of the Michigan schools for the deaf
21 and blind in Flint to private or publicly funded organizations.

22 (2) In addition to those funds appropriated in part 1, the
23 department may receive and expend additional funds from lease
24 agreements at the Michigan schools for the deaf and blind Flint
25 campus that have been negotiated with the approval of the
26 department of management and budget. These funds are appropriated
27 to the department for the operation, maintenance, and renovation

1 expenses associated with the leased space.

2 **DEPARTMENT OF ENVIRONMENTAL QUALITY**

3 Sec. 450. (1) The department of environmental quality is
4 authorized to expend amounts remaining from the current and prior
5 fiscal year appropriations to meet funding needs of legislatively
6 approved sites for the environmental cleanup and redevelopment
7 program and the leaking underground storage tank cleanup program.

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

13 (3) Unexpended and unencumbered amounts remaining from
14 appropriations from the cleanup and redevelopment fund and
15 unclaimed bottle deposits fund contained in 2003 PA 171, 2003 PA
16 173, 2003 PA 237, and 2004 PA 350 are appropriated for expenditure
17 for any site listed in this act and any site listed in the public
18 acts referenced in this section.

19 (4) Unexpended and unencumbered amounts remaining from
20 appropriations from the clean Michigan initiative fund - response
21 activities contained in 2000 PA 52, 2001 PA 120, 2003 PA 173, 2003
22 PA 237, 2004 PA 309, 2004 PA 350, 2005 PA 11, and 2006 PA 343 are
23 appropriated for expenditure for any site listed in this act and
24 any site listed in the public acts referenced in this section.

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

1 2001 PA 43, 2002 PA 520, 2003 PA 171, and 2004 PA 350 are
2 appropriated for expenditure for any site listed in this act and
3 any site listed in the public acts referenced in this section.

4 (6) Unexpended and unencumbered amounts remaining from
5 appropriations from the refined petroleum fund activities contained
6 in 2005 PA 154 and 2006 PA 343 are appropriated for expenditure for
7 any site listed in this act and any site listed in the public acts
8 referenced in this section.

9 **DEPARTMENT OF HISTORY, ARTS, AND LIBRARIES**

10 Sec. 500. (1) The department may provide and enter into
11 agreements to provide general services, training, meetings,
12 information, special equipment, software, and facility use, and
13 technical consulting services to other principal executive
14 departments, state agencies, local units of government, the
15 judicial branch of government, other organizations, and patrons of
16 department facilities. Fees for services shall be reasonably
17 related to the cost of providing the services and shall be used to
18 offset the costs of the services. The department may receive and
19 expend funds in addition to those authorized in part 1 for the
20 following:

21 (a) Supplying census-related information and technical
22 services, publications, statistical studies, population projections
23 and estimates, and other demographic products.

24 (b) Microfilming and other document and data imaging services,
25 media, storage, and copies.

26 (c) Patron copier and document reproduction services and

1 copies.

2 (d) Conferences, training classes, exhibits, programs, and
3 workshops conducted as part of the department's mission.

4 (e) Use of specialized equipment, facilities, and software
5 that permit distance learning and meetings, and group decision
6 making.

7 (f) Special services including the rental of department
8 exhibits and collections.

9 (g) Application fees.

10 (h) Grants, gifts, and bequests, including those for capital
11 projects.

12 (2) The funds received under this section shall be deposited
13 in and expended from the history, arts, and libraries fund
14 established in section 216 of this article.

15 Sec. 516. (1) A fund known as the history, arts, and libraries
16 fund is created in the department. The fund shall be used to
17 receive and expend funds in addition to those authorized in part 1.
18 The fund balance may be carried forward for expenditure in
19 subsequent fiscal years.

20 (2) The department shall provide a report to the senate and
21 house of representatives appropriations subcommittees on history,
22 arts, and libraries of all revenues to and expenditures from the
23 history, arts, and libraries fund. The report shall include an
24 estimated fund balance for the fiscal year ending September 30,
25 2007. The report is due November 1, 2007.

26 Sec. 520. Funds collected by the department under sections 3,
27 6, 7, and 7a of 1913 PA 271, MCL 399.3, 399.6, 399.7, and 399.7a,

1 are appropriated to the department for the purposes for which they
2 were received, are allocated for expenditure upon receipt and may
3 be carried forward for expenditure in subsequent fiscal years.

4 **DEPARTMENT OF HUMAN SERVICES**

5 Sec. 550. From the funds appropriated in part 1 for foster
6 care, the department shall provide 50% reimbursement to Indian
7 tribal governments for foster care expenditures for children who
8 are under the jurisdiction of Indian tribal courts and who are not
9 otherwise eligible for federal foster care cost sharing.

10 Sec. 552. Agencies receiving teenage parent counseling funds
11 shall provide at least 10% in matching funds, through any
12 combination of local, state, or federal funds or in-kind or other
13 donations.

