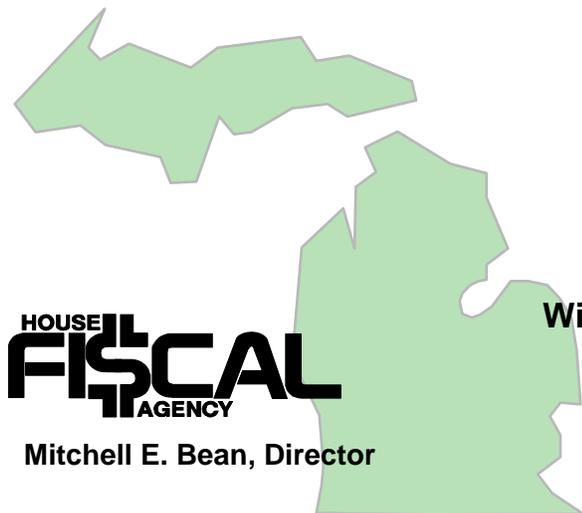


# LINE ITEM AND BOILERPLATE SUMMARY

## AGRICULTURE

Fiscal Year 2009-10  
Public Act 119 of 2009  
Senate Bill 237

As Enacted



HOUSE  
**FISCAL**  
AGENCY

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Barbara Graves, Budget Assistant

January 2010

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**Andy Dillon**

**Kathy Angerer**

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**Kevin Elsenheimer**

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January 2010

TO: Members of the Michigan House of Representatives

The House Fiscal Agency has prepared a **Line Item Summary** for each of the FY 2009-10 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](http://www.house.mi.gov/hfa)), or from Kathryn Bateson, Administrative Assistant (373-8080 or [kbateson@house.mi.gov](mailto: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 and vested the Commission with general administration of the powers and duties granted to the Department. The Commission provides oversight and executive direction for MDA programs, appoints a director to serve as chief administrative officer of the Department, and approves administrative rules and regulations promulgated by the Department. Members of the Commission of Agriculture are appointed by the Governor, with the consent of the Senate, for four-year terms.*

*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	594.5 552.0	Full-time equated (FTE) positions in the state classified service.
<b>GROSS APPROPRIATION</b>	<del>\$84,630,400</del> <b>\$73,258,700</b>	<b>Total of all applicable line item appropriations.</b>
Total interdepartmental grants/intradepartmental transfers	4,282,400 712,300	Total of all funds received from other departments and transfer of funds.
<b>ADJUSTED GROSS APPROPRIATION</b>	<del>\$83,348,000</del> <b>\$72,546,400</b>	<b>Total net amount of all line item gross appropriations less (or minus) interdepartmental grants (IDGs) and intradepartmental transfers (IDTs).</b>
Total federal revenue	15,531,100	Total federal grant or matchable revenue.
Total local revenue	0	Total revenue from local units of government.
Total private revenue	243,200	Total private grant revenue.
Total state restricted revenue	<del>36,985,300</del> 26,721,600	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
<b>GENERAL FUND/ GENERAL PURPOSE</b>	<del>\$30,588,400</del> <b>\$30,050,500</b>	<b>The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.</b>

**Note: The Governor's vetoes reduced spending authority by \$11,371,700 Gross from the amount appropriated in the enrolled bill. The amounts formatted in ~~strikeout~~ are as appropriated in the enrolled bill. The amounts below each ~~strikeout~~ number represent actual spending authority in the enacted bill after the Governor's vetoes**

**Note that supplemental appropriations made in 2009 PA 140 (House Bill 4311), enacted November 6, 2009, restored \$7,088,000 in spending authority.**

