

NATURAL RESOURCES: FY 2011-12
Summary: Conference Report
Senate Bill 182 (S-1) CR-1



Analyst: Viola Bay Wild

	FY 2010-11 YTD as of 2/17/10	FY 2011-12 Executive	FY 2011-12 Senate	FY 2011-12 House	FY 2011-12 Conference	Difference: Conference From FY 2010-11 YTD	
						Amount	%
IDG/IDT	\$1,830,100	\$1,935,000	\$1,935,000	\$1,935,000	\$1,935,000	\$104,900	5.7
Federal	78,713,500	69,319,800	69,319,800	69,319,900	69,319,800	(9,393,700)	(11.9)
Local	0	0	0	0	0	0	--
Private	5,824,400	2,842,400	2,842,400	2,842,400	2,842,400	(2,982,000)	(51.2)
Restricted	220,947,800	242,382,400	242,267,400	242,267,400	242,267,400	21,319,600	9.6
GF/GP	15,986,900	13,716,200	13,716,200	13,604,500	13,831,200	(2,155,700)	(13.5)
Gross	\$323,302,700	\$330,195,800	\$330,080,800	\$329,969,200	\$330,195,800	\$6,893,100	2.1
FTEs	2,192.4	2,176.4	2,176.4	2,176.4	2,179.4	(13.0)	(0.6)

Notes: (1) FY 2010-11 appropriation figures include the results of supplementals, Executive Order (EO) actions, and transfer adjustments through February 17, 2011.

(2) House-passed appropriation amounts are based on the Natural Resources article contained in House Bill 4326.

(3) Figures do not reflect \$6.0 million GF/GP in one-time boilerplate appropriations contained in Sec. 1001 of conference report.

Overview

The Department of Natural Resources (DNR) manages, conserves, and protects Michigan's resources. Programs include forest management, land and minerals management, wildlife and fisheries management, conservation law enforcement, state parks and forest campgrounds, and Michigan's historical programs.

Major Budget Changes From FY 2010-11 YTD Appropriations	FY 2010-11 Year-to-Date (as of 2/17/11)	Conference Change from Year-to-Date
1. Early Retirement Savings		
<u>Executive</u> , <u>Senate</u> , <u>House</u> and <u>Conference</u> include \$283,900 Gross and GF/GP savings realized from the FY 2010-11 early retirement program.	Gross GF/GP	N/A N/A (\$283,900) (\$283,900)
2. GF/GP Reductions		
<u>Executive</u> reduces funding by \$838,100 Gross and GF/GP by decreasing funding for various programs. Savings realized from a \$92,400 reduction in Law Enforcement, the elimination of 2.0 FTEs and \$253,100 GF/GP funding for Historical Programs, \$184,700 administrative cost savings, and \$307,900 reduction in Wildlife Division programs which includes \$115,000 reduction for captive cervidae program. <u>House</u> does not include the \$115,000 captive cervidae GF/GP reduction, but includes the remaining Executive reductions and reduces GF/GP funding by an additional \$226,800 for a total GF/GP reduction of \$949,900. <u>Senate</u> and <u>Conference</u> include \$723,100 GF/GP reduction - agreeing with all the Executive GF/GP reductions except the \$115,000 captive cervidae reduction.	FTE Gross GF/GP	N/A N/A N/A (2.0) (\$723,100) (\$723,100)
3. Mackinac Island State Park Commission		
<u>Executive</u> , <u>Senate</u> , <u>House</u> and <u>Conference</u> reduce GF/GP funding by \$1.6 million and recommend a funding shift of \$1.6 million from GF/GP to Michigan State Park Endowment Fund (MSPEF); MSPEF funding remains in State Parks line item.	Gross Restricted GF/GP	N/A N/A N/A \$0 1,561,900 (\$1,561,900)
4. Freedom Trail Commission		
<u>Executive</u> , <u>Senate</u> , and <u>Conference</u> delete \$22,500 GF/GP funding for Freedom Trail Commission; <u>House</u> includes \$100 placeholder. GF/GP reduction included in item #2 above.	Gross GF/GP	N/A N/A \$0 \$0
5. Recreation Passport Revenue		
<u>Executive</u> , <u>Senate</u> , <u>House</u> and <u>Conference</u> increase restricted funding to numerous programs by \$3.1 million to reflect additional revenue from Recreation Passport program.	Gross Restricted	N/A N/A \$3,114,000 3,114,000