14 Sec. 554. From the funds appropriated in part 1, the
15 department shall make claims for and pay to local units of
16 government a portion of federal title IV-E revenues earned as a
17 result of eligible costs incurred by local units of government.

18 Sec. 556. Counties shall be subject to 50% charge-back for the
19 use of alternative regional detention services, if those detention
20 services do not fall under the basic provision of section 117e of
21 the social welfare act, 1939 PA 280, MCL 400.117e, or if a county
22 operates those detention services programs primarily with
23 professional rather than volunteer staff.

24 Sec. 558. (1) The appropriations in part 1 assume a total
25 federal child support incentive payment of \$26,500,000.00.

26 (2) From the federal money received for child support

1 incentive payments, \$12,000,000.00 shall be retained by the state
2 and expended for child support program expenses.

3 (3) From the federal money received for child support
4 incentive payments, \$14,500,000.00 shall be paid to the counties
5 based on each county's performance level for each of the federal
6 performance measures as established in the code of federal
7 regulations, CFR 45.305.2.

8 (4) If the child support incentive payment to the state from
9 the federal government is greater than \$26,500,000.00, then 100% of
10 the excess shall be retained by the state and is appropriated until
11 the total retained by the state reaches \$15,397,400.00.

12 (5) If the child support incentive payment to the state from
13 the federal government is greater than the amount needed to satisfy
14 the provisions identified in subsections (1), (2), (3), and (4),
15 the additional funds shall be subject to appropriation by the
16 legislature.

17 (6) If the child support incentive payment to the state from
18 the federal government is less than \$26,500,000.00, then the state
19 and county share shall each be reduced by 50% of the shortfall.

20 Sec. 560. The department shall assess fees in the licensing
21 and regulation of child care organizations as defined in 1973 PA
22 116, MCL 722.111 to 722.128, and adult foster care facilities as
23 defined in the adult foster care facility licensing act, 1979 PA
24 218, MCL 400.701 to 400.737. Fees collected by the department shall
25 be used exclusively for the purpose of licensing and regulating
26 child care organizations and adult foster care facilities.

DEPARTMENT OF INFORMATION TECHNOLOGY

Sec. 575. (1) Funds appropriated in part 1 for the Michigan public safety communications system shall be expended upon approval of an expenditure plan by the state budget director.

(2) The department of information technology shall assess all subscribers of the Michigan public safety communications system reasonable access and maintenance fees.

(3) All money received by the department of information technology under this section shall be expended for the support and maintenance of the Michigan public safety communications system.

(4) The department of information technology shall provide a report to the senate and house of representatives standing committees on appropriations, the senate and house fiscal agencies, and the state budget director on April 15 and on October 15, indicating the amount of revenue collected under this section and expended for support and maintenance of the Michigan public safety communications system for the immediately preceding 6-month period. Any deposits made under this section and unencumbered funds are restricted revenues and may be carried forward into succeeding fiscal years.

JUDICIAL BRANCH

Sec. 580. (1) The direct trial court automation support program of the state court administrative office shall recover direct and overhead costs from trial courts by charging for services rendered. The fee shall cover the actual costs incurred to the direct trial court automation support program in providing the

1 service, including development of future versions of case
2 management systems. A report of amounts collected in excess of
3 funds identified as user service charges in part 1 shall be
4 submitted to the state budget director and to the house and senate
5 appropriations subcommittees on judiciary 30 days before
6 expenditure by the direct trial court automation support program.

7 (2) From funds appropriated in part 1, the direct trial court
8 automation support program of the state court administrative office
9 shall provide to the state budget director, the senate and house
10 appropriations committees, and the senate and house fiscal agencies
11 before January 1 of each year, a detailed list of user service
12 charges collected during the immediately preceding state fiscal
13 year.

14 **DEPARTMENT OF LABOR AND ECONOMIC GROWTH**

15 Sec. 600. The funds collected by the office of financial and
16 insurance services in connection with a conservatorship pursuant to
17 section 32 of the mortgage brokers, lenders, and servicers
18 licensing act, 1987 PA 173, MCL 445.1682, shall be appropriated for
19 all expenses necessary to provide for the required services. Funds
20 are available for expenditure when they are received by the
21 department of treasury and shall not lapse to the general fund at
22 the end of the fiscal year.

23 Sec. 602. The funds collected by the department from
24 corporations being liquidated pursuant to the insurance code of
25 1956, 1956 PA 218, MCL 500.100 to 500.8302, shall be appropriated
26 for all expenses necessary to provide for the required services.

1 Funds are available for expenditure when they are received by the
2 department of treasury and shall not lapse to the general fund at
3 the end of the fiscal year.

