



TRANSPORTATION APPROPRIATIONS BOILERPLATE DECISION DOCUMENT

FY 2024-25 Budget Proposals:

Executive Recommendation

House Bill 5517 (H-1)

Senate Bill 761 (S-1)

Conference Agreement

Compared to Current Year (FY 2023-24) #

The FY 2023-24 Transportation Budget appears as Article 15 within Omnibus budget act 2023 PA 119

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Corrected

Appropriations Subcommittee on Transportation

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DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|---|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><u>GENERAL SECTIONS</u></p> <p><i>State Spending from State Resources and Payments to Local Units of Government</i></p> <p>Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2023-2024 is \$4,370,502,000.00 and state spending from state sources to be paid to local units of government for fiscal year 2023-2024 is \$2,689,706,300.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:</p> <p>Grants to regional planning councils488,800 Cities and villages.....697,917,900 County road commissions.....1,251,769,900 Grants to local programs.....33,000,000 Local bridge program.....27,398,500 Local agency wetland mitigation2,000,000 Movable bridge.....3,008,300 Rail grade crossing.....1,500,000 Rail grade surface crossing improvements.....3,000,000 Forest road5,000,000 Rural county primary11,092,300 Rural county urban systems2,500,000 Target industries/economic redevelopment15,924,300 Urban county congestion11,092,300 Air service program.....50,000 Local bus operating216,750,000 Detroit/Wayne County Port Authority.....600,000 Marine passenger service.....2,000,000</p> <p><i>[continued on page 2]</i></p> | <p>Revised to reflect 2024-25 fiscal year and other technical changes.</p> | <p>Revised to reflect 2024-25 fiscal year and other technical changes to reflect standard language.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|----------------------------------|---|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>[continued from page 1]</i></p> <p>Municipal credit program..... 2,000,000</p> <p>Service initiatives 9,029,400</p> <p>Specialized services 13,000,000</p> <p>Transit capital..... 68,076,100</p> <p>Airport safety, protection, and improvement program 5,569,700</p> <p>Detroit Metropolitan Wayne County Airport 6,370,000</p> <p>Intermodal capital investment grants 20,468,800</p> <p>Local bridge building initiative..... 80,000,000</p> <p>Critical infrastructure projects 181,600,000</p> <p>One-time bus operating 45,000,000</p> <p>New technology and mobility 18,500,000</p> <p>Total payments to local units of government \$ 2,689,706,300</p> | | | | |
| <p><i>Applicability of Management and Budget Act Sec. 202.</i> The appropriations authorized under this part and part 1 are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.</p> | <p>Technical Changes.</p> | <p>Technical changes to reflect standard language.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|--|---|--------|------------|
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| <p>Definitions Sec. 203. As used in this part and part 1: (a) “CTF” means comprehensive transportation fund. (b) “Department” means the state transportation department. (c) “Director” means the director of the department. (d) “DOT” means the United States Department of Transportation. (e) “DOT-FHWA” means DOT, Federal Highway Administration. (f) “FTE” means full-time equated. (g) “IDG” means interdepartmental grant. (h) “IIJA” means the infrastructure investment and jobs act, 2021, Public Law 117-58. (i) “MTF” means Michigan transportation fund. (j) “SAF” means state aeronautics fund. (k) “STF” means state trunkline fund.</p> | <p>No change from current year.</p> | <p>No change from current year other than inclusion of:</p> <p>“(l) Standard report recipients” means the senate and house appropriations subcommittees on transportation, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office.”</p> | | |
| <p>Internet Reporting Sec. 204. The department shall use the internet to fulfill the reporting requirements of this article. This requirement shall include transmission of reports via email to the recipients identified for each reporting requirement, or it shall include placement of reports on an internet site.</p> | <p>Technical Changes.</p> | <p>Technical changes to reflect standard language.</p> | | |
| <p>Report Recipients Sec. 205. Except as otherwise provided in this part, all reports required under this part shall be submitted to the senate and house appropriations subcommittees on transportation, the senate and house fiscal agencies, and the state budget office.</p> | <p>Technical Changes.</p> | <p>Not included (See definition section above).</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|---|--|--------|------------|
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| <p><i>Buy American and Buy Michigan</i> Sec. 206. To the extent permissible under section 261 of the management and budget act, 1984 PA 431, MCL 18.1261:</p> <p>(a) Funds appropriated in part 1 must not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available.</p> <p>(b) Preference must be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality.</p> <p>(c) Preference must be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.</p> | <p>Technical Changes.</p> | <p>Technical changes to reflect standard language; renumbered as section 205.</p> | | |
| <p><i>Communications with the Legislature</i> Sec. 207. A department shall not take disciplinary action against an employee of the department or departmental agency in the state classified civil service because the employee communicates with a member of the senate or house of representatives or a member's staff, unless the communication is prohibited by law and the department or agency taking disciplinary action is exercising its authority as provided by law.</p> | <p>Not Included <i>Deemed unenforceable.</i></p> | <p>Technical changes to reflect standard language; renumbered as section 206.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|--|--|--------|------------|
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| <p><i>Out-of-State Travel</i> Sec. 208. Consistent with section 217 of the management and budget act, 1984 PA 431, MCL 18.1217, the departments and agencies receiving appropriations in part 1 shall prepare a report on out-of-state travel expenses not later than January 1 of each year. The travel report shall be a listing of all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department’s budget. The report shall be submitted to the senate and house appropriations committees, the house and senate fiscal agencies, and the state budget director. The report shall include the following information:</p> <p style="margin-left: 20px;">a. The dates of each travel occurrence.</p> <p style="margin-left: 20px;">b. The transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.</p> | <p>Technical Changes.</p> | <p>Technical changes to reflect standard language; renumbered as section 207.</p> | | |
| <p><i>Hire of Outside Legal Counsel</i> Sec. 209. Funds appropriated in part 1 shall not be used by a principal executive department, state agency, or authority to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those outside services that the attorney general authorizes.</p> | <p>No change from current year.</p> | <p>Technical changes to reflect standard language; renumbered as section 208.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|----------------------------------|--|--------|------------|
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| <p>General Fund/General Purpose Lapse Report Sec. 210. Not later than December 15, the state budget office shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the close of the prior fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major departmental program or program areas. The report shall be transmitted to the chairpersons of the senate and house appropriations committees and the senate and house fiscal agencies.</p> | <p>Technical Changes.</p> | <p>Technical changes to reflect standard language; renumbered as section 209.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|---|--|--------|------------|
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| <p>Contingency Authorization Sec. 211. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$200,000,000.00 for federal contingency authorization. These funds are not available for expenditure until they have been transferred to another line item in this article pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.</p> | <p>Changes "authorization" to "funds." Increases "not to exceed" limit to \$500,000,000.00."</p> | <p>Technical changes to reflect standard language; renumbered as section 210.</p> | | |
| <p>(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$40,000,000.00 for state restricted contingency authorization. These funds are not available for expenditure until they have been transferred to another line item in this article pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.</p> | <p>Technical Changes (Changes "authorization" to "funds."</p> | <p>Technical changes to reflect standard language; renumbered as section 210.</p> | | |
| <p>(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$1,000,000.00 for local contingency authorization. These funds are not available for expenditure until they have been transferred to another line item in this article pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.</p> | <p>Technical Changes (Changes "authorization" to "funds."</p> | <p>Technical changes to reflect standard language; renumbered as section 210.</p> | | |
| <p>(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$11,000,000.00 for private contingency authorization. These funds are not available for expenditure until they have been transferred to another line item in this article pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.</p> | <p>Technical Changes (Changes "authorization" to "funds."</p> | <p>Technical changes to reflect standard language; renumbered as section 210.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|--|--|--------|------------|
