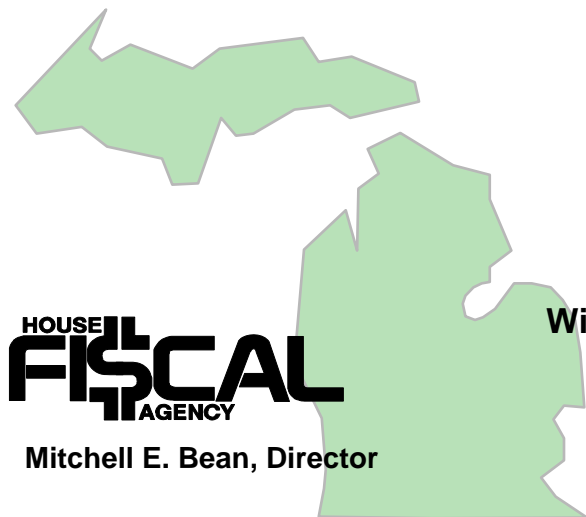


LINE ITEM AND BOILERPLATE SUMMARY

AGRICULTURE

Fiscal Year 2010-11
Public Act 166 of 2010
House Bill 5875

As Enacted



HOUSE
FISCAL
AGENCY

Mitchell E. Bean, Director

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January 2011

STATE OF MICHIGAN
HOUSE OF REPRESENTATIVES



HOUSE FISCAL AGENCY

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January 2011

TO: Members of the Michigan House of Representatives

The House Fiscal Agency has prepared a **Line Item Summary** for each of the FY 2010-11 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 kbateson@house.mi.gov).

A handwritten signature in black ink that reads "Mitchell E. Bean".

Mitchell E. Bean, Director

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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

Public Act 13 of 1921 established the Michigan Department of Agriculture (MDA) to "foster and promote in every possible way the agricultural interests of this state..." Public Act 13 also established the five-member bi-partisan Commission of Agriculture. Members of the Commission of Agriculture 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 subsequently 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's mission is: "To protect, promote, and preserve the agricultural interests of the people of the State of Michigan." The Department's key programs and priorities include: ensuring food safety and security, protecting animal health and welfare, managing invasive exotic species, regulating pesticide use, certifying agricultural commodities, ensuring environmental stewardship, protecting consumers, promoting a viable agricultural economy, and providing homeland security.

Full-time equated unclassified positions	2.0	Full-time equated (FTE) positions not in the state classified service.
Full-time equated classified positions	456.5	Full-time equated (FTE) positions in the state classified service.
GROSS APPROPRIATION	\$76,448,300	Total of all applicable line item appropriations.
Total interdepartmental grants/intradepartmental transfers	289,100	Total of all funds received from other departments and transfer of funds.
ADJUSTED GROSS APPROPRIATION	\$76,159,200	Total net amount of all line item gross appropriations less (or minus) interdepartmental grants (IDGs) and intradepartmental transfers (IDTs).
Total federal revenue	14,922,600	Total federal grant or matchable revenue.
Total local revenue	0	Total revenue from local units of government.
Total private revenue	260,100	Total private grant revenue.
Total state restricted revenue	30,679,400	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
GENERAL FUND/ GENERAL PURPOSE	\$30,297,100	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

SECTION 102: EXECUTIVE

The Executive Office provides administrative direction and program oversight for the Department and oversees development of policies, rules, and regulations. This appropriation unit also funds the Department's administrative support functions, the Michigan Agricultural Statistics Service, emergency management functions, and costs of certain commissions and boards.

Full-time equated unclassified positions	2.0	Full-time equated (FTE) positions not in the state classified service.		
Full-time equated classified positions	27.5	Full-time equated (FTE) positions in the state classified service.		
Commission and boards	\$23,800	Provides funding for the Agriculture Commission, and the Grape and Wine Council.	Funding Source(s):	Restricted 8,800 GF/GP 15,000
				<i>Related Boilerplate Section(s): None</i>
Unclassified positions – 2.0 FTE positions	213,300	Supports salaries of the Department Director and Special Projects Coordinator.	Funding Source(s):	GF/GP 213,300
				<i>Related Boilerplate Section(s): None</i>
Executive direction – 8.0 FTE positions	996,200	Supports Executive Office functions including Chief Deputy Director, Legislative Liaison, Budget Officer, and communications staff.	Funding Source(s):	Restricted 38,400 GF/GP 957,800
				<i>Related Boilerplate Section(s): None</i>
Management services – 12.0 FTE positions	928,600	Supports administration and business functions for the MDA, including procurement, facility management, and office services. Also includes central licensing functions.	Funding Source(s):	Restricted 57,800 GF/GP 870,800
				<i>Related Boilerplate Section(s): 205, 208, 209, 210, 214, 223, 229, 230, 231</i>
Statistical reporting service – 1.0 FTE positions	148,500	Under formal agreement between the MDA and the U.S. Department of Agriculture's National Agricultural Statistics Service (NASS), the Agricultural Statistics program maintains Michigan's official agricultural database. Activities include preparation of crop and livestock production estimates, value of farm products, commodities/local market prices, and other information. Provides accurate current and historical data for commodities.	Funding Source(s):	Private 82,600 GF/GP 65,900
				<i>Related Boilerplate Section(s): 306</i>
Emergency management – 6.5 FTE positions	741,800	Coordinates preparation for and response to emergencies that impact the state's food and agriculture industries; funded in part from US Food and Drug Administration Rapid Response Team grant. Line item also supports Administrative Law Coordinator and FOIA Coordinator.	Funding Source(s):	Federal 500,000 GF/GP 241,800
				<i>Related Boilerplate Section(s): None</i>