## 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	41.5	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):	8,800 15,000
			Restricted GF/GP	
			<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):	213,300
			GF/GP	
			<i>Related Boilerplate Section(s): None</i>	
Executive direction – 10.0 FTE positions	973,800	Supports Executive Office functions including Chief Deputy Director, Legislative Liaison, Budget Officer, and communications staff.	Funding Source(s):	36,500 937,300
			Restricted GF/GP	
			<i>Related Boilerplate Section(s): None</i>	
Management services – 24.0 FTE positions	1,840,900	Supports administration and business functions for the MDA, including accounting, procurement, facility management, and office services. Also includes central licensing functions.	Funding Source(s):	121,000 1,719,900
			Restricted GF/GP	
			<i>Related Boilerplate Section(s): 205, 208, 209, 210, 214, 223, 227, 229, 230, 231, 232, 234, 801, 805</i>	
Statistical reporting service – 1.0 FTE positions	145,000	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):	79,700 65,300
			Private GF/GP	
			<i>Related Boilerplate Section(s): 306</i>	
Emergency management – 6.5 FTE positions	747,100	Coordinates preparation for and response to emergencies that impact the state's food and agriculture industries. Line item also supports Administrative Law Coordinator and FOIA Coordinator.	Funding Source(s):	500,000 247,100
			Federal GF/GP	
			<i>Related Boilerplate Section(s): None</i>	
<b>GROSS APPROPRIATION</b>	<b>\$3,943,900</b>	<b>Total of all applicable line item appropriations.</b>		

Total federal revenue	500,000	Total federal grant or matchable revenue.
Total private revenue	79,700	Total private grant revenue.
Total state restricted revenue	166,300	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
<b>GENERAL FUND/ GENERAL PURPOSE</b>	<b>\$3,197,900</b>	<b>The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.</b>

*Note: Supplemental appropriations in 2009 PA 140 added a new Producer security/grain dealer's line item with 5.0 FTE positions and \$238,500 in restricted fund appropriations.*

## SECTION 103: DEPARTMENTWIDE

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

Rent and building occupancy charges	\$421,100	Building occupancy charges for state-owned office space (includes janitorial and other maintenance services) and rent for leased, privately-owned facilities. Total anticipated building occupancy costs are \$1,270,200, of which only \$421,100 are funded from this line item. The remaining \$849,100 in costs are charged to program lines.
		Funding Source(s):
		Federal 153,400
		Restricted 267,700

*Related Boilerplate Section(s): None*

<b>GROSS APPROPRIATION</b>	<b>\$421,100</b>	<b>Total of all applicable line item appropriations.</b>
Total federal revenue	153,400	Total federal grant or matchable revenue.
Total state restricted revenue	267,700	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
<b>GENERAL FUND/ GENERAL PURPOSE</b>	<b>\$0</b>	<b>The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.</b>

## SECTION 104: FOOD AND DAIRY

*This 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	115.0	Full-time equated (FTE) positions in the state classified service.
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Food safety and quality assurance – 115.0 FTE positions	\$12,539,700	<p><u>Food Safety Program</u> within this line item has three program elements:</p>
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*Food Safety and Inspection* 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. The program is also responsible for food recall response. There are approximately 50 field food inspectors.

*Food Service Program* 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 Department of Agriculture 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 Environmental Quality (DEQ), a local public health department food service accreditation program to assure minimum inspection and quality assurance standards are met.

*Food Safety Planning and Response Unit* conducts emergency response to food-borne illness or contamination outbreaks. [Two employees in this unit are budgeted out of the Emergency management line item in the Executive appropriations unit.]

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. 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.

Food safety and quality assurance – 115.0 FTE positions (cont.)

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	470,500
	Restricted	3,139,100
	GF/GP	8,930,100

*Related Boilerplate Section(s): 402, 403, 404, 406, 407*

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<b>GROSS APPROPRIATION</b>	<b>\$12,539,700</b>	<b>Total of all applicable line item appropriations.</b>
Total federal revenue	470,500	Total federal grant or matchable revenue.
Total state restricted revenue	3,139,100	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
<b>GENERAL FUND/ GENERAL PURPOSE</b>	<b>\$8,930,100</b>	<b>The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.</b>

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## 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	70.0	Full-time equated (FTE) positions in the state classified service.
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Animal health and welfare – 21.5 FTE positions	\$2,290,800	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).
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Program works to protect public health and the health of domestic animals, livestock, and pets; 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.