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| <p>Transparency Website Sec. 212. The department shall cooperate with the department of technology, management, and budget to maintain a searchable website accessible by the public at no cost that includes, but is not limited to, all of the following:</p> <ul style="list-style-type: none"> a. Fiscal year-to-date expenditures by category. b. Fiscal year-to-date expenditures by appropriation unit. c. Fiscal year-to-date payments to a selected vendor, including the vendor name, payment date, payment amount, and payment description. d. The number of active department employees by job classification. e. Job specifications and wage rates. | <p>Not Included.</p> | <p>Technical changes to reflect standard language; renumbered as section 211.</p> | | |
| <p>Restricted Fund Balance Report Sec. 213. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide information sufficient to provide the chairpersons of the senate and house appropriations committees, the chairpersons of the senate and house appropriations subcommittees on transportation, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the prior 2 fiscal years.</p> | <p>Not Included. (Already part of the Executive budget presentation.)</p> | <p>Technical changes to reflect standard language; renumbered as section 212.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|------------------------------|--|--------|------------|
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| <p>Key Metrics/Scorecard Website Sec. 214. The department shall maintain, on a publicly accessible website, information that identifies, tracks, and regularly updates key metrics that are used to monitor and improve the department's performance.</p> | Not Included. | Not included | | |
| <p>Access to State and Local Services Sec. 215. (1) No money appropriated in part 1 shall be used to restrict or impede a marginalized community's access to government resources, programs, or facilities.</p> | Technical Changes. | Technical changes to reflect standard language; renumbered as section 214. | | |
| <p>(2) From the funds appropriated in part 1, local governments shall report any action or policy that attempts to restrict or interfere with the duties of the local health officer.</p> | No change from current year. | No change from current year. | | |
| <p>Geographically Disadvantaged Business Enterprises Sec. 216. To the extent permissible under the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, the director shall take all reasonable steps to ensure geographically disadvantaged business enterprises compete for and perform contracts to provide services or supplies, or both. The director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in geographically disadvantaged business enterprises for services, supplies, or both.</p> | Technical Changes. | Renumbered as section 215. Technical changes to reflect standard language. Includes definition of "geographically disadvantaged business enterprises" to mean as that term is defined in Executive Directive No. 2019-08. | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|--|--|--------|------------|
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| <p>Report on FTE Positions Sec. 217. On a quarterly basis, the department shall report to the senate and house appropriations committees, the senate and house appropriations subcommittees on transportation, and the senate and house fiscal agencies the following information:</p> <p>(a) The number of FTEs in pay status by type of staff and civil service classification.</p> <p>(b) A comparison by line item of the number of FTEs authorized from funds appropriated in part 1 to the actual number of FTEs employed by the department at the end of the reporting period.</p> | <p>Technical Changes.</p> | <p>Technical changes to reflect standard language; renumbered as section 216.</p> | | |
| <p>Remote Work Policy Sec. 218. It is the intent of the legislature that the department maximize the efficiency of the state workforce and, where possible, prioritize in-person work and post its in-person, remote, or hybrid work policy on its website.</p> | <p>Not Included.</p> | <p>Technical changes to reflect standard language; renumbered as section 217.</p> | | |
| <p>State Administrative Board Transfers Sec. 219. If the state administrative board, acting under section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount appropriated under this article, the legislature may, by a concurrent resolution adopted by a majority of the members elected to and serving in each house, intertransfer funds within this article for the particular department, board, commission, officer, or institution.</p> | <p>Not Included Deemed unenforceable.</p> | <p>Not included</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|-----------------------------|----------------------------|--------|------------|
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| <p><i>Report on Grant Sponsors and Grant Recipients</i></p> <p>Sec. 220. (1) For any grant program or project funded in part 1 intended for a single recipient organization or local government, the grant program or project is for a public purpose and the department shall follow procurement statutes of this state, including any bidding requirements, unless it can fully validate, through information detailed in this part or public supporting documents, both of the following:</p> <p>(a) The specific organization or unit of local government that will receive or administer the funds.</p> <p>(b) How the funds will be administered and expended.</p> | <p>Not Included.</p> | <p>Not included</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|-----------------------------|----------------------------|---------------|-------------------|
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| <p>(2) Notwithstanding any other conditions or requirements for direct appropriation grants, the department shall perform at least all of the following activities to administer the grants described in subsection (1):</p> <p>(a) Develop a standard application process, grantee reporting requirements, and any other necessary documentation including sponsorship information as specified under subsection (3).</p> <p>(b) Establish a process to review, complete, and execute a grant agreement with a grant recipient. Grant agreements shall be executed by the department only if all necessary documentation has been submitted and reviewed.</p> <p>(c) Verify to the extent possible that a grant recipient will utilize funds for a public purpose that serves the economic prosperity, health, safety, or general welfare of the residents of this state.</p> <p>(d) Review and verify all necessary information to ensure the grant recipient is reasonably able to execute the grant agreement and perform its fiduciary duty and is in compliance with all applicable state and federal statutes. The department may deduct the cost of background checks performed as part of this verification from the amount of the designated grant award.</p> <p>(e) Establish a standard timeline to review all documents submitted by grant recipients and provide a response within 45 business days whether submitted documents by a grant recipient are sufficient or in need of additional information.</p> | <p>Not Included.</p> | <p>Not included</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|-----------------------------|----------------------------|--------|------------|
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| <p>(3) A sponsor of a grant described in subsection (1) must be a legislator or the department. A legislative sponsor shall be identified through a letter submitted by that legislator’s office to the department and state budget director listing the grant recipient, the intended amount of the grant, a certification from that legislator that the grant is for a public purpose, and specific citation of section and subsection of the public act that authorizes the grant, as applicable. If a legislative sponsor is not identified before January 15, 2024, the department must do 1 of the following:</p> <ul style="list-style-type: none"> (a) Identify the department as the sponsor. (b) Decline to execute the grant agreement. | <p>Not Included.</p> | <p>Not included</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|-----------------------------|----------------------------|--------|------------|
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| <p>(4) An executed grant agreement under this section between the department and a grant recipient shall include at least the following:</p> <p>(a) All necessary identifying information for the grant recipient, including any tax and financial information for the department to administer funds under this section.</p> <p>(b) A description of the project for which the grant funds will be expended, including tentative timelines and the estimated budget. No expenditures outside of the project purpose, as stated in the executed grant agreement, shall be reimbursed from appropriations in part 1.</p> <p>(c) Unless otherwise specified in department policy, a requirement that funds appropriated for the grants described in subsection (1) may be used only for expenditures that occur on or after the effective date of this act.</p> <p>(d) At the discretion of the department, an initial disbursement of 50% to the grant recipient upon execution of the grant agreement consistent with part II, chapter 10, section 200 of the Financial Management Guide.</p> <p>(e) A requirement that after the initial 50% disbursement, additional funds shall be disbursed only after verification that the initial payment has been fully expended, in accordance with the project purpose. The remaining funds shall be disbursed after the grantee has provided sufficient documentation, as determined by the department, to verify that all expenditures were made in accordance with the project purpose.</p> <p>(f) A requirement for reporting from the recipient to the department that provides the status of the project and an accounting of all funds expended by the recipient, as determined by the department.</p> <p>(g) A claw-back provision that allows the department of treasury to recoup or otherwise collect any funds that are declined, unspent, or otherwise misused.</p> | <p>Not Included.</p> | <p>Not included</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|----------------------|---------------------|--------|------------|
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| (5) If appropriate to improve the administration or oversight of a grant described in subsection (1), the department may adopt a memorandum of understanding with another state department to perform the required duties under this section. | Not Included. | Not included | | |
