# LINE ITEM AND BOILERPLATE SUMMARY

# AGRICULTURE AND RURAL DEVELOPMENT

Fiscal Year 2013-14 Article I, Public Act 59 of 2013 House Bill 4328 as Enacted



Susan Frey, Senior Fiscal Analyst Tumai Burris, Budget Assistant

September 2013

# HOUSE FISCAL AGENCY GOVERNING COMMITTEE

Joe Haveman Jase Bolger Jim Stamas Rashida Tlaib Tim Greimel David Rutledge

## MICHIGAN HOUSE OF REPRESENTATIVES APPROPRIATIONS COMMITTEE

Joe Haveman, Chair Al Pscholka, Vice Chair Jon Bumstead Anthony Forlini Martin Howrylak Nancy Jenkins Eileen Kowall Matt Lori Peter MacGregor Greg MacMaster Michael McCready Paul Muxlow Earl Poleski Phil Potvin Bill Rogers Rob VerHeulen Jim Stamas John Walsh Rashida Tlaib, Minority Vice Chair Terry Brown Brandon Dillon Fred Durhal Pam Faris Andrew Kandrevas Sean McCann Sarah Roberts Sam Singh Adam Zemke John Olumba (I)

## STATE OF MICHIGAN HOUSE OF REPRESENTATIVES



## HOUSE FISCAL AGENCY

## MARY ANN CLEARY, DIRECTOR

#### P.O. Box 30014 LANSING, MICHIGAN 48909-7514 PHONE: (517) 373-8080 FAX: (517) 373-5874 www.house.mi.gov/hfa

**GOVERNING COMMITTEE** 

JOE HAVEMAN, CHAIR JASE BOLGER JIM STAMAS RASHIDA TLAIB, VC TIM GREIMEL DAVID RUTLEDGE

September 2013

TO: Members of the Michigan House of Representatives

The House Fiscal Agency has prepared a **Line Item Summary** for each of the FY 2013-14 appropriation acts. Each **Summary** contains line-by-line appropriation and revenue source detail, and a brief explanation of each boilerplate section in the appropriation bill.

In this report, line item vetoes are presented in the following manner: appropriation amounts shown in strikeout are those that appear in the enrolled bill; amounts shown directly below strikeout amounts reflect the effect of the veto.

Line Item Summaries are available on the HFA website (www.house.mi.gov/hfa), or from Kathryn Bateson, Administrative Assistant (373-8080 or <u>kbateson@ house.mi.gov</u>).

May a Cay

Mary Ann Cleary, Director

# TABLE OF CONTENTS

DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT1
Departmentwide2
Information and Technology4
Food and Dairy5
Animal Industry7
Pesticide and Plant Pest Management8
Environmental Stewardship10
Laboratory Program12
Agriculture Development14
Fairs and Expositions15
Capital Outlay17
One-Time Basis Only18
BOILERPLATE SECTION INFORMATION

## GLOSSARY

## STATE BUDGET TERMS

**Gross Appropriations (Gross):** The total of all applicable appropriations (statutory spending authorizations) in a budget bill.

Adjusted Gross Appropriations (Adjusted Gross): The net amount of all gross appropriations after subtracting interdepartmental grants (IDGs) and intradepartmental transfers (IDTs).

**Lapses:** Appropriation amounts that are unspent/unobligated at the end of a fiscal year. Appropriations are automatically terminated at the end of a fiscal year unless otherwise provided by law.

**Work Project:** A statutorily-authorized account which allows a spending authorization to be carried over from one fiscal year to a succeeding fiscal year or years—i.e., allows funds to be spent over a period of years.

## **APPROPRIATION BILL TERMS**

**Line Item:** Specific funding amount in an appropriation bill which establishes spending authorization for a particular program or function (may be for a single purpose or for multiple purposes).

**Boilerplate:** Specific language sections in an appropriation bill which direct, limit or restrict line item expenditures, express legislative intent, and/or require reports.

## **REVENUE SOURCES**

**General Fund/General Purpose (GF/GP):** Unrestricted General Fund revenue available to fund any activity accounted for in the General Fund; unused GF/GP revenue lapses to the General Fund at the end of a fiscal year.

**State Restricted (Restricted):** State revenue restricted by state law or outside restriction that is available only for specified purposes; at year-end, unused restricted revenue remains in the restricted fund.

Federal Revenue: Federal grant or matchable revenue dedicated to specific programs.

Local Revenue: Revenue from local units of government.

**Private Revenue:** Revenue from non-government entities: rents, royalties or interest payments, payments from hospitals or individuals, and gifts and bequests.

**Interdepartmental Grant (IDG):** Revenue or funds received by one state department from another state department (usually for a service provided by the receiving department).

**Intradepartmental Transfer (IDT):** Transfers or funds being provided from one appropriation unit to another in the same department.

## **MAJOR STATE FUNDS**

**Budget Stabilization Fund (BSF):** The countercyclical economic and budget stabilization fund; also known as the "rainy day" fund.

**School Aid Fund (SAF):** A restricted fund; the primary funding source for K-12 schools and Intermediate School Districts (ISDs).

**General Fund:** The General Fund (funded from taxes and other general revenue) is used to account for the ordinary operations of a governmental unit that are not accounted for in another fund.

## DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT

The Department's stated mission and priorities are to assure food safety, protect animal and plant health, sustain environmental stewardship, provide consumer protection, enable rural development, and foster efficient administrative operations in overseeing Michigan's agricultural production and consumption.

The Department was established by 1921 PA 13 to "foster and promote in every possible way the agricultural interests of this state". The five-member bi-partisan Commission of Agriculture and Rural Development was also established. Members of the Commission are appointed by the Governor, with the consent of the Senate, for four-year terms.

The respective powers and duties of the Department and the Commission were redefined in Chapter 8 of the Executive Reorganization Act of 1965 (enacted following the ratification of the 1963 Constitution), and more recently by Executive Orders 2009-45 and 2009-54. Executive Order 2009-45 gave to the Governor the power to appoint the Department Director, a power previously held by the Commission. The Department name was changed from Department of Agriculture to Department of Agriculture and Rural Development by Executive Order 2011-2 which also rescinded some provisions of Executive Order 2009-54.