Accounting Service Center	878,300	Authorizes reimbursement of Michigan Department of Transportation through Interdepartmental grant for accounting functions; reflects consolidation and transfer of function and related funding/FTEs.
		Funding Source(s): GF/GP 878,300

Related Boilerplate Section(s): None

GROSS APPROPRIATION	\$3,930,500	Total of all applicable line item appropriations.
Total federal revenue	500,000	Total federal grant or matchable revenue.
Total private revenue	82,600	Total private grant revenue.
Total state restricted revenue	105,000	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
GENERAL FUND/ GENERAL PURPOSE	\$3,242,900	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

SECTION 103: DEPARTMENTWIDE

This appropriation unit provides funding for rent and related property management charges.

Rent and building occupancy charges	\$1,042,200	Building occupancy charges for state-owned office space in Constitution Hall in Lansing (includes janitorial and other maintenance services) and some additional rental costs for office space in Atlanta, Grand Rapids, and Traverse City). Although federal funds are appropriated for this line item, federal grants typically do not participate in building occupancy costs. Since no GF/GP funds were appropriated, only restricted funds are actually available for expenditure in this line item. Building occupancy costs not supported in this line item are charged to direct program lines.
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Funding Source(s):	Federal	464,400
	Restricted	577,800

Related Boilerplate Section(s): None

GROSS APPROPRIATION	\$1,042,200	Total of all applicable line item appropriations.
Total federal revenue	464,400	Total federal grant or matchable revenue.
Total state restricted revenue	577,800	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
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 104: FOOD AND DAIRY

This appropriation unit provides funding for a variety of food safety programs administered by the MDA and recognizes MDA 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 Grade A Milk Law (2001 PA 266).

Full-time equated classified positions	107.0	Full-time equated (FTE) positions in the state classified service.									
Food safety and quality assurance – 81.0 FTE positions	\$9,744,900	<p>Food Safety Program within this line item has three program elements:</p> <p><u>Food Safety and Inspection</u> is a direct inspection program. The department licenses/regulates/inspects approximately 18,000 food establishments, including food processing plants, retail grocery and convenience stores, distribution centers, markets, and concessions at fairs. This program helps prevent the sale of adulterated food products, outbreaks of food-borne disease, and fraud and deception in the sale of food products. Program activities include food establishment plan review, country of origin labeling inspections, and food recall response. There are approximately 50 field food inspectors.</p> <p><u>Food Service Program</u> is an indirect inspection program. There are approximately 48,000 food service establishments (restaurants, schools, hospitals, etc.) in this state subject to licensing. While the department has authority over the program under the Food Law of 2000, inspection and licensing has been delegated to Michigan's 45 local public health departments with funding provided through the Department of Community Health (DCH) budget. The MDA has four food service consultants and a part-time program supervisor to provide consultation, evaluation, training, and policy guidance to local public health department food service inspection programs. The department also supports, in cooperation with DCH and the Department of Natural Resources and Environment (DNRE), a local public health department food service accreditation program to assure minimum inspection and quality assurance standards are met.</p> <p><u>Food Safety Planning and Response Unit</u> conducts emergency response to food-borne illness or contamination outbreaks. [Two of the four employees in this unit are budgeted out of the Emergency management line item in the Executive appropriations unit.]</p> <table style="margin-left: auto; margin-right: auto;"> <tr> <td style="padding-right: 20px;">Funding Source(s):</td> <td style="padding-right: 20px;">Federal</td> <td style="text-align: right;">624,200</td> </tr> <tr> <td></td> <td>Restricted</td> <td style="text-align: right;">3,003,500</td> </tr> <tr> <td></td> <td>GF/GP</td> <td style="text-align: right;">6,117,200</td> </tr> </table> <p style="text-align: center;"><i>Related Boilerplate Section(s): 401, 402, 404, 406</i></p>	Funding Source(s):	Federal	624,200		Restricted	3,003,500		GF/GP	6,117,200
Funding Source(s):	Federal	624,200									
	Restricted	3,003,500									
	GF/GP	6,117,200									
Milk safety and quality assurance – 26.0 FTE positions	3,259,200	<p>Milk Safety and Quality Assurance Program licenses and inspects dairy industry pursuant to the Manufacturing Milk Law (2001 PA 267) and the Grade A Milk Law (2001 PA 266). Those subject to department licensing and inspection include 2,385 Grade A dairy farms, 74 dairy processing plants (which produce bottled milk, cheese, butter, yogurt, ice cream, and other dairy products), and over 1,200 milk trucks and milk haulers. Program activities ensure a safe, wholesome milk supply for Michigan consumers.</p>									