<u>Major Budget Changes From FY 2010-11 YTD Appropriations</u>		<u>FY 2010-11 Year-to-Date (as of 2/17/11)</u>	<u>Conference Change from Year-to-Date</u>
6. Great Lakes Restoration Initiative (GLRI)	Gross	\$15,000,000	(\$5,000,000)
<u>Executive</u> , <u>Senate</u> , <u>House</u> and <u>Conference</u> reduce federal funding authorization by \$5.0 million for the GLRI grant program to align with anticipated grant awards.	Federal	15,000,000	(5,000,000)
7. Funding Authorization Reductions	Gross	N/A	(\$3,039,200)
<u>Executive</u> , <u>Senate</u> , <u>House</u> and <u>Conference</u> reduce federal, restricted, and private funding authorizations by \$3.0 million to align with anticipated revenues. Reduced restricted funds include Game and Fish Fund - Turkey Permit Fees, Game and Fish Fund - Wildlife Resources Protection Fund, History Fees, Cervidae Licensing Fees, Public Use Deed Fees, and ORV Trail Improvement Fund, among others.	Federal	N/A	(1,000)
	Private	N/A	(1,050,000)
	Restricted	N/A	(1,988,200)
8. Accounting Consolidation Changes	FTE	14.0	(14.0)
<u>Executive</u> , <u>Senate</u> , <u>House</u> and <u>Conference</u> transfer 14.0 FTEs to MDOT to consolidate accounting staff from various departments. The \$1.3 million Gross and \$155,000 GF/GP funding associated with the FTEs will remain in the DNR budget and fund an Accounting Service Center.	Gross	\$1,348,500	\$0
	Restricted	1,193,500	0
	GF/GP	\$155,000	\$0
9. Captive Cervidae Fee Proposal	Gross	N/A	\$0
<u>Executive</u> includes \$115,000 additional restricted funding to the Cervidae Licensing & Inspection Fees Fund to be realized through an increase in fees on private captive cervidae facilities. Executive proposal would increase 3-year inspection fees from \$750 to \$2,250 for Class III (ranch) and Full Registration facilities. (Executive reduces GF/GP by \$115,000 - see item #2 above.) <u>Senate</u> includes GF/GP reduction, but does not include additional fee revenue. <u>House</u> and <u>Conference</u> do not include increased fee revenue and do not include the GF/GP reduction.	Restricted	N/A	0
	GF/GP	N/A	\$0
10. Unclassified FTE Increase	FTE	3.0	3.0
<u>Conference</u> increases the authorizations for unclassified positions by 3.0 FTEs to restore the number of unclassified positions to 6.0 - which is the amount the Department was authorized before the merger into the DNRE.	Gross	N/A	\$0
	GF/GP	N/A	\$0
11. Cormorant Population Control	Gross	N/A	\$0
<u>Senate</u> and <u>Conference</u> increase the Cormorant Population Control line item by \$50,000 to a total of \$100,000 for FY 2011-12. The line item funded by Game and Fish Fund funding. The Fisheries Resource Management line item is reduced by the same \$50,000 amount.	Restricted	N/A	\$0
12. Capital Outlay Projects	Gross	\$18,978,600	\$6,101,400
<u>Executive</u> , <u>Senate</u> , <u>House</u> and <u>Conference</u> increase funding for parks, forestry and waterways capital outlay projects by \$6.1 million Gross. <u>Senate</u> dedicates \$2.5 million for Grand Marais Harbor in the funding. <u>House</u> includes a \$100 placeholder for Grand Marais Harbor. <u>Conference</u> funds projects at Executive Recommendation level and includes separate boilerplate appropriation for Grand Marais (Sec. 1101).	Federal	9,075,000	(5,325,000)
	Private	2,000,000	(2,000,000)
	Restricted	7,903,600	13,426,400
13. Economics	Gross	N/A	\$6,723,900
<u>Executive</u> , <u>Senate</u> , <u>House</u> and <u>Conference</u> increase funding in FY 2011-12 by \$6.7 million Gross and \$413,200 GF/GP for economic increases in retirement costs and Worker's Compensation costs. Total includes \$216,900 Gross and \$26,000 GF/GP for DIT economics.	IDG	N/A	104,900
	Federal	N/A	932,300
	Private	N/A	68,000
	Restricted	N/A	5,205,500
	GF/GP	N/A	\$413,200

Major Boilerplate Changes From FY 2010-11

Sec. 204. Civil Service Charges – RETAINED

Requires Civil Service to charge state departments 1% of salary payments. Executive and Senate delete language; House and Conference retain language.

Sec. 208. DIT User Fees – RETAINED

Directs DNR to pay user fees to DTMB for technology services and projects. Executive and Senate delete language; House and Conference retain language.

Sec. 209. Out-of-State Travel Restrictions – DELETED

Limits purpose/amount of out-of-state travel; requires annual report. Executive, Senate, and Conference delete language; House retains and includes new language to allow state budget director to grant travel exceptions.