Full-time equated unclassified positions	6.0	Full-time equated (FTE) positions not in the state classified service.
Full-time equated classified positions	434.0	Full-time equated (FTE) positions in the state classified service.
GROSS APPROPRIATION	\$80,183,300	Total of all applicable line item appropriations.
Total interdepartmental grants/intradepartmental transfers	524,300	Total of all funds received from other departments and transfer of funds.
ADJUSTED GROSS APPROPRIATION	\$79,659,000	Total net amount of all line item gross appropriations less (or minus) interdepartmental grants (IDGs) and intradepartmental transfers (IDTs).
Total federal revenue	9,960,900	Total federal grant or matchable revenue.
Total local revenue	0	Total revenue from local units of government.
Total private revenue	96,900	Total private grant revenue.
Total state restricted revenue	29,020,900	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
GENERAL FUND/ GENERAL PURPOSE	\$40,580,300	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.GF/GP Subtotals:Ongoing One-time37,180,300 3,400,000

## **SECTION 102: DEPARTMENTWIDE**

This appropriations unit includes Executive Office functions which provide administrative direction and program oversight for the Department. The unit also funds the Department's administrative support functions, the Michigan Agricultural Statistics Service, emergency management functions, costs of certain commissions and boards, and rent and building occupancy costs.

Full-time equated unclassified positions	6.0	Full-time equated (FTE) positions not in the state classified service.
Full-time equated classified positions	27.0	Full-time equated (FTE) positions in the state classified service.
Commission and boards	\$23,800	Funding for the Michigan Commission of Agriculture and Rural Development, and the Grape and Wine Industry Council. Funding Source(s): Restricted 8,800 GF/GP 15,000
		Related Boilerplate Section(s): None
Unclassified positions	707,000	Supports salaries of six unclassified positions, including the Director, legislative liaison, policy specialist, and business performance specialist. Two vacant positions are anticipated to be filled. Benefit costs for unclassified positions are included in the Executive Direction line item. Funding Source(s): GF/GP 707,000
		Related Boilerplate Section(s): None
Executive direction – 9.0 FTE positions	1,360,200	FTEs and related costs to support Executive Office functions including chief deputy director, budget officer, emergency management coordinator, and communications staff. Benefit costs for unclassified positions are included in this line item. Funding Source(s): Restricted 52,200 GF/GP 1,308,000
		Related Boilerplate Section(s): None
Operational services – 15.0 FTE positions	1,041,700	FTEs and related costs to support administration and business functions for the Department, including procurement, facility management, office services, and central licensing for all licenses issued by the Department. Line item is renamed from Management Services. Funding Source(s): Restricted 58,700 GF/GP 983,000
		Related Boilerplate Section(s): 207, 208, 209, 210, 212, 218, 228, 229, 231, 301, 302
Statistical reporting service – 1.0 FTE position	148,700	FTE and related costs for the Agricultural Statistics program to maintain official state agricultural database. Activities include preparation of crop and livestock production estimates, value of farm products, track commodity and local market prices, data services requests from university and agriculture industry and commodity organizations, and other information. Program operates under formal agreement with the U. S. Department of Agriculture, National Agricultural Statistics Service (NASS). Funding Source(s): Private 76,500 GF/GP 72,200
		Related Boilerplate Section(s): None

revenue	653,900	State revenue from: Agricultural Preservation Fund, agriculture licensing and inspection fees, Freshwater Protection Fund, nonretail liquor fees, industry support funds, and Refined Petroleum Fund.
Total state restricted		
Total private revenue	76,500	Private funds from Michigan State University and agriculture industry and commodity groups for data services and agreements.
Total federal revenue	1,001,200	Includes federal grants from U. S. Department of Agriculture, Environmental Protection Agency, and Department of Health and Human Services - Food and Drug Administration.
GROSS APPROPRIATION	\$6,092,100	Total of all applicable line item appropriations.
		Related Boilerplate Section(s): 219
Rent and building occupancy	1,061,600	
Accounting service center	948,400	Funding to Michigan Department of Transportation for accounting services performed for the Department; accounting functions were transferred in FY 2010-11. Funding Source(s): GF/GP 948,400 Related Boilerplate Section(s): None
		Related Boilerplate Section(s): None
Emergency management – 2.0 FTE positions	800,700	FTEs and related costs to coordinate Department's preparedness and response to emergencies that impact the state's food and agriculture industries, and support administrative law functions and coordination including Freedom of Information Act (FOIA) requests. Funding Source(s): Federal 528,200 GF/GP 272,500

# SECTION 103: INFORMATION AND TECHNOLOGY

This appropriation unit includes funds for information technology services and projects centrally administered by the Department of Technology, Management and Budget (DTMB).

Information technology services and projects	\$1,444,700	Funding for information technology services and projects administered by DTMB. The Department indicates that in addition to the \$1.4 million in this line item appropriation, it incurs approximately \$1.2 million in other office automation and information technology costs that are charged to direct program lines. Funding Source(s): IDG 3,100 Restricted 147,300 GF/GP 1,294,300
		Related Boilerplate Section(s): 211, 214
GROSS APPROPRIATION	\$1,444,700	Total of all applicable line item appropriations.
Interdepartmental grant from LARA (LCC), liquor quality testing fees	3,100	Grant from the Department of Licensing and Regulatory Affairs, Liquor Control Commission, from liquor quality testing fee revenue.
Total state restricted revenue	147,300	State revenue from: Agricultural Preservation Fund, Agriculture Equine Industry Development Fund, agriculture licensing and inspection fees, Freshwater Protection Fund, Gasoline Inspection Testing Fund, and nonretail liquor fees.
GENERAL FUND/ GENERAL PURPOSE	\$1,294,300	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

## SECTION 104: FOOD AND DAIRY

This appropriation unit provides funding for a variety of Department-administered food safety programs including oversight of local health department food safety inspection activities. Program activities are authorized under the Food Law of 2000 (2000 PA 92), the Manufacturing Milk Law (2001 PA 267), and the Grade A Milk Law (2001 PA 266).