Milk safety and quality assurance – 26.0 FTE positions (cont.)

Without adequate inspection and oversight, milk could not be shipped out-of-state in accordance with the Pasteurized Milk Ordinance—a national standard for dairy-product sanitation developed by the United States Public Health Service. There are currently 26 FTEs associated with the Dairy program, including 16 field inspectors, four technical dairy program specialists, and support supervisory staff.

Funding Source(s):	Federal	34,500
	Restricted	160,000
	GF/GP	3,064,700

Related Boilerplate Section(s): 406

GROSS APPROPRIATION	\$13,004,100	Total of all applicable line item appropriations.
Total federal revenue	658,700	Total federal grant or matchable revenue.
Total state restricted revenue	3,163,500	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
GENERAL FUND/ GENERAL PURPOSE	\$9,181,900	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

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 overall livestock and poultry disease programs and toxic substance contamination concerns related to animal health.

Full-time equated classified positions	68.0	Full-time equated (FTE) positions in the state classified service.									
Animal disease prevention and response – 68.0 FTE positions	\$9,474,200	<p>Supports activities of the Animal Industry Division including the State Veterinarian who functions as Division Administrator. Primary functions include Animal Disease Surveillance and Control under authority of the Animal Industry Act (1988 PA 466), and supported in part through a US Department of Agriculture (USDA) Cooperative Agreement.</p> <p>Program works to protect public health and the health of domestic animals; monitors for and works to eradicate animal diseases to facilitate import/export of healthy livestock; protects food supply; licenses and regulates various animal industries, including livestock dealers. Administers Electronic Identification (EID) program which allows for tracing movements of livestock.</p> <p>Bovine TB program is the largest program area in this line item representing approximately three-quarters of division activity. The Bovine TB program has been in place since the disease was identified in the lower peninsula free-ranging white-tailed deer population in 1995. Testing and surveillance, 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 are funded from this line item. The department coordinates program activities with DNRE the DCH.</p> <p>Indemnification payments to owners of livestock killed by wolves, coyotes, or cougars are authorized through this line item.</p> <p>The department has indicated that GF/GP support is not sufficient to support all statutory animal health and welfare programs. Programs eliminated or maintained with only restricted fund support include: Animal Control Shelter, Animal Protection Shelters, Aquaculture Licensing, Bodies of Dead Animals/Carcass Disposal, Livestock Marketing, Animal Shelters, and Animal Welfare.</p> <table style="margin-left: auto; margin-right: auto;"> <tr> <td style="padding-right: 20px;">Funding Source(s):</td> <td style="padding-right: 20px;">Federal</td> <td style="text-align: right;">1,291,200</td> </tr> <tr> <td></td> <td>Restricted</td> <td style="text-align: right;">253,800</td> </tr> <tr> <td></td> <td>GF/GP</td> <td style="text-align: right;">7,929,200</td> </tr> </table> <p><i>Related Boilerplate Section(s): 212, 456, 458, 450, 451, 452, 454, 457, 459, 460</i></p>	Funding Source(s):	Federal	1,291,200		Restricted	253,800		GF/GP	7,929,200
Funding Source(s):	Federal	1,291,200									
	Restricted	253,800									
	GF/GP	7,929,200									
GROSS APPROPRIATION	\$9,474,200	Total of all applicable line item appropriations.									
Total federal revenue	1,291,200	Total federal grant or matchable revenue.									
Total state restricted revenue	253,800	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.									
GENERAL FUND/ GENERAL PURPOSE	\$7,929,200	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 and agrichemical sale and use, export commodities, and animal feed and drugs.