4 Sec. 604. The department may make available to interested
5 entities otherwise unavailable customized listings of
6 nonconfidential information in its possession, such as names and
7 addresses of licensees, and charge for this information as follows:
8 base fee for 1 to 1,000 records at the cost to the department;
9 1,001 to 10,000 records at 2.5 cents per record; and 10,001 or more
10 records at .5 cents per record. The revenue received from this
11 service may be used to offset expenses of programs as appropriated
12 in part 1. The balance of this revenue collected and unexpended at
13 the end of the fiscal year shall revert to the appropriate
14 restricted revenue account or fund or, in absence of such an
15 account or fund, to the general fund. The department shall submit
16 an annual report on or before December 1 of each year to the state
17 budget office and the subcommittees that states the amount of
18 revenue received from the sale of information.

19 Sec. 606. Money appropriated under this article for the bureau
20 of fire services shall not be expended unless, in accordance with
21 section 2c of the fire prevention code, 1941 PA 207, MCL 29.2c,
22 inspection and plan review fees will be charged according to the
23 following schedule:

24 Operation and maintenance inspection fee

<u>Facility type</u>	<u>Facility size</u>	<u>Fee</u>
Hospitals	Any	\$8.00 per bed

27 Plan review and construction inspection fees for

hospitals and schools

<u>Project cost range</u>	<u>Fee</u>
\$101,000.00 or less	minimum fee of \$155.00
\$101,001.00 to \$1,500,000.00	\$1.60 per \$1,000.00
\$1,500,001.00 to \$10,000,000.00	\$1.30 per \$1,000.00
\$10,000,001.00 or more	\$1.10 per \$1,000.00
	or a maximum fee of \$60,000.00.

Sec. 608. The department shall sell documents at a price not to exceed the cost of production and distribution. Money received from the sale of these documents shall revert to the department. The funds are available for expenditure when they are received by the department of treasury and may only be used for costs directly related to the continued updating and distribution of the documents pursuant to this section. This section applies only for the following documents:

(a) Corporation and securities division documents, reports, and papers required or permitted by law pursuant to section 1060(5) of the business corporation act, 1972 PA 284, MCL 450.2060.

(b) The subdivision control manual, the state boundary commission operations manual, and other local government assistance manuals.

(c) The Michigan liquor control code of 1998, 1998 PA 58, MCL 436.1101 to 436.2303.

(d) The mobile home commission act, 1987 PA 96, MCL 125.2301 to 125.2349; the business corporation act, 1972 PA 284, MCL 450.1101 to 450.2098; the nonprofit corporation act, 1982 PA 162, MCL 450.2101 to 450.3192; and the uniform securities act, 1964 PA

1 265, MCL 451.501 to 451.818.

2 (e) Labor law books.

3 (f) Worker's compensation health care services rules.

4 (g) Construction code manuals.

5 (h) Copies of transcripts from administrative law hearings.

6 Sec. 610. In addition to the amounts appropriated in part 1
7 for the administration of the land bank fast track authority, the
8 authority may expend revenues received under the land bank fast
9 track act, 2003 PA 258, MCL 124.751 to 124.774, for the purposes
10 authorized by the act including, but not limited to, the
11 acquisition, lease, management, demolition, maintenance, or
12 rehabilitation of real or personal property, payment of debt
13 service for notes or bonds issued by the authority, and other
14 expenses to clear or quiet title property held by the authority.

15 Sec. 612. Funds collected by the department under sections 55,
16 57, 58, and 59 of the administrative procedures act of 1969, 1969
17 PA 306, MCL 24.255, 24.257, 24.258, and 24.259, and section 203 of
18 the legislative council act, 1986 PA 268, MCL 4.1203, are
19 appropriated for all expenses necessary to provide for the cost of
20 publication and distribution. The funds appropriated under this
21 section are allotted for expenditure when they are received by the
22 department of treasury and shall not lapse to the general fund at
23 the end of the fiscal year.

24 Sec. 614. The department may carry into the succeeding fiscal
25 year unexpended federal pass-through funds to local institutions
26 and governments that do not require additional state matching
27 funds. Federal pass-through funds to local institutions and

1 governments that are received in amounts in addition to those
2 included in part 1 and that do not require additional state
3 matching funds are appropriated for the purposes intended.

4 **DEPARTMENT OF MANAGEMENT AND BUDGET**

5 Sec. 625. (1) The department of management and budget may
6 receive and expend funds in addition to those authorized by part 1
7 for maintenance and operation services provided specifically to
8 other principal executive departments or state agencies, the
9 legislative branch, the judicial branch, or private tenants, or
10 provided in connection with facilities transferred to the
11 operational jurisdiction of the department of management and
12 budget.

13 (2) The department of management and budget may receive and
14 expend funds in addition to those authorized by part 1 for real
15 estate, architectural, design, and engineering services provided
16 specifically to other principal executive departments or state
17 agencies, the legislative branch, or the judicial branch.

18 (3) The department of management and budget may receive and
19 expend funds in addition to those authorized in part 1 for mail
20 pickup and delivery services provided specifically to other
21 principal executive departments and state agencies, the legislative
22 branch, or the judicial branch.