Oversees livestock and poultry disease programs and toxic substance contamination concerns related to animal health and welfare; monitors livestock in response to bovine tuberculosis concerns (coordinated with Department of Natural Resources [DNR] and DCH).

Line has also been used to make indemnification payments to livestock owners under the Animal Industry Act.

Funding Source(s):	IDG	75,000
	Federal	470,100
	Restricted	246,000
	GF/GP	1,499,700

*Related Boilerplate Section(s): 212, 455, 456, 458*

Bovine tuberculosis program – 48.5 FTE positions	7,338,300	This targeted program has been in place since Bovine TB was identified in the lower peninsula free-ranging white-tailed deer population in 1995. The line item funds 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.
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Funding Source(s):	Federal	781,100
	GF/GP	6,557,200

*Related Boilerplate Section(s): 212, 450, 451, 452, 454, 457, 459, 460*

<b>GROSS APPROPRIATION</b>	<b>\$9,629,100</b>	<b>Total of all applicable line item appropriations.</b>
Total interdepartmental grants/intradepartmental transfers	75,000	Total of all funds received from other departments and transfer of funds.
Total federal revenue	1,251,200	Total federal grant or matchable revenue.
Total state restricted revenue	246,000	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
<b>GENERAL FUND/ GENERAL PURPOSE</b>	<b>\$8,056,900</b>	<b>The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.</b>

## 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	134.5	Full-time equated (FTE) positions in the state classified service.
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Pesticide and plant pest management – 110.0 FTE positions	\$11,929,300	<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 program also monitors medicated animal feed and drugs used in food production systems; inspects facilities that produce animal feeds to ensure the food chain is not compromised by contaminants; inspects grain elevators to ensure basic foodstuffs including grains and dry beans are free from substances hazardous to human/animal health.</p> <p>Under the Fertilizer Program within this program area the department licenses and regulates fertilizer manufactures.</p> <p><u>Exotic and Invasive Species Response:</u> Program 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.</p> <p><u>Pesticide Certification, Registration, and Enforcement:</u> Program 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.</p> <p><u>Plant Pest and Commodity Certification:</u> Ensures plant and animal products meet quarantine requirements and certification standards. Certifies plants and plant products to meet phytosanitary requirements of international and interstate markets; provides third-party grading services for quality/grade standards. Operations facilitate trade of Michigan-grown agricultural 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;">Federal</td> <td style="text-align: right;">2,549,600</td> </tr> <tr> <td></td> <td>Private</td> <td style="text-align: right;">152,600</td> </tr> <tr> <td></td> <td>Restricted</td> <td style="text-align: right;">5,211,800</td> </tr> <tr> <td></td> <td>GF/GP</td> <td style="text-align: right;">4,015,300</td> </tr> </table>	Funding Source(s):	Federal	2,549,600		Private	152,600		Restricted	5,211,800		GF/GP	4,015,300
Funding Source(s):	Federal	2,549,600												
	Private	152,600												
	Restricted	5,211,800												
	GF/GP	4,015,300												

*Related Boilerplate Section(s): 551*

Emerald ash borer control program – 24.5 FTE positions	3,034,200	<p>Supports targeted program to detect and control Emerald Ash Borer (EAB) and EAB-infested materials.</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;">3,034,200</td> </tr> </table>	Funding Source(s):	Federal	3,034,200
Funding Source(s):	Federal	3,034,200			

*Related Boilerplate Section(s): None*

<b>GROSS APPROPRIATION</b>	<b>\$14,963,500</b>	<b>Total of all applicable line item appropriations.</b>
Total federal revenue	5,583,800	Total federal grant or matchable revenue.
Total private revenue	152,600	Total private grant revenue.

Total state restricted revenue	5,211,800	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
<b>GENERAL FUND/ GENERAL PURPOSE</b>	<b>\$4,015,300</b>	<b>The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.</b>

## SECTION 107: ENVIRONMENTAL STEWARDSHIP

*This appropriation unit funds programs to assist 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	51.0	Full-time equated (FTE) positions in the state classified service.
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Environmental stewardship – 27.0 FTE positions	\$2,582,500	This line item provides funding for a number of targeted programs:
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Michigan Agriculture Environmental Assurance Program: Provides technical assistance to producers on cost-effective land stewardship practices and pollution risk prevention.