Full-time equated classified positions	108.0	Full-time equated (FTE) positions in the state classified service.												
Pesticide and plant pest management – 94.0 FTE positions	\$11,347,000	<p>This line item supports several program activities:</p> <p><u>Animal Feed Safety/Agriculture Products Consumer Protection:</u> This program works to ensure that food and feed products sold in Michigan are safe and wholesome through inspection and sampling. The Animal Feed/Drug Inspection Program monitors medicated animal feed and drugs used in food production systems, and inspects facilities that produce animal feeds to ensure the food chain is not compromised by contaminants. The Elevator Sanitation Program inspects grain elevators to ensure basic foodstuffs including grains and dry beans are free from substances hazardous to human/animal health. Under the Fertilizer Program within this program area the department licenses and regulates fertilizer manufactures. (13 FTEs)</p> <p><u>Exotic and Invasive Species Response:</u> Works to prevent introduction, establishment, and spread of exotic and invasive species (both plant and animal) in Michigan, including detecting incoming exotic pests at high-risk sites, delimiting new infestations, and eradication using science-based control methods. (13 FTEs)</p> <p><u>Plant Health and Export Certification:</u> Regulatory function helps prevent the introduction and dissemination of insects and diseases injurious to nursery stock, plants, and plant products. Ensures that Michigan plants and plant products meet phytosanitary requirements of international and interstate markets through inspection and certification. Program necessary for the export of many Michigan-grown agricultural commodities. (29 FTEs)</p> <p><u>Fruit and Vegetable Inspection Service:</u> Provides third-party grading services and verification of fruit and vegetable quality to quality/grade standards. Performs Good Agricultural Practices and Good Handling Practices food safety audits, and Controlled Atmosphere Storage inspections. (11 FTEs)</p> <p><u>Pesticide Certification, Registration, and Enforcement:</u> Works to protect the environment from adverse effects from pesticide and agrichemical use. Regulates manufacture, sale, use, storage, and disposal of pesticides and agrichemicals; investigates pesticide misuse allegations; and certifies/ licenses business operations. (26 FTEs)</p> <table style="margin-left: auto; margin-right: auto;"> <tr> <td style="padding-right: 20px;">Funding Source(s):</td> <td style="padding-right: 20px;">Federal</td> <td style="text-align: right;">2,019,500</td> </tr> <tr> <td></td> <td>Private</td> <td style="text-align: right;">166,400</td> </tr> <tr> <td></td> <td>Restricted</td> <td style="text-align: right;">5,134,200</td> </tr> <tr> <td></td> <td>GF/GP</td> <td style="text-align: right;">4,026,900</td> </tr> </table> <p><i>Related Boilerplate Section(s): 302, 551, 552, 553</i></p>	Funding Source(s):	Federal	2,019,500		Private	166,400		Restricted	5,134,200		GF/GP	4,026,900
Funding Source(s):	Federal	2,019,500												
	Private	166,400												
	Restricted	5,134,200												
	GF/GP	4,026,900												
Emerald ash borer control program – 10.0 FTE positions	2,138,500	<p>Supports targeted program to detect and control Emerald Ash Borer (EAB) and EAB-infested materials.</p> <table style="margin-left: auto; margin-right: auto;"> <tr> <td style="padding-right: 20px;">Funding Source(s):</td> <td style="padding-right: 20px;">Federal</td> <td style="text-align: right;">2,138,500</td> </tr> </table> <p><i>Related Boilerplate Section(s): None</i></p>	Funding Source(s):	Federal	2,138,500									
Funding Source(s):	Federal	2,138,500												

Producer security/grain dealers– 4.0 FTE positions	552,600	Provides financial regulatory oversight under the Grain Dealers Act to protect farm producers who store grain in elevators; audits for financial solvency and accurate measure of grain inventory. Administers the Farm Producers Insurance Fund.
		Funding Source(s):
		Restricted 252,600
		GF/GP 300,000

Related Boilerplate Section(s): None

GROSS APPROPRIATION	\$14,038,100	Total of all applicable line item appropriations.
Total federal revenue	4,158,000	Total federal grant or matchable revenue.
Total private revenue	166,400	Total private grant revenue.
Total state restricted revenue	5,386,800	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
GENERAL FUND/ GENERAL PURPOSE	\$4,326,900	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