| (6) A grant recipient shall respond to all reasonable information requests from the department related to grant expenditures and retain grant records for a period of not less than 7 years, and the grant may be subject to monitoring, site visits, and audits as determined by the department. The grant agreement required under this section shall include signed assurance by the chief executive officer or other executive officer of the grant recipient that this requirement will be met. | Not Included. | Not included | | |
| (7) All funds awarded shall be expended by the grant recipient, and projects completed, by September 30, 2028. If, at that time, any unexpended funds remain, those funds shall be returned by the grant recipient to the state treasury. If a grant recipient does not provide information sufficient to execute a grant agreement by June 1, 2024, funds associated with that grant shall be returned to the state treasury. | Not Included. | Not included | | |
| (8) Any funds that are granted to a state department are appropriated in that department for the purpose of the intended grant. | Not Included. | Not included | | |
| (9) The state budget director may, on a case-by-case basis, extend the deadline in subsection (7) on request by a grant recipient. The state budget director shall notify the chairs of the house and senate appropriations committees not later than 5 days after an extension is granted. | Not Included. | Not included | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|-----------------------------|--|--------|------------|
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| <p>(10) The department shall post a report in a publicly accessible location on its website not later than September 30, 2024. The report shall list the grant recipient, project purpose, and location of the project for each grant described in subsection (1), the status of funds allocated and disbursed under the grant agreement, and the legislative sponsor, if applicable.</p> | <p>Not Included.</p> | <p>Not included</p> | | |
| <p>(11) As applicable, the legislative sponsor of a grant described in subsection (1) shall comply with all applicable laws concerning conflicts of interest in seeking a direct grant. A legislative sponsor shall not seek a grant for a recipient if a conflict of interest exists.</p> | <p>Not Included.</p> | <p>Not included</p> | | |
| <p>(12) If the department reasonably determines the funds allocated for an executed grant agreement under this section were misused or their use misrepresented by the grant recipient, the department shall not award any additional funds under that executed grant agreement and shall refer the grant for review following internal audit protocols.</p> | <p>Not Included.</p> | <p>Not included</p> | | |
| <p>Record Retention Sec. 221. The department shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The department may electronically retain copies of reports unless otherwise required by federal and state guidelines.</p> | <p>Not Included.</p> | <p>Technical changes to reflect standard language; renumbered as section 219.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|-----------------------------|--|--------|------------|
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| <p>Impact of New Legislation Sec. 222. The department shall report no later than April 1 on each specific policy change made to implement a public act affecting the department that took effect during the prior calendar year to the senate and house appropriations committees, the senate and house subcommittees on transportation, the joint committee on administrative rules, and the senate and house fiscal agencies.</p> | <p>Not Included.</p> | <p>Technical changes to reflect standard language; renumbered as section 220.</p> | | |
| <p>Severance Pay Report Sec. 223. (1) From the funds appropriated in part 1, the department shall do all of the following: (a) Report to the house and senate appropriations committees, the house and senate fiscal agencies, the house and senate policy offices, and the state budget office any amount of severance pay for a department director, deputy director, or other high-ranking department official not later than 14 days after a severance agreement with the director or official is signed. The name of the director or official and the amount of severance pay must be included in the report required by this subdivision. (b) By February 1, report to the house and senate appropriations subcommittees on transportation, the house and senate fiscal agencies, the house and senate policy offices, and the state budget office on the total amount of severance pay remitted to former department employees during the fiscal year ending September 30, 2023 and the total number of former department employees that were remitted severance pay during the fiscal year ending September 30, 2023.</p> | <p>Not Included.</p> | <p>Not included</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|--|--|--------|------------|
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| <p>(2) As used in this section, “severance pay” means compensation that is both payable or paid upon the termination of employment and in addition to either wages or benefits earned during the course of employment or generally applicable retirement benefits.</p> | <p>Not Included.</p> | <p>Not included</p> | | |
| <p><i>Work Project Expenditures</i> Sec. 225. Appropriations in part 1 shall, to the extent possible by the department, not be expended until all existing work project authorization available for the same purposes is exhausted.</p> | <p>Not Included <i>Deemed unenforceable.</i></p> | <p>Technical changes to reflect standard language; renumbered as section 222.</p> | | |
| <p><u>DEPARTMENTAL ADMINISTRATION AND SUPPORT</u></p> <p><i>Permit Fees</i> Sec. 301. The department may establish a fee schedule and collect fees sufficient to cover the costs to issue the permits that the department is authorized by law to issue upon request, unless otherwise stipulated by law. All permit fees are nonrefundable application fees and shall be credited to the appropriate fund to recover the direct and indirect costs of receiving, reviewing, and processing the requests.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|--|--|--------|------------|
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| <p>Report on Debt Service Coverage Sec. 302. Not later than February 1, 2024, the department shall report to the house and senate appropriations subcommittees on transportation, the house and senate fiscal agencies, and the state budget office on STF debt service. The report must include all of the following:</p> <p>(a) An accounting of the prior fiscal year's STF debt service payments, including a calculation of STF debt service payments as a percentage of STF revenue secured by constitutionally restricted revenue.</p> <p>(b) A projection of STF debt service obligations for the fiscal year ending September 30, 2024, including a calculation of STF debt service obligations as a percentage of estimated STF revenue secured by constitutionally restricted revenue.</p> <p>(c) A description of all bond sales planned for the fiscal year ending September 30, 2024.</p> | <p>Not Included.</p> | <p>Not Included.</p> | | |
| <p>Confidentiality of Bid Documents Sec. 304. If, as a requirement of bidding on a highway project, the department requires a contractor to submit financial or proprietary documentation as to how the bid was calculated, that bid documentation shall be kept confidential and shall not be disclosed other than to a department representative without the contractor's written consent. The department may disclose the bid documentation if necessary to address or defend a claim by a contractor.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|--|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>Use of Transportation Funds by Other State Agencies</i> Sec. 306. (1) The amounts appropriated in part 1 to support tax and fee collection, law enforcement, and other program services provided to the department and to transportation funds by other state departments shall be expended from transportation funds pursuant to annual contracts between the department and those other state departments. The contracts shall be executed prior to the expenditure or obligation of those funds. The contracts shall provide, but are not limited to, the following data applicable to each state department:</p> <p>(a) Estimated costs to be recovered from transportation funds.</p> <p>(b) Description of services provided to the department and/or transportation funds and financed with transportation funds.</p> <p>(c) Detailed cost allocation methods appropriate to the type of services being provided and the activities financed with transportation funds.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|---|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p>(2) Not later than 2 months after publication of the state of Michigan annual comprehensive financial report, each state department receiving funding pursuant to an interdepartment contract with the department shall submit a written report to the department, the state budget director, the house and senate fiscal agencies, and the auditor general stating by spending authorization account the amount of estimated funds contracted with the department, the amount of funds expended, the amount of funds returned to the transportation funds, and any unreimbursed transportation-related costs incurred but not billed to transportation funds.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |
| <p><i>Rolling 5-Year Transportation Plan</i> Sec. 307. Before March 1 of each year, the department will provide to the legislature, the state budget director, and the house and senate fiscal agencies its rolling 5-year plan listing by county or by county road commission all highway construction projects for the fiscal year and all expected projects for the ensuing fiscal years.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |
| <p><i>State Transportation Commission Minutes/Agenda</i> Sec. 310. The department shall provide in a timely manner copies of the agenda, approved minutes, and audio recording of state transportation commission meetings to the members of the house and senate appropriations subcommittees on transportation, the house and senate fiscal agencies, and the state budget director.</p> | <p>Changes "shall provide" to "shall post." Eliminates named recipients.</p> | <p>Concurs with Executive.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | | FY 2024-25 | | | |