Right to Farm: 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.

Conservation Reserve Enhancement Program: Addresses soil erosion, water quality, and wildlife habitat through conservation practices in partnership with the federal government.

Biosolids: Provides education/assistance to encourage increased use of biosolids recycling and application.

Migrant Labor Housing: Inspects/licenses housing sites occupied by five or more migrant laborers.

Intercounty Drain Program: Oversees all intercounty drain work construction/financing under authority of the state Drain Code; MDA staff chair all intercounty drainage boards.

Field Operations: Provides grant management assistance to local conservation districts.

Funding Source(s):	IDG	445,400
	Federal	39,500
	Restricted	160,400
	GF/GP	1,937,200

*Related Boilerplate Section(s): 603, 606, 607*

Groundwater and freshwater protection program – 15.0 FTE positions	5,255,100	This line item provides funding for a number of targeted programs:
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Stewardship: Provides education, technical assistance, cost sharing to pesticide/fertilizer users to protect groundwater resources with voluntary, locally-driven initiatives; liaisons with U.S. Department of Agriculture, Natural Resources Conservation Service (NRCS), and Michigan State University Extension.

Groundwater Monitoring: Provides water quality information to private well owners; works under federal monitoring requirements for pesticides.

Michigan Clean Sweep: Program develops legal, safe disposal system for old/unwanted/suspended/canceled pesticides.

Contamination Response: Responds to events involving pesticide contamination of groundwater.

Pesticide Container Recycling: Encourages pesticide users to recycle empty containers at pre-selected sites.

Funding Source(s):	Federal	215,500
	Restricted	5,039,600

*Related Boilerplate Section(s): None*

Farmland and open space preservation – 9.0 FTE positions	1,006,900	Supports farmland and open space preservation through farmland development rights agreements, purchase of development rights, and local designated open space easements. Funding Source(s): Restricted 1,006,900 <i>Related Boilerplate Section(s): 1001</i>
Agriculture pollution prevention program	1,000,100	Supports Local Conservation District technical assistance to agriculture producers implementing eligible conservation practices. Federal funds from Farm Bill of 2002; restricted funds (Agriculture Pollution Prevention Fund) pursuant to 2001 PA 176. Funding Source(s): Federal 1,000,000 Restricted 100 <i>Related Boilerplate Section(s): None</i>
Local conservation districts <b>VETOED</b>	<del>236,900</del> 0	Funds operational grants to state's 79 soil conservation districts. Funding Source(s): GF/GP <del>236,900</del> 0 <i>Related Boilerplate Section(s): 604</i>
Migrant labor housing	425,100	Funds construction or improvement of migrant labor housing. Funding Source(s): Federal 400,000 Restricted 25,000 GF/GP 100 <i>Related Boilerplate Section(s): 603</i>
<b>GROSS APPROPRIATION</b>	<del>\$10,506,600</del> <b>\$10,269,700</b>	<b>Total of all applicable line item appropriations.</b>
Total interdepartmental grants/intradepartmental transfers	445,400	Total of all funds received from other departments and transfer of funds.
Total federal revenue	1,655,000	Total federal grant or matchable revenue.
Total state restricted revenue	6,232,000	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
<b>GENERAL FUND/ GENERAL PURPOSE</b>	<del>\$2,174,200</del> <b>\$1,937,300</b>	<b>The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.</b>

## 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	131.0	Full-time equated (FTE) positions in the state classified service.
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Laboratory services – 63.0 FTE positions	\$5,893,100	This line item provides funding for a number of program activities:
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Animal Disease Surveillance: 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.

Equine Drug Testing: 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.

Food, Feed, and Fertilizer: 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.

Food, Dairy, and Microbiology: 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.

Motor Fuel Quality: Ensures quality of gasoline supply in the state through octane, alcohol, vapor pressure, and other tests.