23 (4) The department of management and budget may receive and
24 expend funds in addition to those authorized in part 1 for
25 purchasing services provided specifically to other principal
26 executive departments and state agencies, the legislative branch,

1 or the judicial branch.

2 Sec. 627. (1) The source of financing in part 1 for statewide
3 appropriations shall be funded by assessments against longevity and
4 insurance appropriations throughout state government in a manner
5 prescribed by the department of management and budget. Funds shall
6 be used as specified in joint labor/management agreements or
7 through the coordinated compensation hearings process. Any deposits
8 made under this subsection and any unencumbered funds are
9 restricted revenues, may be carried over into the succeeding fiscal
10 years, and are appropriated.

11 (2) In addition to the funds appropriated in part 1 for
12 statewide appropriations, the department of management and budget
13 may receive and expend funds in such additional amounts as may be
14 specified in joint labor/management agreements or through the
15 coordinated compensation hearings process in the same manner and
16 subject to the same conditions as prescribed in subsection (1).

17 CIVIL SERVICE

18 Sec. 635. (1) All restricted funds shall be assessed a sum not
19 less than 1% of the total aggregate payroll paid from those funds
20 for financing the department of civil service on the basis of
21 actual 1% restricted sources total aggregate payroll of the
22 classified service for fiscal year 2006 in accordance with section
23 5 of article XI of the state constitution of 1963. This includes,
24 but is not limited to, restricted funds appropriated in part 1 of
25 any appropriations act. Unexpended 1% appropriated funds shall be
26 returned to each 1% fund source at the end of the fiscal year.

27 (2) The 1% appropriations in part 1 are estimates of actual 1%

1 charges based on payroll appropriations. With the approval of the
2 state budget director, the department is authorized to adjust
3 financing sources for civil service 1% charges based on actual
4 payroll expenditures, provided that such adjustments do not
5 increase the total appropriation for the department of civil
6 service.

7 (3) The 1% financing from restricted sources shall be credited
8 to the department of civil service by the end of the second fiscal
9 quarter.

10 Sec. 637. The appropriation in part 1 to the department of
11 civil service, for state-sponsored group insurance, flexible
12 spending accounts, and COBRA, represents amounts, in part, included
13 within the various appropriations throughout state government for
14 the current fiscal year to fund the flexible spending account
15 program included within the department of civil service. Deposits
16 against state-sponsored group insurance, flexible spending
17 accounts, and COBRA for the flexible spending account program shall
18 be made from assessments levied during the current fiscal year in a
19 manner prescribed by the department of civil service. Unspent
20 employee contributions to the flexible spending accounts may be
21 used to offset administrative costs for the flexible spending
22 account program, with any remaining balance of unspent employee
23 contributions to be lapsed to the general fund.

24 STATE BUILDING AUTHORITY

25 Sec. 645. (1) Subject to section 242 of the management and
26 budget act, 1984 PA 431, MCL 18.1242, and upon the approval of the
27 state building authority, the department may expend from the

1 general fund of the state during the fiscal year ending September
2 30, 2008 an amount to meet the cash flow requirements of those
3 state building authority projects solely for lease to a state
4 agency identified in both part 1 and this section, and for which
5 state building authority bonds or notes have not been issued, and
6 for the sole acquisition by the state building authority of
7 equipment and furnishings for lease to a state agency as permitted
8 by 1964 PA 183, MCL 830.411 to 830.425, for which the issuance of
9 bonds or notes is authorized by a legislative concurrent resolution
10 that is effective for the fiscal year ending September 30, 2008.
11 Any general fund advances for which state building authority bonds
12 have not been issued shall bear an interest cost to the state
13 building authority at a rate not to exceed that earned by the state
14 treasurer's common cash fund during the period in which the
15 advances are outstanding and are repaid to the general fund of the
16 state.

17 (2) Upon sale of bonds or notes for the projects identified in
18 part 1 or for equipment as authorized by legislative concurrent
19 resolution and in this section, the state building authority shall
20 credit the general fund of the state an amount equal to that
21 expended from the general fund plus interest, if any, as defined in
22 this section.

23 (3) For state building authority projects for which bonds or
24 notes have been issued and upon the request of the state building
25 authority, the state treasurer shall make advances without interest
26 from the general fund as necessary to meet cash flow requirements
27 for the projects, which advances shall be reimbursed by the state

1 building authority when the investments earmarked for the financing
2 of the projects mature.

3 (4) In the event that a project identified in part 1 is
4 terminated after final design is complete, advances made on behalf
5 of the state building authority for the costs of final design shall
6 be repaid to the general fund in a manner recommended by the
7 director and approved by the JCOS.