Full-time equated classified positions	101.0	Full-time equated (FTE) positions in the state classified service.
Food safety and quality assurance – 75.0 FTE positions	\$10,881,200	FTEs and related costs to support the following: Food Safety Licensing and Inspection: Program to license, regulate, and directly inspect 19,000 food establishments, including food processing plants, retail grocery and convenience stores, distribution centers, markets, and concessions at fairs. Program helps prevent the sale of adulterated or unsafe food products, outbreaks of food- borne disease, and fraud and deception in the sale of food products. Activities also include food establishment plan review, country of origin labeling inspections, and food recall response. There are approximately 47 field food inspectors and 5 regional supervisors. Food Service: Indirect inspection program of 46,000 food service establishments (e.g. restaurants, schools, hospitals) subject to licensing. Inspection and licensing is delegated to Michigan's 45 local public health departments with funding provided through the Department of Community Health (DCH) budget. Four food service consultants and a part-time program supervisor provide consultation, evaluation, training, and policy guidance to local inspection programs. Department also supports, in cooperation with DCH and the Department of Environmental Quality (DEQ), local public health department food service accreditation to assure minimum inspection and quality assurance standards are met. <u>Food Safety Planning and Response Unit</u> : Conducts emergency response to food-borne illness or contamination outbreaks, including food safety investigation and coordination with local, state, and federal partners. <u>Pure Michigan FIT Program</u> : Nutrition and fitness initiative focusing on children and families, to incorporate healthy eating habits and physical activities into daily living, in collaboration with multiple state departments. <u>Funding Source(s)</u> : Federal 1,039,600 <u>Restricted 3,3390,000</u> <u>GF/GP 6,451,600</u>
		Related Boilerplate Section(s): 402
Milk safety and quality assurance – 26.0 FTE positions	3,821,300	FTEs and related costs for: <u>Milk Safety and Quality Assurance Program</u> : License and inspect dairy industry pursuant to the Manufacturing Milk Law (2001 PA 267) and the Grade A Milk Law (2001 PA 266). Those subject to licensing and inspection include 2,170 Grade A dairy farms, 84 dairy processing plants (which produce bottled milk, cheese, butter, yogurt, ice cream, and other dairy products), and over 700 milk trucks and 1,000 milk haulers. Program activities ensure a safe, wholesome supply of milk and dairy products for Michigan and out-of-state consumers.
		(Milk safety and quality assurance continued on next page)

revenue	\$9,777,900	Fund, and Dairy and Food Safety Fund.	
Total federal revenue	1,280,200	Department of Health and Human Services - Food and Dr Administration.	rug
GROSS APPROPRIATION		Total of all applicable line item appropriations.	
		Related Boilerplate Section(s): None	
		Restricted 254,40 GF/GP 3,326,30	00
		Without adequate inspection and oversight, milk could not be shipp out-of-state in accordance with the Pasteurized Milk Ordinance– national standard for dairy-product sanitation developed by t United States Public Health Service. Funding Source(s): Federal 240.60	—a the
(Milk safety and quality assurance)		(Continued from previous page)	ad

## **SECTION 105: ANIMAL INDUSTRY**

This appropriation unit provides funding to protect public health and the health and welfare of domestic animals, livestock, and pets. The State Veterinarian is responsible for animal disease surveillance and control programs, and toxic substance contamination concerns related to animal health.

Full-time equated classified positions	60.0	Full-time equated (FTE) positions in the state classified service.
Animal disease prevention and response – 60.0 FTE positions	\$8,706,100	FTEs and related costs to support activities of the Animal Industry Division including the State Veterinarian. Primary functions include: <u>Animal Disease Surveillance and Control</u> : Under authority of the Animal Industry Act (1988 PA 466), protect public health and the health of domestic animals, monitor and work to eradicate animal diseases to facilitate import and export of healthy livestock and protect food supply, license and regulate various animal industries including livestock dealers and aquacontrol, animal disease emergency management, dead animal disposal, and surveillance of privately owned cervids (deer family of mammals) for chronic wasting disease. <u>Bovine Tuberculosis (TB) Program</u> : Initiated in 1995 when disease first identified in the Lower Peninsula free-ranging white-tailed deer population, the program is required by U. S. Department of Agriculture to maintain bovine TB state status. Includes testing and surveillance, electronic identification to track cattle, depopulation and disposal of infected animals, indemnification of livestock owners, on- farm assistance such as wildlife mitigation and herd reconciliation, and fee-based testing by private veterinarians. Coordinate program activities with the Department of Natural Resources. <u>Other</u> statutory animal health and welfare programs include: animal control and protection shelters, animal welfare, food safety inspections for drug residues in meat, and tax check-off grants to animal organizations and shelters. Funding Source(s): Federal 558,800 Restricted 226,600 GF/GP 7,920,700
		Related Boilerplate Section(s): 451, 453, 454, 456, 457, 458
Indemnification – livestock depredation	50,000	Indemnification payments to livestock owners for the fair market value of livestock killed by wolves, coyotes, or cougars, and related administrative costs. Funding Source(s): GF/GP 50,000
		Related Boilerplate Section(s): 453
GROSS APPROPRIATION	\$8.756.100	Total of all applicable line item appropriations.
Total federal revenue	558,800	Includes federal grants from U. S. Department of Agriculture, and Department of Health and Human Services - Food and Drug Administration.
Total state restricted revenue	226,600	State revenue from: agriculture licensing and inspection fees, and Animal Welfare Fund.
GENERAL FUND/ GENERAL PURPOSE	\$7,970,700	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

## SECTION 106: PESTICIDE AND PLANT PEST MANAGEMENT

This appropriation unit provides funding for implementation of programs and enforcement of laws concerning exotic and invasive pest management, pesticide, fertilizer and agrichemical sale and use, commodity inspection and certification for export and import, and animal feed and drugs.