Local conservation districts	100	The placeholder recognizes the state's 79 soil conservation districts. Funding Source(s): GF/GP 100
<i>Related Boilerplate Section(s): 606</i>		
Migrant labor housing – 6.0 FTE positions	1,142,800	GF/GP and restricted funds support licensing and inspection of housing sites occupied by five or more migrant laborers. Federal funds support construction or improvement of migrant labor housing. Funding Source(s): Federal 463,900 Restricted 140,900 GF/GP 538,000
<i>Related Boilerplate Section(s): 603</i>		
Right-to-Farm – 3.0 FTE positions	504,300	Administers Right to Farm Act (1981 PA 93); investigates/responds to agricultural pollution complaints (pesticide application, livestock production facilities, land application of some by-products); and administers siting program for new or expanding livestock production facilities. Funding Source(s): IDG 97,200 GF/GP 407,100
<i>Related Boilerplate Section(s): None</i>		
Intercounty drain – 3.0 FTE positions	416,100	Oversees all intercounty drain work construction/financing under authority of the state Drain Code; MDA staff chair all intercounty drainage boards. Funding Source(s): GF/GP 416,100
<i>Related Boilerplate Section(s): 607</i>		
GROSS APPROPRIATION	\$9,702,500	Total of all applicable line item appropriations.
Total interdepartmental grants/intradepartmental transfers	97,200	Total of all funds received from other departments and transfer of funds.
Total federal revenue	1,820,100	Total federal grant or matchable revenue.
Total state restricted revenue	6,161,900	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
GENERAL FUND/ GENERAL PURPOSE	\$1,623,300	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

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 MDA 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 Geagley Laboratory in East Lansing and the E. C. Heffron Metrology Laboratory in Williamston.

Full-time equated classified positions	97.0	Full-time equated (FTE) positions in the state classified service.												
Laboratory services – 45.0 FTE positions	\$6,085,600	<p>This line item provides funding for a number of program activities:</p> <p><u>Animal Disease Surveillance:</u> Analyzes animal blood to meet state/federal requirements assuring disease-free animal movement in-state and to other countries; provides surveillance testing for reportable animal diseases through USDA cooperative agreement.</p> <p><u>Equine Drug Testing:</u> Analyzes specimens from horses competing at Michigan pari-mutuel racetracks and county fairs in support of Office of Racing Commissioner and Fairs, Expositions and Racing Division regulatory programs to ensure horses competing at licensed tracks and fairs do so without using performance enhancing drugs.</p> <p><u>Food, Feed, and Fertilizer:</u> Performs analytical testing for the Pesticide and Plant Pest Management Division to ensure animal feed and fertilizer products meet quality standards/label guarantees; tests animal feed for prohibited materials, drug formulations, and mycotoxins; tests food and dairy products for quality standards.</p> <p><u>Food, Dairy, and Microbiology:</u> Tests food and dairy products for microbiological pathogens and indicator organisms; tests dairy products to ensure quality standards and allow dairies to ship out of state. Ensures safety/quality of food industry products; analyzes products for food-borne pathogens or other substances; provides testing for outbreak investigations.</p> <p><u>Motor Fuel Quality:</u> Ensures quality of gasoline supply in the state through octane, alcohol, vapor pressure, and other tests.</p> <p><u>Pesticides and Environment:</u> Monitors formulated pesticide products, application/misuse of licensed/unlicensed pesticide products; chemically-induced plant, animal, and/or human health problems; groundwater; and food residue.</p> <p><u>Antimicrobial:</u> Provides (in cooperation with EPA) efficacy/formulation testing of EPA-registered antimicrobial products.</p> <table style="margin-left: auto; margin-right: 0;"> <tr> <td style="padding-right: 20px;">Funding Source(s):</td> <td style="padding-right: 20px;">IDG</td> <td style="text-align: right;">189,100</td> </tr> <tr> <td></td> <td>Federal</td> <td style="text-align: right;">916,200</td> </tr> <tr> <td></td> <td>Restricted</td> <td style="text-align: right;">2,476,000</td> </tr> <tr> <td></td> <td>GF/GP</td> <td style="text-align: right;">2,504,300</td> </tr> </table> <p style="text-align: right;"><i>Related Boilerplate Section(s): 302</i></p>	Funding Source(s):	IDG	189,100		Federal	916,200		Restricted	2,476,000		GF/GP	2,504,300
Funding Source(s):	IDG	189,100												
	Federal	916,200												
	Restricted	2,476,000												
	GF/GP	2,504,300												
USDA monitoring program – 13.0 FTE positions	2,259,000	<p><u>Pesticide Data Program:</u> Collects data on pesticide residue in fresh and processed fruits/vegetables and other food products including grain, dairy products, and poultry.</p> <p><u>Microbiological Data Program:</u> Collects data on pathogens and indicator organisms in fresh produce such as celery, tomatoes, lettuce, cantaloupe, parsley, and sprouts.</p> <p><u>Food Emergency Response Network:</u> Provides analytical capability to test for microbiological threat agents in food.</p> <table style="margin-left: auto; margin-right: 0;"> <tr> <td style="padding-right: 20px;">Funding Source(s):</td> <td style="padding-right: 20px;">Federal</td> <td style="text-align: right;">2,259,000</td> </tr> </table> <p style="text-align: right;"><i>Related Boilerplate Section(s): None</i></p>	Funding Source(s):	Federal	2,259,000									
Funding Source(s):	Federal	2,259,000												

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.