|---|--|-----------------------------|---|--------|------------|
| | | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p>Local Bridge Bundling Initiative Sec. 311. On or before March 30, 2024, the department shall provide a progress report on the CRRSSA – highway infrastructure – local bridge bundling initiative established in section 113(2) of article 14 of 2021 PA 87, to the senate and house transportation appropriations subcommittees, the state budget director, and the senate and house fiscal agencies.</p> | | <p>Not Included.</p> | <p>Revised as follows:</p> <p>Sec. 311 (1). The department shall prepare a report on the following:</p> <ul style="list-style-type: none"> a. CRRSAA – highway infrastructure – local bridge bundling initiative established in section 113(2) of article 14 of 2021 PA 87. b. Local bridge bundling initiative established in section 118 of article 15 of 2023 PA 119. c. Remaining funds made available for the rehabilitation and reconstruction of locally owned bridges under the Federal match and priority bridge investments appropriation in part 1 and section 1001. <p>(2) The report must identify the status of bridge projects selected, funds expended under the program, and funds remaining.</p> <p>(3) The report shall be submitted to the standard report recipients on or before March 30, 2025.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|--|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p>State Infrastructure Bank (SIB) Sec. 313. (1) From funds appropriated in part 1, the department may increase a state infrastructure bank program and grant or loan funds in accordance with regulations of the state infrastructure bank program of the United States Department of Transportation. The state infrastructure bank is to be administered by the department for the purpose of providing a revolving, self-sustaining resource for financing transportation infrastructure projects.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |
| <p>(2) In addition to funds provided in subsection (1), money received by the state as federal grants, repayment of state infrastructure bank loans, or other reimbursement or revenue received by the state as a result of projects funded by the program and interest earned on that money shall be deposited in the revolving state infrastructure bank fund and shall be available for transportation infrastructure projects. At the close of the fiscal year, any unencumbered funds remaining in the state infrastructure bank fund shall remain in the fund and be carried forward into the succeeding fiscal year.</p> <p>[Report requirement missing due to drafting error]</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---------------------------|------------|---|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| | | <p>Includes:</p> <p>(3) The department shall prepare a report on the status of the state infrastructure bank. The report shall include the following:</p> <p style="padding-left: 20px;">(a) The balance in the state infrastructure bank at September 30, 2024, including a breakdown of the balance by cash and cash equivalents, outstanding loans, and balance available for loan to local agencies.</p> <p style="padding-left: 20px;">(b) A breakdown of the state infrastructure loan balance by amounts originating from federal sources and the amounts originating from nonfederal sources.</p> <p style="padding-left: 20px;">(c) A list of outstanding loans by agency, original loan amount, project description, loan term, and amount outstanding.</p> <p>The report shall be submitted to the standard report recipients on or before December 31, 2024.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|----------------------|-------------------------------------|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p>Report on Use of State Airfleet Sec. 383. (1) The department shall prepare a report on use of department-owned aircraft during the fiscal year ending September 30, 2023. With respect to each department-owned aircraft, the report shall include all of the following:</p> <p>(a) Total hours of usage.</p> <p>(b) Description of specific flights including dates of travel, names of passengers including state agency, university, or local government affiliation, travel origin and destination, and total estimated costs associated with the air travel.</p> | Not Included. | No change from current year. | | |
| <p>(2) The report shall be submitted to the senate and house appropriations subcommittees on transportation, state budget director, and the house and senate fiscal agencies no later than February 1, 2024.</p> | Not Included. | No change from current year. | | |
| <p>(3) The department shall maintain a system for recovering the cost of operating department-owned aircraft through charges to aircraft users..</p> | Not Included. | No change from current year. | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|--|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>Gordie Howe International Crossing</i> Sec. 384. (1) Except as otherwise provided in subsection (2), the department shall not obligate the state to expend any state transportation revenue for construction planning or construction of the Gordie Howe International Crossing or a renamed successor. In addition, except as provided in subsection (2), the department shall not commit the state to any new contract related to the construction planning or construction of the Gordie Howe International Crossing or a renamed successor that would obligate the state to expend any state transportation revenue. An expenditure for staff resources used in connection with project activities, which expenditure is subject to full and prompt reimbursement from Canada, shall not be considered an expenditure of state transportation revenue.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |
| <p>(2) If the legislature enacts specific enabling legislation for the construction of the Gordie Howe International Crossing or a renamed successor, subsection (1) does not apply once the enabling legislation goes into effect.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|--|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>Gordie Howe Bridge – Reporting Requirement</i> Sec. 385. (1) The department shall submit monthly reports to the state budget director, the speaker of the house of representatives, the house of representatives minority leader, the senate majority leader, the senate minority leader, the house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies on all of the following:</p> <p>(a) All expenditures made by the state related to the Gordie Howe Bridge.</p> <p>(b) All reimbursements made by Canada under section 384(1) of this part to the state for expenditures for staff resources used in connection with project activities.</p> <p>(c) All eminent domain and condemnation powers used, the related real estate involved in any governmental taking, the price paid for those properties, and the beneficiary's name or associated corporation.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |
| <p>(2) The initial report required under subsection (1) shall be submitted on or before December 1, 2023. The initial report shall cover the fiscal year ending September 30, 2023.</p> | <p>No change from current year other than date reference.</p> | <p>No change from current year other than date reference.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|-----------------------------|-----------------------------|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>Long-Term Obligations</i> Sec. 389. Within 30 days of entering into a long-term agreement with a private contractor, a public agency, or a partnership between 1 or more private contractors or public agencies, the department shall notify the state budget director, the house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies of the agreement, including the subject of the agreement, the term of the agreement, and financial obligations under the agreement. As used in this section, “long-term agreement” means an agreement that obligates the department for a period of 5 years or more and that actually or contingently obligates the department to make payments over the contract period of \$5,000,000.00 or more.</p> | <p>Not Included.</p> | <p>Not Included.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|-----------------------------|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p>Public Transportation Best Practices</p> <p>Sec. 393. (1) The department shall promote best practices for public transportation services in this state, including, but not limited to, any of the following:</p> <p>(a) Transit vehicle rehabilitation to reduce life-cycle cost of public transportation through midlife rehabilitation of transit buses.</p> <p>(b) Cooperation between entities using transit, including school districts, cities, townships, and counties with a view to promoting cost savings through joint purchasing of fuel and other procurements.</p> <p>(c) Coordination of transportation dollars among state departments that provide transit-related services, including the department of health and human services. Priority should be given to use of public transportation services where available.</p> <p>(d) Promotion of intelligent transportation services for buses that incorporate computer and navigation technology to make transit systems more efficient, including stoplight coordinating, vehicle tracking, data tracking, and computerized scheduling.</p> | <p>Not Included.</p> | <p>No change from current year.</p> | | |
| <p>(2) The department shall report on efforts taken to implement this section. The department shall complete and submit the report to the state budget director, the house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies on or before March 1, 2024.</p> | <p>Not Included.</p> | <p>Not Included.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|---|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>Authority to Transfer Between Construction/Maintenance</i> Sec. 395. From the funds appropriated in part 1 for state trunkline federal aid road and bridge construction, the department may expend up to \$10,000,000.00 on highway maintenance activities to support safety-related, high-priority, and other deferred routine maintenance needs on the state trunkline network.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |
| <p><i>Towards Zero Deaths</i> Sec. 398. The department shall continue to work to eliminate fatalities and serious injuries on the state trunkline network and shall maintain the Toward Zero Deaths statewide safety campaign.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |
| <p><i>Capital Preventive Maintenance</i> Sec. 399. In developing its state trunkline road and bridge construction program, the department shall prioritize spending on capital preventative maintenance. From the funds appropriated in part 1 for state trunkline road and bridge construction, not less than \$100,000,000.00 must be allocated for capital preventative maintenance treatments for pavement preservation.</p> | <p>Not Included. (Deemed unenforceable).</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|--|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><u>FEDERAL</u></p> <p><i>Buyout of Local Federal Aid</i> Sec. 402. A portion of the federal DOT-FHWA highway research, planning, and construction funds made available to this state shall be allocated to transportation programs administered by local jurisdictions in accordance with section 10o of 1951 PA 51, MCL 247.660o. A local road agency, with respect to a project approved for federal aid funding in a state transportation improvement program, may enter into a voluntary buyout agreement with the department or with another local road agency to exchange the federal aid with state restricted transportation funds as agreed to by the respective parties. The state restricted transportation funds received in exchange for federal aid funds shall be used for the same purpose as the federal aid funds were originally intended.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|--|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><u>MICHIGAN TRANSPORTATION FUND</u></p> <p><i>Motor Carrier Act</i> Sec. 501. The money received under the motor carrier act, 1933 PA 254, MCL 475.1 to 479.42, and not appropriated to the department of licensing and regulatory affairs or the department of state police is deposited in the Michigan transportation fund.</p> | <p>No change from current year. [There is no money received under the Motor Carrier Act.]</p> | <p>No change from current year. [There is no money received under the Motor Carrier Act.]</p> | | |
| <p><i>TEDF/Local Bridge Fund Lapse</i> Sec. 503. (1) At the close of the fiscal year, funds appropriated in part 1 for the transportation economic development program shall lapse to the transportation economic development fund.</p> | <p>No change from current year.</p> | <p>Revised as follows: No change from current year other than to break out as Sec. 503A.</p> | | |
| | | <p>(2) Interest earned on transportation economic development fund balances remain in the transportation economic development fund and shall be allocated to transportation economic development programs in accordance with 1987 PA 231.</p> | | |
| | | <p>(3) In addition to the funds appropriated in part 1, the department may receive and expend federal, local, or private funds for transportation economic development fund projects consistent with the purposes of 1987 PA 231.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|--|---|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| (2) At the close of the fiscal year, funds appropriated in part 1 for the local bridge program shall carry forward and are appropriated for the purposes defined in section 10(5) of 1951 PA 51, MCL 247.660. | No change from current year. | No change from current year other than to break out as Sec. 503B. | | |
| (3) Interest earned in the department of transportation economic development fund and local bridge fund shall remain in the respective funds and shall be allocated to the respective programs based on actual interest earned at the end of each fiscal year. | Technical Changes – strikes "department of" | (2) Interest earned on local bridge fund balances shall remain in the local bridge fund and shall be appropriated for the local bridge program established in section 10(5) of 1951 PA 51, MCL 247.660. | | |
| (4) In addition to the funds appropriated in part 1, the department of transportation economic development fund and local bridge fund may receive federal, local, or private funds or restricted source funds such as interest earnings. These funds are appropriated for projects that are consistent with the purposes of the respective funds. | No change from current year. (It's not clear why "department of" isn't also struck here.) | (3) In addition to the funds appropriated in part 1, the department may receive and expend federal, local, or private funds for local bridge program projects consistent with section 10(5) of 1951 PA 51, MCL 247.660. | | |
| (5) None of the funds statutorily dedicated to the transportation economic development fund and local bridge fund shall be diverted to other projects. | No change from current year. | Revised as follows: (5) None of the funds statutorily dedicated to the transportation economic development fund and the local bridge fund may be diverted to other programs or funds. | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|--|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>MTF Distribution</i> Sec. 504. Funds from the Michigan transportation fund shall be distributed to the comprehensive transportation fund, the economic development fund, the recreation improvement fund, and the state trunkline fund, in accordance with this part and part 1 and part 711 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.71101 to 324.71108, and may only be used as specified in this part and part 1, 1951 PA 51, MCL 247.651 to 247.675, and part 711 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.71101 to 324.71108.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |
| <p><u>STATE TRUNKLINE FUND</u> <i>Road Construction Warranties</i> Sec. 601. (1) The department shall maintain documentation to support initial acceptance of warrantied projects, interim and final inspections, and notifications to contractors that the warranty period had expired. The department also shall review and evaluate consultant evaluation requirements or recommendations and update existing policies and procedures accordingly.</p> | <p>Not Included.</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|--|---|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p>(2) The department shall review its warranty administration processes, procedures, and associated manuals to ensure that all of the following occur:</p> <p>(a) Initial notifications of needed corrective action are sent prior to warranty expiration.</p> <p>(b) Consistent and timely second notifications of needed corrective action are sent if contractors do not respond within 30 days of an initial notification.</p> <p>(c) The department has an effective process to establish time frames for corrective action completion.</p> <p>(d) Daily inspector reports on all warranty segments are completed consistently.</p> | <p>Not Included.</p> | <p>No change from current year.</p> | | |
| <p>(3) The department shall report on the review described in subsection (2) and changes resulting from the review. The department shall submit the report to the state budget director, the house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies no later than March 31, 2024.</p> | <p>Not Included.</p> | <p>No change from current year other than report due date.</p> | | |
| <p>State Trunkline Fund Carryforward Sec. 604. At the close of the fiscal year, any unencumbered and unexpended balance in the state trunkline fund shall remain in the state trunkline fund and shall carry forward and is appropriated for federal aid road and bridge programs for projects contained in the annual state transportation program.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|-----------------------------|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>Incentive/Disincentive Contracts</i> Sec. 612. The department shall provide guidelines and a report on the previous year’s governing incentives and disincentives provided under contracts for state trunkline projects. The guidelines shall include specific financial information concerning incentives and disincentives. The department shall submit the report to the state budget director, the house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies no later than March 31, 2024.</p> | <p>Not Included.</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---------------------------|------------|---|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| | | <p>NEW: <i>Magnetic sweepers</i> Sec. 613. (1) From the funds appropriated in part 1 for state trunkline operations, \$350,000.00 must be allocated to provide each department maintenance garage an industrial magnet roadway sweeper. As used in this section, "industrial magnet roadway sweeper" means an industrial-strength magnet that mounts to the front of road maintenance vehicles and is used to remove metal debris from roadway and highway shoulders.</p> <p>(2) Industrial magnet roadway sweepers procured by the department must meet the following specifications:</p> <p>(a) They must fit or be capable of being retrofitted on existing maintenance vehicles.</p> <p>(b) The vehicle operator must be able to turn the magnet on and off from inside the vehicle cab.</p> <p>(c) The magnet must not exceed a 2% loss of magnet life per 100 years.</p> <p>(3) The department must give preference to vendors headquartered in this state.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|--|---|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>Earmark for Low Impact Development Stormwater Management Practices</i> Sec. 614. From the funds appropriated in part 1, up to \$5,000,000.00 must be allocated to incentivize and support the inclusion of low-impact development stormwater management practices in the design of state trunkline and local road agency construction projects. With respect to state trunkline highways, low-impact development stormwater management practices must include consideration of impacts on land and drainage within 75 feet of a state trunkline highway.</p> | <p>Not Included. (Deemed unenforceable)</p> | <p>No change from current year other than to change "up to \$5.0 million" to a fixed \$5.0 million."</p> | | |