Full-time equated classified positions	86.0	Full-time equated (FTE) positions in the state classified service.
Pesticide and plant pest management – 81.0 FTE positions	\$10,996,300	FTEs and related costs to support the following programs and activities: <u>Animal Feed Safety:</u> Ensure that ingredients and products fed to animals are safe and wholesome through inspection, sampling, and oversight of manufacturing. Monitor manufacture and use of drugs in medicated animal feed to prevent unsafe drug residues in meat, milk, and eggs for human consumption. <u>Grain Elevator Sanitation Program</u> : Inspection of grain elevators to ensure sites are sanitary and free from hazardous contamination, allowing safe storage of grain and dry beans. <u>Fertilizer Program</u> : License and regulate fertilizer and lime manufacturers including sampling and inspections, to ensure safe and effective products, storage and use. <u>Exotic and Invasive Species Response</u> : Work to prevent introduction, establishment, and spread of exotic and invasive species (plant and animal) in Michigan, including early detection of incoming exotic pests at high-risk sites, delimiting new infestations, and eradication using science-based control methods. <u>Plant Health and Export Certification</u> : Regulatory function to prevent the introduction and dissemination of insects and diseases injurious to plant health including inspection for foreign export of plants and plant products, surveys for pests and diseases, phytosanitary inspection and certification for foreign export of plants and plant products. <u>Truit and Vegetable Inspection Service</u> : Inspection and verification, of fruit and vegetable quality, including imported produce, at process point, market, and shipping point. Provide food safety audits for good agricultural practices and good handling practices, inspection of controlled atmosphere storage facilities, phytosanitary certification, and organic registration, and enforcement of the manufacture, sale, storage, distribution, use, and disposal of pesticides and agrichemicals; investigate pesticide misuse allegations; and certify and license pesticide and agrichemical business operations. <u>Insect and Rodent Management and Control</u> : Sur

Related Boilerplate Section(s): 301

Producer security/grain dealers– 5.0 FTE positions	736,700	FTEs and related costs to: enforce farm producer security regulation including grain dealer licensure and bonding requirements, and administrative support to the voluntary Farm Produce Insurance Fund and its 9-member board which provides payments to farmers who are economically harmed by the financial failure of a grain dealer. Also provides producer security review services, and financial accounting and assessment review services. Grain dealer license fees were increased in 2012 by 2012 PA 148. New administrative premiums may be charged by the Farm Produce Insurance Fund Board beginning in 2013, under 2012 PA 149. Funding Source(s): Restricted 719,600 GF/GP 17,100
		Related Boilerplate Section(s): None
GROSS APPROPRIATION	\$11,733,000	Total of all applicable line item appropriations.
Total federal revenue	1,778,500	Includes federal grants from U. S. Department of Agriculture, Department of Interior, Environmental Protection Agency, and Department of Health and Human Services - Food and Drug Administration.
Total private revenue	20,400	Private grant funds from the Slow-The-Spread Foundation.
Total state restricted revenue	5,180,400	State revenue from: agriculture licensing and inspection fees, commodity inspection fees, Grain Dealers Fee Fund, Horticulture Fund, and industry support funds.
GENERAL FUND/	\$4,753,700	The state's primary operating fund; the portion of the state's

## SECTION 107: ENVIRONMENTAL STEWARDSHIP

This appropriation unit supports assistance to local conservation districts, local governments, drain commissioners, and land users with conservation and development of state soil and water resources. Programs encourage installing and managing sustainable resource protection practices at the local level.

Full-time equated classified positions	55.0	Full-time equated (FTE) positions in the state classified service.
Environmental stewardship – 18.0 FTE positions	\$6,140,400	FTEs and related costs for the following programs <u>Stewardship</u> : Education, technical assistance, cost sharing to commercial and residential pesticide and fertilizer users to protect groundwater resources with voluntary, locally-driven initiatives; liaison with U. S. Department of Agriculture, Natural Resources Conservation Service (NRCS), and Michigan State University Extension. <u>Groundwater Monitoring</u> : Monitor private drinking water wells for contamination and pesticides; provide water quality information to private well owners. <u>Contamination Response</u> : Respond to events involving pesticide spills and contamination of groundwater. <u>Michigan Clean Sweep</u> : Program of safe collection and disposal of expired, unwanted, suspended, or canceled pesticides. <u>Pesticide Container Recycling</u> : Encourage pesticide users to recycle empty containers at pre-selected sites, to protect groundwater. <u>Technical Assistance to Local Conservation Districts</u> : Assist agriculture producers implementing eligible conservation practices. <u>Water Withdrawal Reporting</u> : Water withdrawal and use reporting by agricultural water users, pursuant to Great Lakes Compact. Funding Source(s): Federal 1,336,600 Restricted 4,803,800
		Related Boilerplate Section(s): 601
Michigan agriculture environmental assurance program – 7.0 FTE positions	1,668,800	FTEs and related costs to provide on-site risk assessment, education, technical assistance, and formal verification and re- verification of agriculture environmental assurance to producers regarding cost-effective land stewardship practices and pollution risk prevention; begun in 1998 and established in statute through 2011 PA 1 and 2011 PA 2. Funding Source(s): Restricted 333,200 GF/GP 1,335,600
		Related Boilerplate Section(s): None
Farmland and open space preservation – 9.0 FTE positions	1,300,000	FTEs and related costs to administer program of farmland and open space preservation through farmland development rights agreements, purchase of development rights, and local designated open space easements; established in 1974. Funding Source(s): Restricted 1,300,000 Related Boilerplate Section(s): None