Pesticides and Environment: Monitors formulated pesticide products, application/misuse of licensed/unlicensed pesticide products; chemically-induced plant, animal, and/or human health problems; groundwater; and food residue.

Antimicrobial: Provides (in cooperation with EPA) efficacy/formulation testing of EPA-registered antimicrobial products.

Funding Source(s):	IDG	189,100
	Federal	916,200
	Restricted	2,330,600
	GF/GP	2,457,200

*Related Boilerplate Section(s): 302, 304*

USDA monitoring program – 17.0 FTE positions	2,171,700	<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.
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Microbiological Data Program: Collects data on pathogens and indicator organisms in fresh produce such as celery, tomatoes, lettuce, cantaloupe, parsley, and sprouts.

Food Emergency Response Network: Provides analytical capability to test for microbiological threat agents in food.

Funding Source(s):	Federal	2,171,700
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*Related Boilerplate Section(s): None*





## SECTION 110: FAIRS AND EXPOSITIONS

*This appropriation unit provides funding for the operations of the Fairs Racing and Producer Security Unit. Funding is also provided for grants for horse racing at pari-mutuel tracks and county fairs*

Full-time equated classified positions	9.5 0.0	Full-time equated (FTE) positions in the state classified service.	
Fairs, racing and producer security – 9.5 FTE positions <b>VETOED</b>	4,168,900 0	Fairs, Racing and Producer Security regulates the storage, purchase, and sale of various grains.	
		Note: 2009 PA 140 restored \$496,500 in restricted fund appropriations, with 4.0 FTE positions.	
		Funding Source(s):	Restricted    4,168,900 0
		<i>Related Boilerplate Section(s): 806</i>	
Premiums – county and state fairs <b>VETOED</b>	347,800 0	State match for exhibit awards/premiums at fairs.	
		Funding Source(s):	Restricted    347,800 0
		<i>Related Boilerplate Section(s): 808, 809</i>	
Purses and supplements – fairs/licensed tracks <b>VETOED</b>	1,434,300 0	State funds for purses at county fairs and parimutuel tracks that conduct standardbred horse racing.	
		Note: 2009 PA 140 restored \$1,019,100 in restricted fund appropriations.	
		<i>Related Boilerplate Section(s): 802, 807</i>	
Licensed tracks – light horse racing <b>VETOED</b>	79,900 0	State funds for purses at races comprised of various Michigan-bred light horses.	
		Note: 2009 PA 140 restored \$56,800 in restricted fund appropriations.	
		<i>Related Boilerplate Section(s): None</i>	
Standardbred breeders' awards <b>VETOED</b>	586,400 0	State funds for awards paid to breeders of Michigan-bred standardbred horses who win races at fairs and licensed racetracks in Michigan.	
		Note: 2009 PA 140 restored \$416,700 in restricted fund appropriations.	
		<i>Related Boilerplate Section(s): None</i>	
Standardbred purses and supplements – licensed tracks <b>VETOED</b>	1,083,000 0	State funds for special races comprised of only four-year-old Michigan-bred or sired standardbred horses.	
		Note: 2009 PA 140 restored \$769,400 in restricted fund appropriations.	
		<i>Related Boilerplate Section(s): 802</i>	
Standardbred sire stakes <b>VETOED</b>	490,100 0	State funds for purses at special stakes races comprised of only two- and three-year-old Michigan-sired standardbreds.	
		Note: 2009 PA 140 restored \$348,300 in restricted fund appropriations.	
		<i>Related Boilerplate Section(s): None</i>	