| <p><i>Vehicle Miles Travelled Pilot Project</i> Sec. 615. From the funds appropriated in part 1, the department shall apply for grant funding under the national motor vehicle per-mile user fee pilot program under section 13002 of the infrastructure investment and jobs act, Public Law 117-58. If the grant funding is awarded, it must be used to establish a pilot program to determine the feasibility of road usage charges as a replacement for motor fuel taxes as a basis for transportation funding.</p> | <p>Not Included.</p> | <p>No change from current year.</p> | | |
| <p><i>Use of Alternative Materials</i> Sec. 660. (1) The legislature encourages the department to examine the use of alternative road surface materials and develop criteria and specifications for their use in both department-managed and contracted projects.</p> | <p>Not Included.</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|-----------------------------|--|---------------|-------------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p>(2) From funds appropriated in part 1, the department shall establish the Michigan state transportation innovation council to review innovative road materials and innovative road and bridge design and construction specifications. The Michigan state transportation innovation council shall include, but is not limited to, a representative of the DOT-FHWA, an appointee chosen by the speaker of the house of representatives, and an appointee chosen by the senate majority leader.</p> | <p>Not Included.</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|--|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><u>TRANSIT AND RAIL RELATED FUNDS</u></p> <p>Sec. 701. The department shall establish an intercity bus equipment and facility fund as a subsidiary fund within the comprehensive transportation fund created under section 10b of 1951 PA 51, MCL 247.660b. Proceeds received by this state from the sale of state-owned intercity bus equipment shall be credited to the intercity bus equipment and facility fund for the purchase and repair of intercity bus equipment, as appropriated. Security deposits not returned to a lessee of state-owned intercity bus equipment under terms of the lease agreement shall be credited to the intercity bus equipment and facility fund for the repair of intercity bus equipment, as appropriated. Money received by the department from lease payments for state-owned intercity bus equipment, and facility maintenance charges under terms of leases of state-owned intercity facilities, shall be credited to the intercity bus equipment and facility fund for the purchase and repair of intercity bus equipment or for the maintenance and rehabilitation of state-owned intercity facilities, as appropriated. At the close of the fiscal year, any funds remaining in the intercity bus equipment and facility fund shall remain in the fund and be carried forward into the succeeding fiscal year.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|--|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>Rail Freight Fund</i> Sec. 702. Money that is received by this state as repayment for loans made for rail or water freight capital projects, and as a result of the sale of property or equipment used or projected to be used for rail or water freight projects shall be deposited in the rail freight fund created by section 17 of the state transportation preservation act of 1976, 1976 PA 295, MCL 474.67. At the close of the fiscal year, any funds remaining in the rail freight fund shall remain in the fund and be carried forward into the succeeding fiscal year.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |
| <p><i>Rail Operations and Infrastructure Report</i> Sec. 704. From the funds appropriated in part 1, the department shall prepare and transmit a report that includes the department's current rolling 5-year rail plan and detail regarding the department's obligations for programs funded under the appropriation in part 1 for rail operations and infrastructure. The report shall include a breakdown of the appropriation by program, year-to-date obligations under each program itemized by project, and an estimate of future obligations under each program itemized by project for the remainder of the fiscal year. The report shall be submitted to the senate and house appropriations subcommittees on transportation, the state budget director, and the senate and house fiscal agencies, on or before February 1, 2024.</p> | <p>Technical Changes.</p> | <p>Technical Changes.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|-----------------------------|---|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>State Rail Strategic Plan</i> Sec. 707. (1) Before March 1, 2024, the department shall provide to the legislature, the state budget office, and the house and senate fiscal agencies its rail strategic plan. The strategic plan must include, but is not limited to, a rolling 5-year rail plan and a summary of the department’s obligations for programs funded under the appropriation in part 1 for rail operations and infrastructure.</p> | <p>Not Included.</p> | <p>No change from current year other than report due date.</p> | | |
| <p>(2) The rolling 5-year rail plan must include, but is not limited to, all of the following:</p> <p>(a) A listing by county of all rail infrastructure projects on rail lines within this state utilizing state funds, and the estimated cost of each project.</p> <p>(b) The actual or projected state expenditures for operation of passenger rail service.</p> <p>(c) The actual or projected state expenditures for maintenance of passenger service rail lines.</p> | <p>Not Included.</p> | <p>No change from current year.</p> | | |
| <p>(3) The period of the rolling 5-year rail plan must include the fiscal year ending September 30, 2024 and the immediately following 4 fiscal years.</p> | <p>Not Included.</p> | <p>No change from current year other than date reference.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|--|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p>(4) The summary of the department's obligations for programs funded under the appropriation in part 1 for rail operations and infrastructure must include a breakdown of the appropriation by program, year-to-year obligations under each program itemized by project, and an estimate of future obligations under each program itemized by project for the remainder of the fiscal year.</p> | <p>Not Included.</p> | <p>No change from current year.</p> | | |
| <p>(5) From the funds appropriated in part 1 for rail operation and infrastructure, not less than \$20,000,000.00 must be allocated for the support of rail-related economic development projects and rail freight system preservation projects.</p> | <p>Not Included.</p> | <p>No change from current year other than grant funding target to \$15.0 million.</p> | | |
| <p><i>Street Railway Appropriation</i> Sec. 735. For the fiscal year ending September 30, 2024, the appropriation to a street railway pursuant to section 10e(22) of 1951 PA 51, MCL 247.660e, is \$0.</p> | <p>No change from current year other than date reference.</p> | <p>No change from current year other than date reference.</p> | | |
| <p><u>AERONAUTICS FUND</u> <i>State Aeronautics Fund</i> Sec. 801. Except as otherwise provided in section 903 of this part for capital outlay, at the close of the fiscal year, any unobligated and unexpended balance in the state aeronautics fund created in the aeronautics code of the state of Michigan, 1945 PA 327, MCL 259.1 to 259.208, shall lapse to the state aeronautics fund and be appropriated by the legislature in the immediately succeeding fiscal year.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|--|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><u>CAPITAL OUTLAY</u></p> <p><i>Aeronautics Capital Program</i> Sec. 901. (1) From federal-state-local project appropriations contained in part 1 for the purpose of assisting political entities and subdivisions of this state in the construction and improvement of publicly used airports and landing fields within this state, the state transportation department may permit the award of contracts on behalf of units of local government for the authorized locations not to exceed the indicated amounts, of which the state allocated portion shall not exceed the amount appropriated in part 1.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |
| <p>(2) Political entities and subdivisions shall provide not less than 5% of the cost of any project under this section, unless a total nonfederal share less than 10% is otherwise specified in federal law. State money shall not be allocated until local money is allocated. State money for any 1 project shall not exceed 1/3 of the total appropriation in part 1 from state funds for airport improvement programs.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|--|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p>(3) The Michigan aeronautics commission may take those steps necessary to match federal money available for airport construction and improvement within this state and to meet the matching requirements of the federal government. Whether acting alone or jointly with another political subdivision or public agency or with this state, a political subdivision or public agency of this state shall not submit to any agency of the federal government a project application for airport planning or development unless it is authorized in this part and part 1 and the project application is approved by the governing body of each political subdivision or public agency making the application and by the Michigan aeronautics commission.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |
| <p>Capital Outlay Carryforward Sec. 903. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with the provisions of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.</p> | <p>No change from current year.</p> | <p>No change from current year.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---------------------------|---|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| | <p><u>(FY 2024-25) ONE-TIME ONLY APPROPRIATIONS</u></p> <p><i>Federal aid Match/Local Bridge Sec. 1001.</i> Funds appropriated in part 1 for federal match and priority bridge investments shall be used to provide funding necessary to ensure the department secures all federal funding made available to the department from the federal highway administration under the infrastructure investment and jobs act, Public Law 117-58. Any remaining funds shall support a grant program administered by the department for the rehabilitation and reconstruction of locally owned bridges and culverts.</p> | <p><u>(FY 2024-25) ONE-TIME ONLY APPROPRIATIONS</u></p> <p>Concurs with Executive.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|--------------------------------|-------|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>Transit Innovation Grants</i> Sec. 1002. (1) Funds appropriated in part 1 for transit innovation grants shall be expended by the department to support, but not limited to, the following activities: (a) Studies to support local and regional transit development. (b) Development of transportation facilities that support connections between local, regional, national, or international public transportation services. (2) The department shall develop program guidelines and selection criteria in consultation with the Michigan infrastructure office. New one-time boilerplate to specify allocation of Transit innovation grants appropriation.</p> | <p>Concurs with Executive.</p> | | | |
| <p><i>MI Contracting Opportunity</i> Sec. 1003. (1) Funds appropriated in part 1 for MI contracting opportunity shall be expended by the department to support activities that enhance the development and availability of contractors or suppliers for the delivery of infrastructure programs that are socially or economically disadvantaged business concerns as defined under section 100002 of the infrastructure investment and jobs act, Public Law 117-58.</p> | | | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---------------------------|---|--------------------------------|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| | (2) A MI contracting opportunity loan fund is created in the department from funds appropriated in part 1. Funds deposited into the fund or money received by the state as repayment of loans are appropriated and shall be available for future loans. At the close of the fiscal year, any unencumbered funds remaining in the fund shall be carried forward into the succeeding fiscal year. | | | |
| | (3) The MI contracting opportunity loan fund may support, but is not limited to, the following department programs: (a) Small business lending program. (b) Mega projects small business lending program. | Concurs with Executive. | | |
| | (4) The department shall develop MI contracting opportunity program goals, objectives and strategies in consultation with the Michigan infrastructure office. | | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---------------------------|------------|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| | | <p>Air service/airport revitalization</p> <p>Sec. 1101. From the funds appropriated in part 1 for air service/airport revitalization, \$6,000,000.00 is appropriated to the department for grant funding to airports in this state as follows:</p> <p>(a) \$2,000,000.00 for air service development, air service connectivity, and service retention.</p> <p>(b) \$4,000,000.00 for capital development projects at general aviation airports in this state. Capital development projects include obstruction removal, pavement rehabilitation, fuel facility construction, and terminal improvements.</p> | | |
| | | <p>Lake Michigan Car Ferry</p> <p>Sec. 1102. From the funds appropriated in part 1 for Lake Michigan car ferry, \$2,000,000.00 shall be used for decarbonization planning and implementation of clean-energy maritime technology on the S. S. Badger.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---------------------------|------------|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| | | <p>Rail grade separation program</p> <p>Sec. 1103. Funds appropriated in part 1 for local rail grade separation program shall be expended by the department to support a grant program for the separation of motor vehicle traffic and railroad traffic. Grant funds awarded under this program may be used by local road agencies for design and construction related to a grade separation project or a project that improves traffic at a rail crossing without a full grade separation, including, but not limited to, construction of a rail siding or spur. Projects shall be selected for inclusion in the program subject to available funding and according to the following criteria:</p> <p>(a) Grade separation projects that will eliminate significant blockages or backups.</p> <p>(b) Grade separation projects that will have a positive impact on the local economy, safety, and the efficient movement of goods and people.</p> <p>(c) Any other criteria established by the department.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---------------------------|------------|---|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| | | <p style="background-color: yellow;">Local Road and Material Research Program</p> <p>Sec. 1104(1). From the funds appropriated in part 1 for local road and material program, the department shall establish a local road and material research program with the purpose of promoting and funding applied research related to road and bridge preservation on the local road system, including research into innovative materials and processes.</p> <p>(2) The program shall be administered by a local road agency research board consisting of representatives of local road agencies, the department, and a state university with a college of engineering.</p> <p>(3) Research project proposals may be submitted by local road agencies and state university engineering faculty. Grants shall be awarded through a competitive grant application process. Projects shall be selected for inclusion in the program subject to available funding and according to criteria established by the local road agency research board.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---------------------------|------------|--|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| | | <p>New Technology and Mobility</p> <p>Sec. 1105. (1) From the 1-time funds appropriated in part 1 for new technology and mobility, \$36,450,000.00 is appropriated to the department to be used as follows:</p> <p>(a) \$15,000,000.00 for implementation of aerial mobility and drone infrastructure projects, including drone hubs, drone ports, and last mile delivery.</p> <p>(b) \$8,000,000.00 for Michigan mobility fund platform and mobility public-private partnership and programming projects.</p> <p>(c) \$1,000,000.00 for Michigan mobility fellows</p> <p>(d) \$4,500,000.00 for an inductive charging interoperability pilot project.</p> <p>(e) \$5,000,000.00 to develop and implement a road usage charge/vehicle miles traveled fee pilot project</p> <p>(f) \$2,950,000.00 for a Michigan e-bike purchase incentive program to implement House Bill 4491 of the 102nd Legislature if the bill is enacted into law.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---------------------------|------------|---|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| | | <p>School Zone Speed Enforcement</p> <p>Sec. 1106. (1) From the funds appropriated in part 1 for school zone automated speed enforcement pilot project, the department shall develop and implement an automated school zone speed enforcement pilot project. The purpose of the project is to determine the effectiveness of automated speed enforcement technology combined with a public education and information campaign.</p> | | |
| | | <p>(2) In implementing the pilot project program under this section, the department shall partner with a local police agency and a private industry consultant. The private industry consultant must adhere to national Criminal Justice Information Services guidelines, have facilities and practices audited annually, and be strategic partners with the National Law Enforcement Telecommunication System, (NLETS).</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---------------------------|------------|---|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| | | <p>(3) The department shall submit a report on the pilot project. The report shall include a description of project methodology, findings and recommendations.. The report shall be submitted to standard report recipients on or before March 1, 2025.</p> | | |
| | | <p>Supplier Info System</p> <p>Sec. 1107. From the funds appropriated in part 1 for supplier risk assessment and information subscription service, the department shall use not less than \$50,000 for a comprehensive supplier risk and information subscription service for precontract risk assessment.</p> | | |
| | | <p>Bioswales</p> <p>Sec. 1108. From the funds appropriated in part 1, the department shall install bioswales, biofilters, and other vegetated channels in state trunkline highway medians in order to treat, convey, infiltrate, and attenuate incoming stormwater runoff. Actions required under this section include but are not limited to conversion of state trunkline medians to vegetation including wildflowers.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---------------------------|------------|---|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| | | <p>Road Diet</p> <p>Sec. 1109(1). From the funds appropriated in part 1, the department shall study factors related to implementation of road diets on non-freeway state trunkline highways within municipal boundaries. The study shall review all of the following:</p> <ul style="list-style-type: none"> a. costs of roadway conversion. b. cost savings related to maintenance and operation. c. impacts to all roadway users. <p>(2). As used in this section "road diet" means a roadway reconfiguration to reduce the number of vehicular travel lanes with a view to enhanced safety, mobility and access for all road users and accommodation of a variety of transportation modes.</p> | | |
| | | <p>One Time Local Bus Operating</p> <p>Sec. 1110. From the funds appropriated in part 1 for one-time local bus operating, the department shall distribute funds to eligible authorities and eligible governmental agencies as those terms are defined in section 10c of 1951 PA 51, MCL 247.660c, in accordance with the provisions of section 10e(4)(a) of 1951 PA 51, MCL 247.660e.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|----------------------|----------------------|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| FY 2023-24 One-Time Sections | | | | |