GENERAL FUND/ GENERAL PURPOSE	\$3,301,100	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.
Total state restricted revenue	6,599,600	State revenue from: Agricultural Preservation Fund, Freshwater Protection Fund, and Migratory Labor Housing Fund.
Total federal revenue	1,336,600	Includes federal grants from U. S. Department of Agriculture, Department of Interior, and Environmental Protection Agency.
Total interdepartmental grant revenue	310,200	Grants from the Department of Natural Resources, Forest Development Fund, and the Department of Environmental Quality, Biosolids.
GROSS APPROPRIATION	\$11,547,500	Total of all applicable line item appropriations.
		Related Boilerplate Section(s): 607
		Funding Source(s): GF/GP 468,300
Intercounty drain – 4.0 FTE positions	468,300	FTEs and related costs to monitor all intercounty drains; provide guidance, hold public hearings, and oversee maintenance, management, construction, and financing under authority of the state Drain Code.
		Related Boilerplate Section(s): None
Right-to-farm – 3.0 FTE positions	571,400	FTEs and related costs to administer Right to Farm Act (1981 PA 93); investigate and respond to agricultural pollution complaints (pesticide application, livestock production facilities, land application of some by-products); and administer siting program for new or expanding livestock production facilities. Funding Source(s): IDG 110,200 GF/GP 461,200
		Related Boilerplate Section(s): None
Migrant labor housing – 9.0 FTE positions	1,198,500	FTEs and related costs to regulate, license, and inspect housing sites for short-term occupation by five or more migrant farm workers. Funding Source(s): Restricted 162,600 GF/GP 1,035,900
		Related Boilerplate Section(s): None
Local conservation districts	100	Placeholder recognizes the state's 79 soil conservation districts. Funding Source(s): GF/GP 100
		Related Boilerplate Section(s): 1103
Private forest development program – 5.0 FTE positions	200,000	FTEs, related costs, and grants to support voluntary forest management by private landowners through outreach and education carried out through local conservation district contract foresters. Funding provided under Memorandum of Understanding with MDNR using Forest Development Fund IDG. See also Sec. 112 one-time appropriation for Qualified Forest Affidavit Program. Funding Source(s): IDG 200,000

## **SECTION 108: LABORATORY PROGRAM**

This appropriation unit provides funding for analytical and diagnostic testing services and inspection programs for consumers, industry, and government agencies. The Laboratory Division provides scientific and analytical services in support of programs of the Department and other agencies, both federal and state, and testing and consulting services on a fee basis to Michigan's industry and private citizens. The division operates two laboratories: the W. C. Geagley Laboratory in East Lansing and the E. C. Heffron Metrology Laboratory in Williamston.

Full-time equated classified positions	90.0	Full-time equated (FTE) positions in the state classified service.
Laboratory services – 36.0 FTE positions	\$5,571,300	FTEs and related costs including administration, operations, quality assurance, and safety for the following programs housed in the W. C. Geagley Laboratory: <u>Animal Disease Surveillance</u> : Analyze animal blood to meet state and federal requirements assuring disease-free animal movement instate and to other countries; provide surveillance testing for reportable animal diseases through USDA cooperative agreement. <u>Equine Drug Testing</u> : Analyze specimens from horses competing at Michigan pari-mutuel racetracks and county fairs to ensure that horses competing at licensed tracks and fairs do so without using performance enhancing drugs. <u>Food, Feed, and Fertilizer</u> : Test food and dairy products for quality standards; test animal feed and fertilizer products for quality standards and label guarantees; test animal feed for prohibited materials, drug formulations, and mycotoxins. <u>Food, Dairy, and Microbiology</u> : Test food and dairy products for microbiological pathogens and indicator organisms; test dairy products for food-borne pathogens or other substances; provide testing for outbreak investigations. <u>Motor Fuel Quality</u> : Ensure quality of gasoline supply in the state through octane, alcohol, vapor pressure, and other tests. <u>Pesticides and Environment</u> : Monitor formulated pesticide products, application and misuse of licensed and unlicensed pesticide products; chemically-induced plant, animal, and human health problems; groundwater; and food residue. <u>Antimicrobial</u> : Provide (in cooperation with EPA) efficacy and formulation testing of EPA-registered antimicrobial products. <u>Funding Source(s)</u> : IDG 211,000 <u>Federal 998,900</u> <u>Restricted 2,177,300</u> <u>GF/GP 2,184,100</u>
		Related Boilerplate Section(s): 301

## SECTION 109: AGRICULTURE DEVELOPMENT

This appropriation unit supports the Office of Agriculture Development which coordinates with farm owners and processing plant owners to provide domestic and international opportunities to expand and create jobs in Michigan's agriculture industry.

Agriculture development – 11.0 FTE positions	\$2,712,600	FTEs and related costs for agriculture economic development efforts to improve sustainability and viability of the food and agriculture
		industry: strengthen food and agriculture support businesses and production; encourage alternative technologies and practices; promote community-based development; expansion of food and agricultural value-added processing, sustainable agriculture; promote composting on farms and in communities; coordinate and provide promotional, marketing, and economic development opportunities for food and agriculture industry including international markets; coordinate 15 legislatively-mandated commodity organizations; conduct required referenda; and administer federal Specialty Crop Block Grant program under the 2002 Farm Bill to enhance competitiveness of specialty crops. An Upper Peninsula agriculture economic development position is added in FY 2013-14. Funding Source(s): Federal 1,420,700 Restricted 106,100 GF/GP 1,185,800
		Related Boilerplate Section(s): 706
Food and agriculture industry growth initiative	1,000,000	New competitive grant program to foster agriculture industry-wide development and growth, focused on removing barriers and leveraging opportunities in food processing and other areas as identified by an advisory group formed by the Director. Funding Source(s): GF/GP 1,000,000
		Related Boilerplate Section(s): 711
Grape and wine program – 3.0 FTE positions	802,600	FTEs and related costs to provide research, education, and promotion for wine and grape industry in cooperation with the Grape and Wine Industry Council; funding is from non-retail liquor fees. Funding Source(s): Restricted 802,600
		Related Boilerplate Section(s): 709
Rural development value- added grants	1,050,000	Rural development grant initiative, including education and workforce development, regional cooperation, communication and broadband issues, and transportation. Funding Source(s): GF/GP 1,050,000
		Related Boilerplate Section(s): 701
GROSS APPROPRIATION	\$5,565,200	Total of all applicable line item appropriations.
Total federal revenue	1,420,700	Includes federal grants from U. S. Department of Agriculture, including Marketing Service Specialty Crop Block Grant
Total state restricted revenue	908,700	State revenue from: industry support funds, and nonretail liquor fees.
GENERAL FUND/ GENERAL PURPOSE	\$3,235,800	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

## **SECTION 110: FAIRS AND EXPOSITIONS**

This appropriation unit supports operations of the Fairs and Racing Unit and provides funding for purses and awards for horse racing at pari-mutuel tracks and county fairs as provided under the Horse Racing Law of 1995.