8 Sec. 650. (1) State building authority funding to finance
9 construction or renovation of a facility that collects revenue in
10 excess of money required for the operation of that facility shall
11 not be released to a university or community college unless the
12 institution agrees to reimburse that excess revenue to the state
13 building authority. The excess revenue shall be credited to the
14 general fund to offset rent obligations associated with the
15 retirement of bonds issued for that facility. The auditor general
16 shall annually identify and present an audit of those facilities
17 that are subject to this section. Costs associated with the
18 administration of the audit shall be charged against money
19 recovered pursuant to this section.

20 (2) As used in this section, "revenue" includes state
21 appropriations, facility opening money, other state aid, indirect
22 cost reimbursement, and other revenue generated by the activities
23 of the facility.

24 Sec. 660. (1) The state building authority rent appropriations
25 in part 1 may also be expended for the payment of required premiums
26 for insurance on facilities owned by the state building authority
27 or payment of costs that may be incurred as the result of any

1 deductible provisions in such insurance policies.

2 (2) If the amount appropriated in part 1 for state building
3 authority rent is not sufficient to pay the rent obligations and
4 insurance premiums and deductibles identified in subsection (1) for
5 state building authority projects, there is appropriated from the
6 general fund of the state the amount necessary to pay such
7 obligations.

8 **DEPARTMENT OF MILITARY AND VETERANS AFFAIRS**

9 Sec. 675. The department may charge reasonable rental and
10 equipment usage fees for renting an armory or using the distance-
11 learning network. The fee shall include the cost of overtime
12 compensation, insurance coverage, and any maintenance required.

13 **DEPARTMENT OF NATURAL RESOURCES**

14 Sec. 700. The department may charge both application fees and
15 transaction fees related to the exchange or sale of state-owned
16 land or rights in land authorized by part 21 of the natural
17 resources and environmental protection act, 1994 PA 451, MCL
18 324.2101 to 324.2162. The fees shall be set by the director at a
19 rate which allows the department to recover its costs for providing
20 these services.

21 **DEPARTMENT OF STATE**

22 Sec. 725. All funds made available by section 3171 of the
23 insurance code of 1956, 1956 PA 218, MCL 500.3171, are appropriated
24 and made available to the department of state to be expended only

1 for the uses and purposes for which the funds are received as
2 provided by sections 3171 to 3177 of the insurance code of 1956,
3 1956 PA 218, MCL 500.3171 to 500.3177.

4 Sec. 730. From the funds appropriated in part 1, the
5 department of state shall sell copies of records including, but not
6 limited to, records of motor vehicles, off-road vehicles,
7 snowmobiles, watercraft, mobile homes, personal identification
8 cardholders, drivers, and boat operators and shall charge \$7.00 per
9 record sold only as authorized in section 208b of the Michigan
10 vehicle code, 1949 PA 300, MCL 257.208b, section 7 of 1972 PA 222,
11 MCL 28.297, and sections 80130, 80315, 81114, and 82156 of the
12 natural resources and environmental protection act, 1994 PA 451,
13 MCL 324.80130, 324.80315, 324.81114, and 324.82156. The revenue
14 received from the sale of records shall be credited to the
15 transportation administration collection fund created under section
16 810b of the Michigan vehicle code, 1949 PA 300, MCL 257.810b.

17 Sec. 735. From the funds appropriated in part 1, the
18 department of state may restrict funds from miscellaneous revenue
19 to cover cash shortages created from normal branch office
20 operations. This amount shall not exceed \$50,000.00 of the total
21 funds available in miscellaneous revenue.

22 Sec. 740. (1) Commemorative and specialty license plate fee
23 revenue collected by the department of state and deposited into the
24 transportation administration collection fund is authorized for
25 expenditure up to the amount of revenue collected but not to exceed
26 the amount appropriated to the department of state in part 1 to
27 administer commemorative and specialty license plate programs.

1 (2) Commemorative and specialty license plate fee revenue
2 collected by the department of state and deposited in the
3 transportation administration collection fund, in addition to the
4 amount appropriated in part 1 to the department of state, shall
5 remain in the transportation administration collection fund and be
6 available for future appropriation.

7 Sec. 745. (1) Any service assessment collected by the
8 department of state from the user of a credit or debit card under
9 section 3 of 1995 PA 144, MCL 11.23, is appropriated to the
10 department for necessary expenses related to that service and may
11 be remitted to a credit or debit card company, bank, or other
12 financial institution. Funds are allocated for expenditure when
13 they are received by the department of treasury.

14 (2) The service assessment imposed by the department of state
15 for credit and debit card services may be based either on a
16 percentage of each individual credit or debit card transaction, or
17 on a flat rate per transaction, or both scaled to the amount of the
18 transaction. However, the department shall not charge any amount
19 for a service assessment which exceeds the costs billable to the
20 department for service assessments.

21 (3) If there is a balance of service assessments received from
22 credit and debit card services remaining on September 30, the
23 balance may be carried forward to the following fiscal year and
24 appropriated for the same purpose.