Standardbred training and stabling <b>VETOED</b>	27,900 0	State funds for reimbursement to fair associations for providing training and stabling facilities for standardbred horses.  Note: 2009 PA 140 restored \$15,500 in restricted fund appropriations. <i>Related Boilerplate Section(s): None</i>
Thoroughbred owners' awards <b>VETOED</b>	96,300 0	Provides thoroughbred owners' awards for Michigan bred horses that finish first in thoroughbred races.  Note: 2009 PA 140 restored \$53,300 in restricted fund appropriations. <i>Related Boilerplate Section(s): 804</i>
Thoroughbred program <b>VETOED</b>	2,634,200 0	State funds for breeders' awards, purse supplements, and yearling shows for thoroughbred horses.  Note: 2009 PA 140 restored \$1,032,000 in restricted fund appropriations. <i>Related Boilerplate Section(s): 803</i>
Thoroughbred sire stakes <b>VETOED</b>	644,200 0	State funds for purses at special stakes races comprised of only two- and three-year-old Michigan-sired thoroughbred horses.  Note: 2009 PA 140 restored \$356,900 in restricted fund appropriations. <i>Related Boilerplate Section(s): None</i>
Distribution of outstanding winning tickets <b>VETOED</b>	543,300 0	Provides spending authority for the distribution of unclaimed (outstanding) winning ticket revenue in accordance with 1951 PA 90, as amended.  Note: 2009 PA 140 restored \$500,000 in restricted fund appropriations. <i>Related Boilerplate Section(s): 811</i>
<b>GROSS APPROPRIATION</b>	<b>\$10,910,200</b> <b>\$0</b>	<b>Total of all applicable line item appropriations.</b>  Note: 2009 PA 140 restored \$5,064,500 in restricted fund appropriations.
Total state restricted revenue	10,609,200 0	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose  Note: 2009 PA 140 restored \$5,064,500 in restricted fund appropriations.
<b>GENERAL FUND/ GENERAL PURPOSE</b>	<b>\$310,000</b> <b>\$0</b>	<b>The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.</b>

## SECTION 111: OFFICE OF RACING COMMISSIONER

*This appropriation unit provides funding for the Office of Racing Commissioner, which oversees the activities of the pari-mutuel horse racing industry in Michigan.*

Full-time equated classified positions	30.0 0.0	Full-time equated (FTE) positions in the state classified service.
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Office of racing commissioner – 30.0 FTE positions <b>VETOED</b>	\$3,811,000 0	Conducts regulatory activities under Horse Racing Law of 1995; includes allocating racing dates; issuing track, race meeting, and occupational licenses; collecting license and tax revenue; appointing stewards and veterinarians to represent the state; approving track officials; equine and human drug testing; and investigating any irregularities in racing.
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The enacted bill had funded his line from State Services Fee revenue.

Note: 2009 PA 140 restored \$1,785,000 in restricted fund appropriations, and 10.0 FTE positions.

Funding Source(s): Restricted    3,811,000  
0

*Related Boilerplate Section(s): 801, 901, 902, 903*

<b>GROSS APPROPRIATION</b>	<b>\$3,811,000 0</b>	<b>Total of all applicable line item appropriations.</b>
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Note: 2009 PA 140 restored \$1,785,000 in restricted fund appropriations, and 10.0 FTE positions.

Total state restricted revenue	\$3,811,000 0	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
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Note: 2009 PA 140 restored \$1,785,000 in restricted fund appropriations, and 10.0 FTE positions.

<b>GENERAL FUND/ GENERAL PURPOSE</b>	<b>\$0</b>	<b>The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.</b>
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## SECTION 112: INFORMATION TECHNOLOGY

*This appropriation unit contains funds for information technology services and projects administered by the Department of Information Technology (DIT).*

Information technology services and projects	\$1,540,300	Funding for information technology services and projects administered by DIT. 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 program lines.
		Funding Source(s):
		IDG 2,800
		Restricted 409,500
		GF/GP 1,128,000

*Related Boilerplate Section(s): 219, 220*

<b>GROSS APPROPRIATION</b>	<b>\$1,540,300</b>	<b>Total of all applicable line item appropriations.</b>
Total interdepartmental grants/intrdepartmental transfers	2,800	Total of all funds received from other departments and transfer of funds.
Total state restricted revenue	409,500	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
<b>GENERAL FUND/ GENERAL PURPOSE</b>	<b>\$1,128,000</b>	<b>The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.</b>

## SECTION 113: CAPITAL OUTLAY

Farmland and open space development acquisition	\$3,750,000	Used to purchase development rights of unique or critical farmland pursuant to Part 362 of the Michigan Natural Resources and Environmental Protection Act (1994 PA 451).
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Funding Source(s):		Federal	1,250,000
		Restricted	2,500,000