Full-time equated classified positions	7.0	Full-time equated (FTE) positions in the state classified service.								
Agricultural development – 4.0 FTE positions	\$2,056,700	Office of Agriculture Development works to improve sustainability and viability of food and agriculture industry by strengthening/enhancing food and agriculture support businesses and production opportunities; encourages alternative technologies/practices; promotes community-based development; focuses on expanding food and agricultural value-added processing, sustainable agriculture, and promoting composting on farms and in communities. Coordinates and provides promotional, marketing, and economic development opportunities for Michigan food and agriculture industry; oversees 15 legislatively-mandated commodity organizations; conducts required referenda. Administers USDA Agriculture Marketing Service Specialty Crop Block Grant program under the 2002 Farm Bill. The program is intended to enhance the competitiveness of specialty crops. <div style="text-align: right; margin-right: 50px;">Funding Source(s):</div> <table style="margin-left: auto; margin-right: 0;"> <tr> <td>Federal</td> <td style="text-align: right;">1,605,000</td> </tr> <tr> <td>Private</td> <td style="text-align: right;">11,100</td> </tr> <tr> <td>Restricted</td> <td style="text-align: right;">142,400</td> </tr> <tr> <td>GF/GP</td> <td style="text-align: right;">298,200</td> </tr> </table> <p style="text-align: center;"><i>Related Boilerplate Section(s): 706, 711</i></p>	Federal	1,605,000	Private	11,100	Restricted	142,400	GF/GP	298,200
Federal	1,605,000									
Private	11,100									
Restricted	142,400									
GF/GP	298,200									
Grape and wine program – 3.0 FTE positions	736,800	Provides research, education, and promotion for Michigan's wine/grape industry from non-retail liquor fees. <div style="text-align: right; margin-right: 50px;">Funding Source(s):</div> <table style="margin-left: auto; margin-right: 0;"> <tr> <td>Restricted</td> <td style="text-align: right;">736,800</td> </tr> </table> <p style="text-align: center;"><i>Related Boilerplate Section(s): 709</i></p>	Restricted	736,800						
Restricted	736,800									
GROSS APPROPRIATION	\$2,793,500	Total of all applicable line item appropriations.								
Total private revenue	11,100	Total private grant revenue.								
Total federal revenue	1,605,000	Total federal grant or matchable revenue.								
Total state restricted revenue	879,200	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.								
GENERAL FUND/ GENERAL PURPOSE	\$298,200	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 provides funding for the operations of the Fairs and Racing Unit as well as purses and awards for horse racing at pari-mutuel tracks and county fairs as provided under the Horse Racing Law of 1995.

Note: The Office of Racing Commissioner, which provides regulatory oversight of the pari-mutuel horse racing industry, was transferred by Executive Order 2009-45 to the Michigan Gaming Control Board within the Department of Treasury in the General Government appropriations act.

Full-time equated classified positions	3.0	Full-time equated (FTE) positions in the state classified service.
Fairs and racing – 3.0 FTE positions	\$394,400	Administers horse racing programs, including disbursement of purses and purse supplements authorized in this appropriations unit. Funding Source(s): Restricted 394,400 <i>Related Boilerplate Section(s): 801, 802, 803, 804</i>
Purses and supplements – fairs/licensed tracks	764,300	State funds for purses at county fairs and parimutuel tracks that conduct standardbred horse racing. Funding Source(s): Restricted 764,300 <i>Related Boilerplate Section(s): 801, 802</i>
Licensed tracks – light horse racing	42,600	State funds for purses at races comprised of various Michigan-bred light horses. Funding Source(s): Restricted 42,600 <i>Related Boilerplate Section(s): 801, 802, 804</i>
Standardbred breeders' awards	312,500	State funds for awards paid to breeders of Michigan-bred standardbred horses who win races at fairs and licensed racetracks in Michigan. Funding Source(s): Restricted 312,500 <i>Related Boilerplate Section(s): 801, 802, 804</i>
Standardbred purses and supplements – licensed tracks	577,000	State funds for special races comprised of only four-year-old Michigan-bred or sired standardbred horses. Funding Source(s): Restricted 577,000 <i>Related Boilerplate Section(s): 801, 802, 804</i>
Standardbred sire stakes	261,200	State funds for purses at special stakes races comprised of only two- and three-year-old Michigan-sired standardbreds. Funding Source(s): Restricted 261,200 <i>Related Boilerplate Section(s): 801, 802, 804</i>
Standardbred training and stabling	11,600	State funds for reimbursement to fair associations for providing training and stabling facilities for standardbred horses. Funding Source(s): Restricted 11,600 <i>Related Boilerplate Section(s): 801, 802, 804</i>
Thoroughbred owners' awards	39,900	Provides thoroughbred owners' awards for Michigan bred horses that finish first in thoroughbred races. Funding Source(s): Restricted 39,900 <i>Related Boilerplate Section(s): 801, 802, 803, 804</i>