25 (4) As used in this section, "service assessment" means and
26 includes costs associated with service fees imposed by credit and
27 debit card companies and processing fees imposed by banks and other

1 financial institutions.

2 **DEPARTMENT OF STATE POLICE**

3 Sec. 750. (1) The state director of emergency management may
4 expend money appropriated under this article to call upon any
5 agency or department of the state or any resource of the state to
6 protect life or property or to provide for the health or safety of
7 the population in any area of the state in which the governor
8 proclaims a state of emergency or state of disaster under 1945 PA
9 302, MCL 10.31 to 10.33, or under the emergency management act,
10 1976 PA 390, MCL 30.401 to 30.421. The state director of emergency
11 management may expend the amounts the director considers necessary
12 to accomplish these purposes. The director shall submit to the
13 state budget director as soon as possible a complete report of all
14 actions taken under the authority of this section. The report shall
15 contain, as a separate item, a statement of all money expended that
16 is not reimbursable from federal money. The state budget director
17 shall review the expenditures and submit recommendations to the
18 legislature in regard to any possible need for a supplemental
19 appropriation.

20 (2) In addition to the money appropriated in this article, the
21 department may receive and expend money from local, private,
22 federal, or state sources for the purpose of providing emergency
23 management training to local or private interests and for the
24 purpose of supporting emergency preparedness, response, recovery,
25 and mitigation activity. If additional expenditure authorization in
26 the Michigan administrative information network is approved by the

1 state budget office under this section, the department and the
2 state budget office shall notify the house and senate
3 appropriations subcommittees on state police and military and
4 veterans affairs and the house and senate fiscal agencies within 10
5 days after the approval. The notification shall include the amount
6 and source of the additional authorization, the date of its
7 approval, and the projected use of funds to be expended under the
8 authorization.

9 Sec. 751. The money appropriated in part 1 for computer
10 services shall be funded by LEIN user fees sufficient to pay 1/3 of
11 the service and contract maintenance costs of the LEIN system.

12 MICHIGAN STRATEGIC FUND

13 Sec. 775. Travel Michigan may establish and collect a fee to
14 cover the cost of materials and processing of photographic prints,
15 slides, videotapes, and travel product database information that
16 are requested by the media and other segments of the public and
17 private sectors. The fees collected shall be appropriated for all
18 expenses necessary to purchase and distribute these photographic
19 prints, slides, videotapes, and travel product database
20 information. The funds are available for expenditure when they are
21 received by the department of treasury.

22 Sec. 780. Travel Michigan may receive and expend private
23 revenue related to the use of the "Michigan Great Lakes. Great
24 Times." and "Pure Michigan." copyrighted slogans and images. This
25 revenue may come from the direct licensing of the name and image or
26 from the royalty payments from various merchandise sales. Revenue

1 collected is appropriated for the marketing of the state as a
2 travel destination. The funds are available for expenditure when
3 they are received by the department of treasury.

4 **DEPARTMENT OF TRANSPORTATION**

5 Sec. 800. State aeronautics funds appropriated in part 1 for
6 airport safety and protection plan debt service are transferred to
7 the comprehensive transportation fund and are appropriated for the
8 purpose of reimbursing comprehensive transportation fund debt
9 service obligations for the airport safety and protection plan
10 program.

11 **DEPARTMENT OF TREASURY**

12 Sec. 825. (1) Amounts needed to pay for interest, fees,
13 principal, arbitrage rebates as required by federal law, and costs
14 associated with the payment, registration, trustee services, credit
15 enhancements, and issuing costs in excess of the amount
16 appropriated to the department of treasury in part 1 for debt
17 service on notes and bonds that are issued by the state under
18 sections 14, 15, and 16 of article IX of the state constitution of
19 1963 as implemented by 1967 PA 266, MCL 17.451 to 17.455, are
20 appropriated.

21 (2) In addition to the amount appropriated to the department
22 of treasury for debt service in part 1, there is appropriated an
23 amount for fiscal year cash-flow borrowing costs to pay for
24 interest on interfund borrowing made under 1967 PA 55, MCL 12.51 to
25 12.53.

1 Sec. 826. (1) From the funds appropriated in part 1, the
2 department of treasury may contract with private collection
3 agencies and law firms to collect taxes and other accounts due this
4 state. In addition to the amounts appropriated in part 1 to the
5 department of treasury, there are appropriated amounts necessary to
6 fund collection costs and fees not to exceed 25% of the collections
7 or 2.5% plus operating costs, whichever amount is prescribed by the
8 contract. The appropriation to fund collection costs and fees for
9 the collection of taxes or other accounts due this state are from
10 the fund or account to which the revenues being collected are
11 recorded or dedicated. However, if the taxes collected are
12 constitutionally dedicated for a specific purpose, the
13 appropriation of collection costs and fees are from the general
14 purpose account of the general fund.