*Related Boilerplate Section(s): 1001*

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<b>GROSS APPROPRIATION</b>	<b>\$3,750,000</b>	<b>Total of all applicable line item appropriations.</b>
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Total federal revenue	1,250,000	Total federal grant or matchable revenue. This appropriation is supported by anticipated U. S. Department of Agriculture grants.
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Total state restricted revenue	2,500,000	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose. This appropriation unit is supported with Agricultural Preservation Fund revenue.
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<b>GENERAL FUND/ GENERAL PURPOSE</b>	<b>\$0</b>	<b>The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.</b>
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## 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.

**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.

**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 depressed communities compete for/perform contracts to provide services and supplies, 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 – NEW**

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. 232. Continuous Improvement Report**

Requires report (March 31, 2010, and September 30, 2010) on changes to programs to increase efficiency and reduce expenditures.

**Sec. 234. Out-of-State Development Seminars**

Sets guidelines for out-of-state travel to conferences or training seminars.

**Sec. 235. Sustainable Food Systems**

Allows funds from Part 1 to be provided to C.S. Mott group for sustainable food systems at MSU.

**Sec. 236. Ag Equine Industry Development Fund – NEW**

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

**Sec. 237. GF/GP Lapse Report – NEW**

Requires a report by September 30, 2010 on estimated GF/GP lapses.

**Sec. 238. FTE Report – NEW**

Requires bi-monthly report on FTEs.

**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. 304. Motor Fuel Quality Inspector**

Requires that MDA maintain motor fuel quality program at FY 2006-07 level of effort and requires that MDA maintain additional field and laboratory staff for the motor fuel quality program. Requires report on inspections and compliance rates (January 1 and July 1 of each year).

**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. 407. Earmark for Dairy Inspection Programs – NEW**

Directs funds appropriated for the Food Safety and Quality Assurance, not less than \$3.1 million, be expended for dairy inspection programs.

**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.

## BOILERPLATE SECTION INFORMATION

**Sec. 455. Untagged Animals**

Directs MDA to prepare a plan to provide for cattle without identification that may arrive in a saleyard.

**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 2009-10 animal health and welfare programs. The Governor's signing statement indicates 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.

**Sec. 603. Migrant Labor Housing**

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

**Sec. 604. Local Soil Conservation Districts – VETOED**

Directs that department work with local conservation districts on the most efficient use of funding provided in the bill; directs that funding be used to draw down federal funds.

**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. 608. Right to Farm – NEW**

Exempts Right to Farm from budgetary reductions in FY 2009-10 budget year. The Governor's signing statement indicates that this section is an unconstitutional attempt to amend statute by reference.

**Sec. 609. Migrant Labor Housing Inspection Fees – NEW**

Indicates legislative intent that Department work with industry to develop a migrant labor housing inspection fee, not to exceed \$5 per farm, effective no later than April 1, 2010.

**Sec. 610. Water Withdrawal – NEW**

Indicates that \$130,000 funding for water withdrawal program is contingent on the department inputting data received under Section 32708(3) of the Natural Resources and Environmental Protection Act.

**Sec. 702. Food Bank – VETOED**

Allows the Food Bank Council to expend unused funds for direct food purchase.

**Sec. 705. Export Market**

Stipulates that state funding to be used to leverage export marketing programs offered by the federal government.

**Sec. 706. Agricultural Development**

Requires that MDA report (April 1, 2009) on agricultural development and export market development activities.

**Sec. 707. Agricultural Development Fund Grants**

Requires that MDA, in awarding grants from the fund, give due consideration to the diversity of Michigan agriculture and its economic importance.

## BOILERPLATE SECTION INFORMATION

**Sec. 709. Grape and Wine Industry Council**

Requires that MDA provide report (April 1, 2009) describing council activities and accomplishments.

**Sec. 710. Export Markets**

Allows MDA to match external funding for domestic and international marketing programs to develop new and enhance existing export markets for Michigan agricultural products.