Thoroughbred supplements – licensed tracks	387,000	State funds for breeders' awards, purse supplements, and yearling shows for thoroughbred horses. Funding Source(s): Restricted 387,000 <i>Related Boilerplate Section(s): 801, 802, 803, 804</i>
Thoroughbred breeders awards	387,000	State funds for breeders' awards, purse supplements, and yearling shows for thoroughbred horses. Funding Source(s): Restricted 387,000 <i>Related Boilerplate Section(s): 801, 802, 803, 804</i>
Thoroughbred sire stakes	267,600	State funds for purses at special stakes races comprised of only two- and three-year-old Michigan-sired thoroughbred horses. Funding Source(s): Restricted 267,600 <i>Related Boilerplate Section(s): 801, 802, 803, 804</i>
Distribution of outstanding winning tickets	375,000	Provides spending authority for the distribution of unclaimed (outstanding) winning ticket revenue in accordance with 1951 PA 90, as amended. Funding Source(s): Restricted 375,000 <i>Related Boilerplate Section(s): 801, 802</i>
GROSS APPROPRIATION	\$3,820,100	Total of all applicable line item appropriations.
Total state restricted revenue	3,820,100	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose, in this case, the Agriculture Equine Industry Development 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 111: INFORMATION TECHNOLOGY

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

Information technology services and projects	\$1,500,400	Funding for information technology services and projects administered by DTMB. The department indicates that in addition to the \$1.5 million in this line item appropriation, it incurs \$1.7 million in other information-technology costs. These additional costs are charged to direct program lines.
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Funding Source(s):	IDG	2,800
	Restricted	307,800
	GF/GP	1,189,800

Related Boilerplate Section(s): 219, 220

GROSS APPROPRIATION	\$1,500,400	Total of all applicable line item appropriations.
Total interdepartmental grants/intradepartmental transfers	2,800	Total of all funds received from other departments and transfer of funds.
Total state restricted revenue	307,800	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
GENERAL FUND/ GENERAL PURPOSE	\$1,189,800	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

BOILERPLATE SECTION INFORMATION

Sec. 201. Total State Payments and Report to Locals

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

Sec. 202. Management and Budget Act

Subjects authorized appropriations to the Management and Budget Act.

Sec. 203. Abbreviations

Defines abbreviations used in the appropriations act.

Sec. 204. Civil Service Charge

Requires Department of Civil Service to bill departments at the end of the first fiscal quarter for 1% charge authorized in the Constitution; requires payment by the end of the second fiscal quarter.

Sec. 205. Hiring Freeze

Imposes a hiring freeze on state classified civil service; provides for quarterly report.

Sec. 208. Internet Reporting

Requires that MDA 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. Deprived/Depressed Communities

Requires MDA director to take reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services and supplies, or both, and to encourage contractors to subcontract with such businesses.

Sec. 212. Indemnification Payments

Authorizes MDA to provide for indemnity pursuant to Animal Industry Act; limits indemnification orders to \$100,000 per order; requires report on reason for, amount of, and person to whom indemnification is to be paid. Authorizes MDA to indemnify for livestock killed by wolves, coyotes, or cougars and to expend funds received from DNR for indemnification payments made pursuant to this section.

Sec. 214. Grants Reporting

Requires ten-day notice to House and Senate appropriations subcommittees on Agriculture when a grant is made from any line item other than a grant line item.

Sec. 215. Posting Expenditures on the Internet

Requires MDA to develop, post, and maintain on a publicly accessible Internet site all expenditures made by the agency within a fiscal year.

Sec. 219. Information Technology

Requires that MDA pay user fees to DIT subject to provisions of interagency agreement.

Sec. 220. Information Technology Work Projects

Authorizes carryforward of funds for technology projects.

Sec. 223. Out-of-State Travel Restriction

Requires a report and places limits on all out-of-state travel.

Sec. 224. Employee Discipline

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

Sec. 228. Contingency Appropriations

Includes \$5.0 million federal, \$6.0 million state restricted, and \$100,000 each local and private.

Sec. 229. Administrative Rules

Requires that MDA report on policy changes made to implement enacted legislation; prohibits disproportionate impact on small businesses.

Sec. 230. Outside Legal

Prohibits state departments from contracting for legal services that are the responsibility of the attorney general.

BOILERPLATE SECTION INFORMATION

Sec. 231. Direct Employee Minimum Staffing

Establishes baseline level of direct service department employees.

Sec. 237. GF/GP Lapse Report

Requires a report by September 30, 2011 on estimated GF/GP lapses.