Regulatory oversight of the pari-mutuel horse racing industry is the responsibility of the Office of Racing Commissioner. The Office was transferred to the Department of Treasury, Michigan Gaming Control Board by Executive Order 2009-45, and is now funded in the General Government Article of the state budget act.

Full-time equated classified positions	1.0	Full-time equated (FTE) positions in the state classified service.	
Fairs and racing – 1.0 FTE position	\$356,600	FTE and related costs to administer financial assistance for horse racing programs, including disbursement of county fair race purses, purse and purse supplements to licensed race tracks, payment of breeders' awards to breeders of standardbred and thoroughbred horses, and supplement payments for quarter horse, Appaloosa and Arabian race horses; also coordinates a grant for drug detention for county fair racing. Funding Source(s): Restricted 356,600	
		Related Boilerplate Section(s): 801, 802, 803, 804	
County fairs capital improvement grants	301,600	Competitive grant program to support capital improvements at county fairs.	
improvomont granto		Funding Source(s): GF/GP 301,600	
		Related Boilerplate Section(s): 805	
Purses and supplements – fairs/licensed tracks	708,300	Supports purses at county fairs and pari-mutuel tracks that conduct standardbred horse racing. Funding Source(s): Restricted 708,300	
		Related Boilerplate Section(s): 801, 802, 804	
Liconcod trocko light	40.200		
Licensed tracks – light horse racing	40,300	Supports purses at races comprised of various Michigan-bred light horses.	
		Funding Source(s): Restricted 40,300	
		Related Boilerplate Section(s): 801, 802, 804	
Light horse racing – breeders' awards	20,000	Supports awards paid to breeders of various Michigan-bred light horses that win races in Michigan. Funding Source(s): Restricted 20,000	
		Related Boilerplate Section(s): 801, 802, 804	
Standardbred breeders' awards	285,900	Supports awards paid to breeders of Michigan-bred standardbred horses that win races at fairs and licensed racetracks in Michigan. Funding Source(s): Restricted 285,900	
		Related Boilerplate Section(s): 801, 802, 804	
Standardbred purses and supplements – licensed tracks	527,800	Supports special races comprised of only four-year-old Michigan-bred or sired standardbred horses. Funding Source(s): Restricted 527,800	
		Related Boilerplate Section(s): 801, 802, 804	

GENERAL FUND/ GENERAL PURPOSE	\$301,600	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.
Total state restricted revenue	3,167,200	State revenue from Agriculture Equine Industry Development Fund.
GROSS APPROPRIATION	\$3,468,800	Total of all applicable line item appropriations.
		Related Boilerplate Section(s): 801, 802, 803, 804
Thoroughbred sire stakes	244,800	Supports purses at special stakes races comprised of only two- and three-year-old Michigan-sired thoroughbred horses. Funding Source(s): Restricted 244,800
		Related Boilerplate Section(s): 801, 802, 803, 804
Thoroughbred breeders' awards	358,600	Supports awards paid to breeders of Michigan-bred thoroughbred horses that win certain races in Michigan. Funding Source(s): Restricted 358,600
		Related Boilerplate Section(s): 801, 802, 803, 804
Thoroughbred supplements – licensed tracks	385,900	Supports breeders' awards, purse supplements, and yearling shows for thoroughbred horses. Funding Source(s): Restricted 385,900
		Related Boilerplate Section(s): 801, 802, 804
Standardbred sire stakes	239,000	Supports purses at special stakes races comprised of only two- and three-year-old Michigan-sired standardbred horses. Funding Source(s): Restricted 239,000

# SECTION 111: CAPITAL OUTLAY

This appropriations unit provides appropriations available for purchase of development rights of unique or critical farmland under the Farmland and Open Space Preservation Act.

Farmland and open space development acquisition	\$300,000	Funding to acquire development rights of unique or critical farmland pursuant to Parts 361 and 362 of the Michigan Natural Resources and Environmental Protection Act (1994 PA 451) regarding the Agricultural Preservation Fund, and Farmland and Open Space Preservation. Funding Source(s): Restricted 300,000	
		Related Boilerplate Section(s): 1002, 1003	
GROSS APPROPRIATION	\$300,000	Total of all applicable line item appropriations.	
Total state restricted revenue	300,000	State revenue from Agricultural Preservation Fund.	
GENERAL FUND/ GENERAL PURPOSE	\$0	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.	

## SECTION 112: ONE-TIME BASIS ONLY

This appropriation unit includes all FY 2013-14 appropriations which are intended by the Legislature to be one-time allocations that will not be reauthorized in future fiscal years. This includes appropriations for an Ottawa County water resources study, a qualified forest affidavit program, and pesticide and plant pest management.

Ottawa County water resources study	\$300,000	New one-time appropriation for an Ottawa County water resources study including test well monitoring and various flow models of glacial and bedrock aquifers, to address declining groundwater levels; findings to be made available to the Department and to Department of Environmental Quality. Funding Source(s): GF/GP 300,000 Related Boilerplate Section(s): 1104
Qualified forest affidavit program	2,300,000	One-time appropriation to provide assistance to private land owners in managing forest land, during startup phase of expanded program as enacted June 2013 in a 9-bill package. Program is anticipated to be self-funding after startup phase. See also Sec. 107 appropriation for ongoing program. Includes funding appropriated in one-time Private Forestry Program line item in FY 2012-13. Funding Source(s): GF/GP 2,300,000 Related Boilerplate Section(s): 1103
Pesticide and plant pest management	800,000	New one-time appropriation to maintain the current inspection and certification program for agriculture product assurance and export assistance, to offset short-term shortfall in state restricted revenue from agriculture licensing and inspection fees. Ongoing funding is reflected in Sec. 106. Funding Source(s): GF/GP 800,000 Related Boilerplate Section(s): None
GROSS APPROPRIATION	\$3,400,000	Total of all applicable line item appropriations.
GENERAL FUND/ GENERAL PURPOSE	\$3,400,000	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

## **BOILERPLATE SECTION INFORMATION**

## **GENERAL SECTIONS**

## Sec. 201. Total State Payments and Report to Locals

Identifies payments of state funds to local units of government from the funds appropriated in part 1.