**Sec. 711. Collaboration With Michigan Strategic Fund**

Indicates legislative intent that Michigan Strategic Fund, in collaborate with MDA, promote business development of Michigan agricultural products to achieve increases in export sales, increase the number of retailers carrying Michigan commodities, and increase sales of Michigan products at chain grocers.

**Sec. 712. MDELEG for Agriculture Development – VETOED**

Indicates legislative intent that Michigan Strategic Fund, in collaborate with MDA, promote business development of Michigan agricultural products to achieve increases in export sales, increase the number of retailers carrying Michigan commodities, and increase sales of Michigan products at chain grocers.

**Sec. 713. Agriculture Development – NEW**

Directs that \$100,000 be used for agriculture export market development.

**Sec. 801. State Simulcasting Tax Revenue Report – VETOED**

Requires that MDA submit a monthly report on state simulcasting tax revenue and license fees. (Section restored in 2009 PA 140.)

**Sec. 802. Horse Race Purses and Supplements – VETOED**

Allocates \$220,000 for purse supplements at state-licensed pari-mutuel tracks for certain races comprised only of Michigan-bred horses. (Section restored in 2009 PA 140 – with \$140,000 earmark.)

**Sec. 803. Thoroughbred Program – VETOED**

Allocates \$23,500 of the thoroughbred program line item appropriation to the Michigan United Thoroughbred Breeders and Owners Association to conduct a thoroughbred yearling show. (Section restored in 2009 PA 140 – with \$15,000 earmark.)

**Sec. 804. Thoroughbred Owners Awards – VETOED**

Provides funding for thoroughbred owners' awards; references Horse Racing Law of 1995. (Section restored in 2009 PA 140.)

**Sec. 805. AEIDF Report – VETOED**

Requires semi-annual report (November 1, 2008 and April 1, 2009) on appropriations and spending targets (based on revised revenue estimates) for appropriation line items funded from the AEIDF.

**Sec. 806. Fairs – VETOED**

Requires fairs to publish rules and guidelines for exhibits eligible for state premiums; establishes grievance procedures.

**Sec. 807. Purse Supplements – VETOED**

Provides for overnight purse supplements. (Section restored in 2008 PA 279.)

**Sec. 808. Livestock and Equine Exhibits – VETOED**

Earmarks \$91,400 from Premiums-county and state fairs line item for grants for large livestock and equine exhibitors, including Michigan Horse Show Association's Fall Youth Show.

**Sec. 809. Youth in Agriculture – VETOED**

Allocates \$40,000 from Premiums-county and state fairs line for a grant to promote youth involvement and adult exhibitions in the animal agriculture industry.

**Sec. 811. Outstanding Unclaimed Tickets – VETOED**

Prohibits using funds for distribution of outstanding winning tickets until they are deposited in the AEIDF; MDA is to provide ten-day notice before funds are spent. (Section restored in 2009 PA 140.)

**Sec. 812. Agriculture Equine Fund Payments – VETOED**

Requires "timely payments" from AEIDF.

## BOILERPLATE SECTION INFORMATION

**Sec. 901. Criminal Activity Information Rewards – VETOED**

Allows racing commissioner to pay rewards up to \$5,800 to individuals who provide information on criminal activity involving the horse racing industry.

**Sec. 902. Thoroughbred Purse Escrow – VETOED**

Directs that in the event that there is not live thoroughbred meet in 2008 or 2009, all purse and program money appropriated in FY 2007-08 and FY 2008-09 be held in escrow for a period not to exceed 18 months. Governor indicated this provision is not enforceable in that it attempts to amend by reference the Management and Budget Act. (Section restored in 2009 PA 140.)

**Sec. 903. Notice of Rule-Making – VETOED**

Requires 30 day notice to horsemen's organization prior to submitting proposed administrative rules. (Section restored in 2009 PA 140.)

**Sec. 904. Office of Racing Commissioner – VETOED**

Indicated legislative intent that the Office of Racing Commissioner be no longer designated a Type I agency.

**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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Capital Outlay.....	Robin Risko, Senior Fiscal Analyst
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