Major Boilerplate Changes From FY 2010-11

Sec. 210. Purchase of Foreign Goods and Services – RETAINED

Prohibits purchase of foreign goods and services if competitively priced and comparable American ones are available; requires preference for Michigan businesses and those operated by veterans. Executive deletes language; House, Senate, and Conference retain language.

Sec. 211. Businesses in Economically Deprived or Depressed Communities – RETAINED

Encourages vendor contracts in economically depressed communities. Executive deletes language; House, Senate, and Conference retain language.

Sec. 212. Disciplinary Action Against State Employees – RETAINED

Prohibits Department from disciplining state employees for communicating with members of the Legislature and their staffs. Executive deletes language; House, Senate, and Conference retain language.

Sec. 213. Rule Promulgation – DELETED

Requires report on policy changes made to implement a public act; Department is not allowed to adopt a rule that will apply to a small business if it has a disproportionate economic impact. Executive, Senate, and Conference delete language; House retains language.

Sec. 214. Legal Services – RETAINED

Department may not hire attorneys to provide legal services provided by the Attorney General. Executive deletes language; House, Senate, and Conference retain language.

Sec. 215. Contingency Fund Transfer Authority – REVISED

Provides authority for contingency fund transfers: up to \$3.0 million federal, \$10.0 million restricted, \$100,000 local, and \$1.0 million private; transfers must be approved by both House and Senate appropriations committees. Executive, Senate, House and Conference revise language amounts listed above.

Sec. 216. IT Work Projects – NEW

Allows IT projects to be designated as work projects and appropriations to be carried forward. House and Conference include new language.

Sec. 217. Retention of Reports – NEW

Requires DNR to retain copies of all reports funded from appropriations. House and Conference include new language.

Sec. 218. Pending Permits – DELETED

Any permit application pending after two years shall be considered administratively complete on January 1, 2011. Executive, Senate, and Conference delete language; House includes new language requiring report on permits considered complete under this section.

Sec. 219. Hiring Freeze – NOT INCLUDED

Imposes hiring freeze on state classified civil service. House includes language; Senate and Conference do not include language.

Sec. 220. GF/GP Lapse – NEW

Requires report of estimated GF/GP appropriation lapses at close of previous year. House and Conference include new language.

Sec. 222(1)(2). Restricted Fund Revenue, Expenditures and Fund Balances – REVISED

Requires report of revenue, spending, and estimated year-end balance for restricted funds. Executive and Senate delete language; House retains language; Conference revises language and eliminates the requirement to reissue estimates in September.

Sec. 222(3). FTE Information Report – DELETED

Requires report on funding of FTE positions supported by each line item. Executive, Senate, House and Conference delete language.

Sec. 223. Waterways Fund Projects – RETAINED

Requires report on activities of Waterways Commission during previous fiscal year; list of completed waterways fund projects to be provided to Legislature and State Budget Director by January 31, 2011. Executive deletes language; House, Senate, and Conference retain language.

Sec. 225. Out-of-State State Employee Training – DELETED

Prohibits out-of-state travel to conferences for more than one employee unless funded by federally or privately, or for conferences for which one employee does not have expertise. Executive, Senate, and Conference delete language; House retains language.

Sec. 233(1). FTE Report and Expenditure Report – RETAINED

Requires quarterly report on number of FTEs. Executive and Senate delete language; House and Conference retain language.

Sec. 233(2). Expenditure Posting on Internet – REVISED

Requires expenditures to be reported on a publicly accessible internet site, including the purpose for which the expenditures were made. Executive and Senate delete language; House retains language; Conference revises language to require specific expenditure information to be posted (Renumbers to Sec. 234).

Sec. 234. Website Expenditure Posting Cost – RETAINED

Directs DNR to spend less than \$10,000 to post expenditures on the website. Executive and Senate delete language; House and Conference retain language (Renumbers to Sec. 235).

Major Boilerplate Changes From FY 2010-11

Sec. 306. Historical Program Fees – REVISED

Allows DNR to charge fees for historical program services and museum admissions. Executive eliminates language that requires children under 18 be admitted free to the Michigan Historical Museum; House retains language; Senate and Conference revise language to provide legislative intent that children shall be admitted free if museum revenues are high enough.

Sec. 307. Freedom Trail Funding – DELETED

Requires \$22,500 funding for the Freedom Trail Commission. Executive, Senate, House and Conference delete language.

Sec. 308. Land Transactions – RETAINED

Requires report to Legislature on land purchases, sales and exchanges. Executive deletes language; Senate, House and Conference retain language.

Sec. 501. Bovine TB Eradication Efforts – DELETED

Requires annual report on enforcement actions taken to eradicate bovine TB, relevant scientific studies and the number of deer found to be infected. Executive, Senate, and Conference delete language; House retains language.