Sec. 302. Miscellaneous Revenue/Expenditures

Allows MDA to receive/expend revenue to cover expenses related to publications, audits, sales, inspections, and other MDA functions; requires legislative notification 30 days prior to proposing fee increases; requires annual report (February 1 of each year) on fees charged by MDA.

Sec. 306. Matching Funds for Agriculture Statistics Studies

Requires industry matching funds for study costs.

Sec. 401. Restaurant Inspection and Licensing

Requires that MDA monitor restaurant inspection/licensing activities conducted by locals.

Sec. 402. Food Safety

Requires that MDA provide reports on food-borne outbreaks and emergencies related to food safety.

Sec. 404. Consumer and Industry Food Education Fund

Requires that not less than \$150,000 from the fund be expended for purposes required under Section 4117 of the Food Act of 2000.

Sec. 406. Food and Dairy Inspectors

Exempts food and dairy inspectors from hiring freeze.

Sec. 450. Bovine Tuberculosis

Requires that MDA reimburse DNR for mutually-agreed-to bovine tuberculosis costs.

Sec. 451. Bovine Tuberculosis Split State Status

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

Sec. 452. Bovine Tuberculosis Program Support

Requires MDA to apply for all available federal funds to support program.

Sec. 454. Bovine Tuberculosis Program

Directs MDA to work with USDA, and work to eradicate Bovine TB.

Sec. 456. Electronic Animal Identification

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

Sec. 457. Bovine TB Program Review

Provides for quarterly report on Bovine TB program.

Sec. 458. Testing of Aquaculture Facilities

Requires MDA support for inspection and testing of aquaculture facilities; indicates legislative intent with regard to Viral Hemorrhagic Septicemia surveillance program.

Sec. 459. Bovine TB Program Positions

Exempts Bovine TB program from hiring freeze.

Sec. 460. Aquaculture Funding

Exempts aquaculture program from any budgetary reductions in FY 2010-11 animal health and welfare programs. In her signing statement for the FY 2009-10 budget, the Governor had indicated that this section is an unconstitutional attempt to amend statute by reference.

Sec. 551. Pesticide and Plant Pest Management

Indicates legislative intent that MDA work with industry to ensure development of sustainable system of third-party inspections of fruits and vegetables.

BOILERPLATE SECTION INFORMATION

Sec. 552. Provisions Regarding Invasive Species – NEW

Requires Department to evaluate methods of limiting transport of invasive species on shipping pallets; requires report.

Sec. 553. Earmark for Export Inspections – NEW

Earmarks \$200,000 in PPPM to ensure commodity export inspections.

Sec. 603. Migrant Labor Housing

Requires that MDA apply for any available federal funds to support the migrant labor housing program.

Sec. 606. Environmental Quality Incentives

Requires that MDA actively search for all possible funding sources to be used to match federal funds in the USDA environmental quality incentives program.

Sec. 607. Intercounty Drainage Districts

Indicates legislative intent that MDA continue its activities as provided under the Drain Code.

Sec. 706. Agricultural Development

Requires that MDA report (due April 1, 2011) on agricultural development and export market development activities.

Sec. 709. Grape and Wine Industry Council

Requires that MDA provide report (due April 1, 2011) describing council activities and accomplishments.

Sec. 801. Ag Equine Industry Development Fund

Requires AEIDF appropriations to be spent for equine-related purposes.

Sec. 802. Agriculture Equine Fund Reduction

Requires that department make proportionate reductions in AEIDF appropriations, except for the racing commission and laboratory analysis, if AEIDF revenue falls below original appropriation amounts.

Sec. 803. Thoroughbred Program Escrow

Provides for "escrowing" of funds for thoroughbred program if there is no live thoroughbred race meet in 2010 or 2011. The Governor's signing statement indicated that the section was unenforceable in that it attempted to amend other Michigan statutes by reference, a violation of Section 25, Article IV of the Constitution.

Sec. 804. Michigan Gaming Control Board (MGCB) – NEW

Requires MGCB to use actual expenditure data in determining regulatory costs. The Governor's signing statement indicated that the section was unenforceable in that there was no money appropriated for the MGCB in this budget.

Sec. 1001. Capital Outlay Farmland and Open Space Development Rights

Stipulates that the appropriation for farmland and open space development acquisition shall be used for the purchase of development rights and the awarding of grants by the agriculture preservation fund board under the Natural Resources and Environmental Protection Act.

Sec. 1002. Capital Outlay Provisions Regarding Lump Sum Payments

Requires that the MDA director allocate lump-sum appropriations made in this act consistent with statutory provisions and the purposes for which funds were appropriated. 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 Provisions Regarding Carryforward Authority

Provides appropriation carryforward authority per Management and Budget Act.



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Casino Gaming	Benjamin Gielczyk, Fiscal Analyst
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