15 (2) From the funds appropriated in part 1, the department of
16 treasury may contract with private collections agencies and law
17 firms to collect defaulted student loans and other accounts due the
18 Michigan guaranty agency. In addition to the amounts appropriated
19 in part 1 to the department of treasury, there are appropriated
20 amounts necessary to fund collection costs and fees not to exceed
21 22% of the collection or a lesser amount as prescribed by the
22 contract. The appropriation to fund collection costs and fees for
23 the auditing and collection of defaulted student loans due the
24 Michigan guaranty agency is from the fund or account to which the
25 revenues being collected are recorded or dedicated.

26 (3) The department of treasury shall submit a report for the
27 immediately preceding fiscal year ending September 30 to the state

1 budget director and the senate and house of representatives
2 standing committees on appropriations not later than November 30
3 stating the agencies or law firms employed, the amount of
4 collections for each, the costs of collection, and other pertinent
5 information relating to determining whether this authority should
6 be continued.

7 Sec. 827. (1) There is appropriated an amount sufficient to
8 recognize and pay expenditures for financial services provided by
9 financial institutions as provided under section 1 of 1861 PA 111,
10 MCL 21.181.

11 (2) The appropriations under subsection (1) shall be funded by
12 restricting revenues from common cash interest earnings and
13 investment earnings in an amount sufficient to record these
14 expenditures.

15 Sec. 828. A plaintiff in a garnishment action involving this
16 state shall pay to the state treasurer 1 of the following:

17 (a) A fee of \$6.00 at the time a writ of garnishment of
18 periodic payments is served upon the state treasurer, as provided
19 in section 4012 of the revised judicature act of 1961, 1961 PA 236,
20 MCL 600.4012.

21 (b) A fee of \$6.00 at the time any other writ of garnishment
22 is served upon the state treasurer, except that the fee shall be
23 reduced to \$5.00 for each writ of garnishment for individual income
24 tax refunds or credits filed by magnetic media.

25 Sec. 829. From funds appropriated in part 1, the department of
26 treasury may contract with private auditing firms to audit for and
27 collect unclaimed property due this state in accordance with the

1 Michigan uniform unclaimed property act. In addition to the amounts
2 appropriated in part 1 to the department of treasury, there are
3 appropriated amounts necessary to fund auditing and collection
4 costs and fees not to exceed 12% of the collections, or a lesser
5 amount as prescribed by the contract. The appropriation to fund
6 collection costs and fees for the auditing and collection of
7 unclaimed property due this state is from the fund or account to
8 which the revenues being collected are recorded or dedicated.

9 Sec. 830. The department of treasury may provide receipt,
10 warrant and cash processing, data, collection, investment, fiscal
11 agent, levy and warrant cost assessment, writ of garnishment, and
12 other user services on a contractual basis for other principal
13 executive departments and state agencies. Funds for the services
14 provided are appropriated and shall be expended for salaries and
15 wages, fees, supplies, and equipment necessary to provide the
16 services. Any unobligated balance of the funds received shall
17 revert to the general fund of this state as of September 30.

18 Sec. 831. Revenue received under the Michigan education trust
19 act, 1986 PA 316, MCL 390.1421 to 390.1442, may be expended by the
20 board of directors of the Michigan education trust for necessary
21 salaries, wages, supplies, contractual services, equipment,
22 worker's compensation insurance premiums, and grants to the civil
23 service commission and state employees' retirement fund.

24 Sec. 832. The department of treasury may expend revenues
25 received under the hospital finance authority act, 1969 PA 38, MCL
26 331.31 to 331.84, for necessary salaries, wages, supplies,
27 contractual services, equipment, worker's compensation insurance

1 premiums, and grants to the civil service commission and state
2 employees' retirement fund. The department of treasury shall
3 maintain accounting records in sufficient detail to enable the
4 hospital clients to be reimbursed periodically for fees that are
5 determined by the department of treasury to be surplus to needs.

6 Sec. 833. The department of treasury may expend revenue
7 received under the shared credit rating act, 1985 PA 227, MCL
8 141.1051 to 141.1076, for necessary salaries, wages, supplies,
9 contractual services, equipment, worker's compensation insurance
10 premiums, and grants to the civil service commission and state
11 employees' retirement fund.

12 Sec. 834. The department of treasury shall establish a
13 separate account for the funds related to the Michigan higher
14 education facilities authority. The department of treasury may
15 expend revenue received under the higher education facilities
16 authority act, 1969 PA 295, MCL 390.921 to 390.934, for necessary
17 salaries, wages, supplies, contractual services, equipment,
18 worker's compensation insurance premiums, and grants to the civil
19 service commission and state employees' retirement fund. The
20 department of treasury shall maintain accounting records in
21 sufficient detail to enable the educational institution clients to
22 be reimbursed periodically for fees that are determined by the
23 department to be surplus to needs.