Sec. 502. Livestock Loss Indemnification – RETAINED

Requires Department to reimburse Department of Agriculture for livestock losses caused by wolves, coyotes, or cougars. Executive deletes language; Senate, House and Conference retain language (Rennumbers to Sec. 402).

Sec. 502. Water Control Structure Certification – NEW

Directs Fisheries Division to not interfere with the certification process for dams and other water control structures. House and Conference include new language.

Sec. 702. State Park Campground Closures – RETAINED

Requires Department to notify Legislature if reduced operations or recreation opportunities are planned at any state park or recreation area. Executive and Senate delete language; House and Conference retain language (Rennumbers to Sec. 602).

Sec. 703. Porcupine Mountain Ski Hill – DELETED

Prohibits DNR from altering operations of the ski hill or demolishing any buildings related to the ski hill in Porcupine Mountains Wilderness State Park. Executive, Senate, and Conference delete language; House retains language.

Sec. 706. State Forest Campgrounds Closures – NEW

States legislative intent that the forest campgrounds proposed to be closed remain open. Senate and Conference include language.

Sec. 708. Property Leases – NOT INCLUDED

Requires DNR to extend or renew existing leases to individuals on land that was part of the settlement agreement with utility companies over the Ludington hydroelectric facility. House includes new language; Conference does not include language.

Sec. 710. DNR Aircraft Report – NEW

Requires DNR to report on wildfire protection aircraft program. Report shall include the number of planes owned, aircraft costs, airplane usage, number of wildfires, and annual flight hours logged. House and Conference include new language.

Sec. 802. Timber Marking – REVISED

Directs Department to mark and prescribe treatment on 63,000 acres, prepare for harvest 58,000 acres at an average rate of 12.5 to 15.0 cords per acre; requires quarterly report. Executive deletes language; Senate includes current-year language; House revises language to require treatment on 95,000 acres and harvest on 77,000 acres; Conference requires treatment on 79,000 acres and harvest on 67,500 (Rennumbers to Sec. 702).

Sec. 802. Marine Safety Grants – NEW

Requires Marine Safety Grant Program report. Report to include watercraft registrations revenues, revenues and expenditures of the Marine Safety Fund, grant distribution methodology, and a list of grant awards by county. House and Conference include language.

Sec. 804. Horseback Riding Opportunities – RETAINED

Directs Department to work cooperatively with horseback riding interests to increase horseback riding opportunities. Executive deletes language; Senate, House and Conference retain language (Rennumbers to Sec. 704).

Sec. 805. Contract Foresters – RETAINED

Allows Department to hire sufficient contract foresters to mark timber. Executive deletes language; Senate, House and Conference retain language (Rennumbers to Sec. 705).

Sec. 807. Timber Industry Meetings – DELETED

Directs Department Director to meet semiannually with timber industry representatives to discuss timber industry issues. Executive, Senate, and Conference delete language; House retains language.

Sec. 808. State Forest Campgrounds Mini-State Parks Pilot Program – REVISED

Requires a strategic plan be developed to incorporate selected state forest campgrounds into the state park system as mini-state parks and develop a pilot program using 6 of the state forest campgrounds closed by E.O. 2009-22; requires report. Executive and Senate delete language; House and Conference revise language to require completion of the plan (Rennumbers to Sec. 707).

Sec. 901. Snowmobile Law Enforcement Grants – RETAINED

Provides snowmobile law enforcement grants to county law enforcement agencies in counties with state snowmobile trails. Executive deletes language; Senate, House and Conference retain language (Rennumbers to Sec. 801).

Major Boilerplate Changes From FY 2010-11

Sec. 1003. Off Road Vehicle (ORV) Trail Improvement Grants – RETAINED

Requires \$980,000 be expended for new trails. Executive deletes language; Senate, House and Conference retain language (Renumbers to Sec. 902).

Sec. 1104. Grand Marais Harbor Project – NEW

Requires DNR to fund the Grand Marais Harbor breakwall construction project once necessary permits are obtained; Senate, and Conference include language; House states legislative intent to fund project.

Sec. 1101. Capital Outlay Appropriations for the Harbors and Docks Grants in Aid – RETAINED

Provides for disbursement of Waterways Fund appropriation to the federal government and local governmental units. Executive deletes language; Senate, House and Conference retain language (Renumbers to Sec. 1001).

Sec. 1101. One-Time Appropriation Grand Marais Harbor – NEW

Provides \$4.0 million GF/GP appropriation by boilerplate for the Grand Marais harbor project. Conference includes language.

Sec. 1201. FY 2012-13 Anticipated Appropriations – NEW

States intent that FY 2012-13 line item appropriations will be the same as those for FY 2011-12 with certain economic adjustments. Senate and Conference include language.