## Sec. 202. Management and Budget Act

Provides that appropriations authorized under this article are subject to the state Management and Budget Act.

### Sec. 203. Abbreviations

Defines abbreviations used in Article I.

## Sec. 206. Contingency Appropriations

Provides contingency spending authority of \$5.0 million federal funds, \$6.0 million state restricted funds, \$100,000 local funds, and \$100,000 private funds, subject to legislative transfer process.

#### Sec. 207. Transparency Website

Directs Department to cooperate with Department of Technology, Management and Budget to maintain a searchable website of expenditures made during the fiscal year, number of employees, and job classification.

## Sec. 208. Internet Reporting

Requires Department to use the Internet to fulfill reporting requirements.

## Sec. 209. Buy American

Prohibits purchase of foreign goods and services when competitively-priced American goods and services are available; requires that preference be given to Michigan businesses, and Michigan businesses owned and operated by veterans.

#### Sec. 210. Businesses in Deprived and Depressed Communities

Requires the Director to ensure businesses in deprived and depressed communities have opportunity to compete for contracts or subcontracts for services and supplies.

#### Sec. 212. Receive and Retain Reports

Requires Department to retain reports funded by appropriations in part 1, and follow state and federal guidelines for retention of reports and records.

### Sec. 215. Employee Discipline

Prohibits disciplinary action against an employee for communicating with a member of the Legislature.

## Sec. 218. Out-of-State Travel

Requires report to the Legislature by January 1, 2014 of out-of-state travel expenses, including travel dates, and transportation and related costs by source of funds.

### Sec. 228. General Fund Lapse Report

Requires report to the Legislature from the State Budget Office on estimated GF/GP lapses by November 30.

#### Sec. 229. Restricted Fund Balances

Requires Department to cooperate with the State Budget Office on a report to the Legislature on restricted fund balances, projected revenues and expenditures for the fiscal years ending September 30, 2013 and 2014.

## Sec. 230. Hire of Outside Legal Counsel

Prohibits the Department from hiring a person to provide legal services that are the responsibility of the Attorney General; exempts bond counsel.

### Sec. 231. Report on Ten Measurable Outcomes

Requires the Department to maintain a scorecard on a public website that identifies, tracks and updates key metrics to monitor and improve the agency's performance.

## DEPARTMENTWIDE

## Sec. 301. Miscellaneous Revenue and Expenditures

Allows Department to receive and expend revenue to cover expenses related to publications, audit and licensing functions, livestock sales, certification of nursery stock, laboratory analyses, inspections, and other Department functions; requires legislative notification 30 days prior to proposing fee increases or changes; requires annual report on February 1 on fees charged by Department.

## **BOILERPLATE SECTION INFORMATION**

## Sec. 302. Grants Reporting

Requires ten-day notice to House and Senate Appropriations Subcommittees on Agriculture and Rural Development prior to issuance of a grant from any appropriation line item than is not a designated grants line item.

## FOOD AND DAIRY

## Sec. 402. Food Safety

Requires report on food-borne outbreaks and emergencies related to food safety, including enforcement actions taken, by April 1, 2014.

## ANIMAL INDUSTRY

## Sec. 451. Bovine Tuberculosis Split State Status

Requires that the Department pay for all bovine tuberculosis whole-herd and individual-animal testing costs to maintain split-state status, including indemnity and compensation for injury to animals.

## Sec. 453. Indemnification Payments

Subsection (1) authorizes Department to provide for indemnity pursuant to Animal Industry Act from the funds appropriated in part 1; limits indemnification orders to \$100,000 per order; and requires report on reason for, amount of, and person to whom indemnification is to be paid. Subsection (2) requires Department to make an indemnification payment for fair market value of livestock killed by wolves, coyotes, or cougars. Subsection (3) indicates that the appropriation in part 1 for indemnification is for indemnifications under subsection (2) and related Department costs. Requires a report, due March 1, 2014. The Governor's signing statement asserts that subsection (2) of this boilerplate section is unenforceable in that it attempts to amend other Michigan statutes by reference, a violation of Section 25, Article IV of the Constitution.

## Sec. 454. Bovine Tuberculosis Program

Directs Department to work with the U. S. Department of Agriculture to eradicate bovine tuberculosis and to establish a workgroup.

## Sec. 456. Electronic Animal Identification

Prohibits use of funds to enforce electronic identification program for domestic animals other than cattle without specific authorization in statute.

### Sec. 457. Bovine Tuberculosis Program Review

Provides for quarterly reports on bovine tuberculosis program by the Department, and indicates specific information to be included in reports.

## Sec. 458. Testing of Aquaculture Facilities

Requires Department to provide inspection and testing of aquaculture facilities and aquaculture researchers pursuant to 1996 PA 199; indicates Legislative intent for the Department to work with aquaculture facilities and researches to eradicate viral hemorrhagic septicemia.

## ENVIRONMENTAL STEWARDSHIP

### Sec. 601. Environmental Stewardship

Directs that the Environmental Stewardship line item funding be used to support Department agriculture pollution prevention programs, including groundwater and freshwater protection programs under Part 87 of the Michigan Natural Resources and Environmental Protection Act, 1994 PA 451, and technical assistance in implementing conservation grants available under the federal Farm Bill of 2008.

## Sec. 607. Intercounty Drainage Districts

States Legislative intent that the Department continue its activities in support of intercounty drainage districts as provided under the Drain Code; directs Department to work with representatives of intercounty drain districts to develop method for funding intercounty drainage program costs.