24 Sec. 835. The department of treasury may expend revenues
25 received under the Michigan public educational facilities
26 authority, Executive Order No. 2002-3, for necessary salaries,
27 wages, supplies, contractual services, equipment, worker's

1 compensation insurance premiums, and grants to the civil service
2 commission and state employees' retirement fund.

3 Sec. 836. In addition to the funds appropriated in part 1 to
4 the bureau of state lottery, there is appropriated from lottery
5 revenues the amount necessary for, and directly related to,
6 implementing and operating lottery games. Appropriations under this
7 section shall only be expended for contractually mandated payments
8 for vendor commissions, contractually mandated payments for instant
9 tickets intended for resale, the contractual costs of providing and
10 maintaining the on-line system communications network, and
11 incentive and bonus payments to lottery retailers.

12 Sec. 837. In addition to the funds appropriated in part 1,
13 funds distributed by the Michigan gaming control board to the
14 department of treasury for oversight of casino gaming are
15 appropriated upon receipt. These funds may be used to pay for costs
16 incurred for casino gaming oversight activities.

17 Sec. 838. (1) Funds appropriated in part 1 for local
18 government programs may be used to provide assistance to a local
19 revenue sharing board referenced in an agreement authorized by the
20 Indian gaming regulatory act, Public Law 100-497.

21 (2) A local revenue sharing board described in subsection (1)
22 shall comply with the open meetings act, 1976 PA 267, MCL 15.261 to
23 15.275, and the freedom of information act, 1976 PA 442, MCL 15.231
24 to 15.246.

25 (3) A county treasurer is authorized to receive and administer
26 funds received for and on behalf of a local revenue sharing board.
27 Funds appropriated in part 1 for local government programs may be

1 used to audit local revenue sharing board funds held by a county
 2 treasurer. This section does not limit the ability of local units
 3 of government to enter into agreements with federally recognized
 4 Indian tribes to provide financial assistance to local units of
 5 government or to jointly provide public services.

6 (4) The director of the department of state police and the
 7 executive director of the Michigan gaming control board are
 8 authorized to assist the local revenue sharing boards in
 9 determining allocations to be made to local public safety
 10 organizations.

11 (5) The department of treasury shall submit a report by
 12 September 30 to the senate and house of representatives standing
 13 committees on appropriations and the state budget director on the
 14 receipts and distribution of revenues by local revenue sharing
 15 boards.

16 **REVENUE STATEMENT**

17 Sec. 850. Pursuant to section 18 of article V of the state
 18 constitution of 1963, fund balances and estimates are presented in
 19 the following statement:

20 BUDGET RECOMMENDATIONS BY OPERATING FUNDS

21 (Amounts in millions)

22 Fiscal Year 2007-2008

23 Beginning

24 Fund Unreserved

		Fund	Estimated	Ending
		Balance	Revenue	Balance
1				
2				
3	OPERATING FUNDS			
4	General fund/general purpose	0110 2.1	9,657.1	46.2
5	General fund/special purpose	516.6	15,600.2	1,197.0
6	Special Revenue Funds:			
7	Countercyclical budget and			
8	economic stabilization	0111 2.1	0.0	2.2
9	Game and fish protection	0112 22.5	63.2	0.0
10	Michigan employment security act			
11	administration	0113 0.0	14.0	8.6
12	State aeronautics	0114 1.7	181.4	0.3
13	Michigan veterans' benefit			
14	trust	0115 0.0	5.0	0.0
15	State trunkline	0116 0.0	2,074.5	0.0
16	Michigan state waterways	0117 0.8	26.1	1.3
17	Blue Water Bridge	0118 0.0	15.7	0.0
18	Michigan transportation	0119 0.0	2,002.6	0.0
19	Comprehensive transportation	0120 0.0	320.9	0.0
20	School aid	0122 0.0	13,431.9	0.0
21	Marine safety	0123 0.1	5.3	0.0
22	Game and fish protection trust	0124 6.6	12.0	6.0
23	State park improvement	0125 1.3	40.8	0.0
24	Forest development	0126 0.0	27.3	0.0
25	Michigan civilian conservation			
26	corps endowment	0128 0.1	0.7	0.0
27	Michigan natural resources			

1	trust	0129	33.6	53.2	37.4
2	Michigan state parks endowment	0130	8.8	16.6	6.7
3	Safety education and training	0131	2.1	7.0	1.1
4	Bottle deposit	0136	0.0	15.1	0.0
5	State construction code	0138	2.9	12.7	0.0
6	Children's trust	0139	1.8	3.8	2.2
7	State casino gaming	0140	12.5	32.8	0.0
8	Homeowner construction lien				
9	recovery	0141	2.9	0.6	1.8
10	Michigan nongame fish and				
11	wildlife	0143	0.2	0.6	0.0
12	Michigan merit award trust	0154	0.0	289.1	0.1
13	TOTALS		\$618.7	\$43,910.2	\$1,311.0