## AGRICULTURE DEVELOPMENT

## Sec. 701. Rural Development Value-Added Grant Program

Provides criteria for rural development value-added grant program, including competitive award process, eligible entities, requirement of cash match; requires grantee recommendations by joint evaluation committee; provides for administrative costs and unexpended funds considered a work project. Requires reports by March 15 and September 30.

## **BOILERPLATE SECTION INFORMATION**

## Sec. 706. Agriculture Development Activities

Requires report by April 1, 2014 on Department's agriculture development and export market development activities, including grants awarded, and federal or private funds made available as a result.

## Sec. 709. Grape and Wine Industry Council

Requires report by April 1, 2014 describing Grape and Wine Industry Council activities, accomplishments, expenditures by category of use, grants awarded, and results of research grant projects.

## Sec. 711. Food and Agriculture Industry Growth Initiative

Establishes new Food and Agriculture Industry Growth Initiative, as a grant program supporting projects meeting certain criteria focused on industry growth. Allows for receipt and expenditure of grant funds from Michigan Strategic Fund or Michigan Economic Development Corporation for the program. Requires grantee recommendations by joint evaluation committee and provides for use of funds for administrative costs.

## FAIRS AND EXPOSITIONS

## Sec. 801. Agriculture Equine Industry Development Fund

Requires that appropriations from the Agriculture Equine Industry Development Fund shall be spent for equinerelated purposes, unless the Legislature has given prior approval.

## Sec. 802. Agriculture Equine Fund Reduction

Requires that the Department make proportionate reductions in appropriations of the Agriculture Equine Industry Development Fund, except for the racing commission and laboratory analysis, if revenues to the Fund fall below original appropriation amounts in this appropriation unit.

## Sec. 803. Thoroughbred Program Escrow

Provides for holding of funds for up to 18 months for thoroughbred program if there is no live thoroughbred race meet in 2013 or 2014, and purse pool distribution. The Governor's signing statement asserts that the section is unenforceable in that it attempts to amend other Michigan statutes by reference, a violation of Section 25, Article IV of the Constitution.

## Sec. 804. Michigan Gaming Control Board

Requires the Michigan Gaming Control Board to use actual expenditure data in determining regulatory costs of conducting racing dates by specific breed, and to report the data to the Legislature by November 1, 2013.

## Sec. 805. County Fair Capital Grant Program

Provides criteria for a County Fairs Capital Improvement Grant Program, including competitive award process, and requirement of cash match; provides for administrative costs, and unexpended funds considered a work project. Requires report by September 30.

## **CAPITAL OUTLAY**

## Sec. 1002. Capital Outlay Provisions Regarding Lump Sum Payments

Requires that the Department Director allocate lump sum appropriations made in this act consistent with statutory provisions and the purposes for which funds were appropriated, including priority program or facility needs. Limits lump sum appropriation carry forward to no more than three fiscal years following appropriation; provides for lapse of funds to original fund source per Management and Budget Act.

### Sec. 1003. Capital Outlay Appropriations Carryforward Provisions

Provides appropriation carryforward authority for capital outlay per Section 248 of the Management and Budget Act.

## **ONE-TIME BASIS ONLY APPROPRIATIONS**

## Sec. 1103. Qualified Forest Affidavit Program

Provides guidance for one-time appropriations for the qualified forest affidavit program, regarding nonindustrial private forestland management practices, commercial timber production from private forestland and collaboration with other agencies.

## Sec. 1104. Ottawa County Water Resources Study

Authorizes one-time funding for an Ottawa County water resources study and defines participation and scope of study; directs that findings be made available to the Department and to the Department of Environmental Quality.

## PART 2A PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS FOR FISCAL YEAR 2014-2015 GENERAL SECTIONS

## Sec. 1201. Fiscal Year 2014-15 Anticipated Appropriations

Indicates Legislative intent to provide appropriations for FY 2014-15 for the line items in part 1, with adjustments for certain costs and funding factors, to be determined after the January 2014 consensus revenue estimating conference.

## Sec. 1202. Retirement Cost Detail

Indicates Legislative intent that the Department identify the amounts for normal retirement costs and legacy retirement costs for FY 2014-15 for the line items in part 1.



# Mary Ann Cleary, Director Kyle I. Jen, Deputy Director

517.373.8080

# AREAS OF RESPONSIBILITY

Agriculture and Rur	al Development	Paul Holland
Attorney General	-	Marilyn Peterson
Auditor General		Benjamin Gielczyk
Bill Analysis		Chris Couch
		est, Joan Hunault, Jeff Stoutenburg, Sue Stutzky
Capital Outlay		Benjamin Gielczyk
Casino Gaming		Benjamin Gielczyk
Civil Rights		Marilyn Peterson
Clean Michigan Initi	ative	Viola Bay Wild
Community College	S	
		Margaret Alston
•		Šusan Frey
	Medicaid/Children's Special Health Ca	re Services Steve Stauff; Matt Ellsworth
Corrections		Robin R. Risko
Economic and Reve	enue Forecast	Jim Stansell; Adam Desrosiers
<b>Education (Departm</b>	ent)	Karen Shapiro
<b>Environmental Qual</b>	lity	Viola Bay Wild
Executive Office		Benjamin Gielczyk
Fiscal Oversight, Au	udit, and Litigation	Mary Ann Cleary
Higher Education		
-		
•	•	Paul Holland
		Robin R. Risko
•		Benjamin Gielczyk
•		Paul Holland
	-	Benjamin Gielczyk
•		Benjamin Gielczyk
•		Viola Bay Wild
		Bethany Wicksall: Kyle I Jen
		Jim Stansell; Benjamin Gielczyk
-		Bethany Wicksall; Karen Shapiro
		Jim Stansell; Adam Desrosiers
• •		
•		Jim Stansell; Adam Desrosiers
	· _	
-		
I reasury		Benjamin Gielczyk



P.O. Box 30014 ■ Lansing, MI 48909-7514 (517) 373-8080 ■ FAX (517) 373-5874 www.house.mi.gov/hfa