| <p><i>Intermodal Capital Investment Grants</i> Sec. 1001. (1) Funds appropriated in part 1 for intermodal capital investment grants shall be expended by the department to support capital needs that improve rail, marine, intercity, and local transit infrastructure or equipment in this state and that are eligible for funding under sections 10d or 10s of 1951 PA 51, MCL 247.660d and 247.660s, or the fixed guideway capital investment grants program authorized in section 30005 of the infrastructure investment and jobs act, Public Law 117-58.</p> | Not Included. | Not Included. | | |
| <p>(2) The department may require a local match for local projects funded by the intermodal investment capital grants program consistent with the provisions of 1951 PA 51, MCL 247.651 to 247.675. In addition, the department may leverage all available federal grant funding in support of projects selected for the program. All federal and local funds received are appropriated for the purposes of the program.</p> | Not Included. | Not Included. | | |
| <p>(3) The department shall develop program guidelines and selection criteria in consultation with the Michigan infrastructure office.</p> | Not Included. | Not Included. | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|-----------------------------|-----------------------------|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>Bridge Bundling Initiative</i> Sec. 1002. (1) Funds appropriated in part 1 for the local bridge bundling initiative shall be expended by the department to support a statewide program for the rehabilitation or replacement of locally owned bridges. The department shall coordinate the local bridge bundling initiative and issue contracts necessary for planning, design, and construction work related to bridges selected for the program. Bridges shall be selected for inclusion in the program subject to available funding and according to all of the following criteria:</p> <p>(a) Locally owned bridges that have previously been considered for funding under the local bridge program created in section 10(4) of 1951 PA 51, MCL 247.660.</p> <p>(b) Nature of the need and geographic dispersal throughout this state.</p> <p>(c) The difficulty that a local government would have in funding the local bridge project.</p> | <p>Not Included.</p> | <p>Not Included.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|-----------------------------|-----------------------------|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p>(2) The bridge bundling initiative is designated as a work project appropriation. Any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:</p> <p>(a) The purpose of the project is to bundle bridges for more efficient construction.</p> <p>(b) The project will be accomplished by utilizing state employees or contracts with service providers, or both.</p> <p>(c) The total estimated cost of the project is \$80,000,000.00.</p> <p>(d) The tentative completion date is September 30, 2028.</p> | <p>Not Included.</p> | <p>Not Included.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|---|---|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>MI Contracting Opportunity</i> Sec. 1003. Funds appropriated in part 1 for MI contracting opportunity shall be expended by the department to support activities that enhance the development and availability of contractors or suppliers for the delivery of the department’s programs that are socially or economically disadvantaged business concerns as defined under section 100002 of the infrastructure investment and jobs act, Public Law 117-58. These activities may include, but are not limited to, any of the following:</p> <p>(a) A revolving loan program to provide for bank fees and initial project-based loans for socially or economically disadvantaged businesses to participate in the delivery of the department’s programs.</p> <p>(b) Development of a small business mentor protégé program.</p> <p>(c) A program to expand the availability of affordable insurance options for eligible suppliers.</p> <p>(d) Development of a small business trucking program.</p> | <p>Not Included. (See Sec. 1003 above from language associated with the FY 2024-25 budget proposal).</p> | <p>Not Included. (See Sec. 1003 above from language associated with the FY 2024-25 budget proposal).</p> | | |
| <p><i>New Technology/Mobility Grants</i> Sec. 1004. (1) From the funds appropriated in part 1 for new technology and mobility, \$18,500,000.00 shall be expended by the department to be used as follows:</p> <p>(a) \$10,000,000.00 for implementation of advanced aerial mobility and drone infrastructure projects, including vertiports, drone hubs, drone ports, and last mile delivery.</p> <p>(b) \$5,000,000.00 for a Lake Michigan electric vehicle circuit tour project.</p> | <p>Not Included.</p> | <p>Not Included.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| | FY 2024-25 | | | |
|---|-----------------------------|-----------------------------|--------|------------|
| FY 2023-24 CURRENT LAW | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p>(c) \$3,500,000.00 for creation and implementation of a shared streets and spaces program, and all of the following apply:</p> <p>(i) The department shall establish and administer a shared streets and spaces grant program to provide grant funding, as provided in this section, to municipalities and public transit agencies to implement improvements to plazas, sidewalks, curbs, streets, bus stops, parking areas, and other public spaces in support of public health, safe mobility, and strengthened commerce.</p> <p>(ii) The funds are appropriated for grants for new or improved bicycle and pedestrian infrastructure intended to increase safety and convenience of biking and walking. Eligible projects include any of the following:</p> <p>(A) New or improved pedestrian crossings, including new paint, shortened crossings, better ramps, or refuge islands.</p> <p>(B) Pedestrian signal upgrades at intersections or mid-block crossings.</p> <p>(C) Bike lanes.</p> <p>(D) Trails or shared-use path connections.</p> <p>(E) At-grade rail crossing improvements for bicyclists and pedestrians.</p> <p>(F) Bicycle parking.</p> <p>(G) Pedestrian or bicyclist lighting.</p> <p>(H) Pedestrian or bicyclist wayfinding.</p> <p>(I) New bikeshare equipment.</p> <p>(J) Bicycle-friendly drain grates.</p> <p>(iii) Grants for projects under the shared streets and spaces grant program may be awarded up to \$200,000.00 per project to any municipality or public transit agency.</p> <p>(iv) Projects funded through the shared streets and spaces grant program must be established under a grant agreement that does both of the following:</p> <p>(A) Outlines milestones and activities that must be met in order to receive a disbursement of funds.</p> <p>(B) Identifies measurable project outcomes.</p> | <p>Not Included.</p> | <p>Not Included.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|----------------------|----------------------|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| (2) In implementing the appropriations in this section, the department shall work with the office of future mobility and electrification. | Not Included. | Not Included. | | |
| (3) As used in this section: (a) “Municipality” means an incorporated city. (b) “Public transit agency” means an eligible authority or eligible governmental agency as those terms are defined in section 10c of 1951 PA 51, MCL 247.660c. | Not Included. | Not Included. | | |
| <p>Critical Infrastructure Sec. 1005. (1) Funds appropriated in part 1 for critical infrastructure projects shall be expended for infrastructure projects and are designated as a work project appropriation. Any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:</p> <p>(a) The purpose of the project is to fund infrastructure in critical need. (b) The project will be accomplished by utilizing state employees or contracts with service providers, or both. (c) The total estimated cost of the project is \$181,600,000.00. (d) The tentative completion date is September 30, 2028.</p> | Not Included. | Not Included. | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|-----------------------------|-----------------------------|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p>(2) The funds described in subsection (1) must be divided accordingly:</p> <p>(a) \$5,000,000.00 is appropriated for a local disaster relief fund. The local disaster relief fund shall provide funding for a local disaster relief program. The local disaster relief program shall provide grants to local road agencies in response to natural disasters and other emergency events that affect transportation infrastructure or operations.</p> <p>(b) \$10,000,000.00 to the department to be used for the highest-priority rail grade separation projects throughout this state.</p> <p>(c) \$1,000,000.00 to a county with a population in excess of 1,700,000 according to the latest federal decennial census, to be used for an avenue improvement program.</p> <p>(d) \$5,000,000.00 to a city with a population between 13,330 and 13,340 according to the latest federal decennial census to be used for dock and port rehabilitation.</p> <p>(e) \$10,000,000.00 for the department to design and build a sound wall in the city of Troy.</p> <p>(f) \$10,000,000.00 to a city with a population between 61,000 and 62,000 according to the latest federal decennial census to be used for a bridge.</p> | <p>Not Included.</p> | <p>Not Included.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|-----------------------------|-----------------------------|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p>(g) \$100,000.00 to a township with a population between 91,000 and 92,000 according to the latest federal decennial census to be used for the purpose of roadway reconstruction and rehabilitation.</p> <p>(h) \$1,000,000.00 to the department for grant funding to Miss Dig as follows:</p> <p>(i) \$500,000.00 for the development of utility mapping including digitized records of utility facilities.</p> <p>(ii) \$500,000.00 for Miss Dig education and training activities.</p> <p>(i) \$1,000,000.00 to the County Road Association to update the new cloud-based management system.</p> <p>(j) \$5,000,000.00 to a township with a population between 98,000 and 99,000 according to the latest federal decennial census to be used for reconstruction of roads and sidewalks affected by alkali silica reaction.</p> <p>(k) \$1,440,000.00 to a county commission in a county with a population between 193,000 and 194,000 according to the latest federal decennial census to be used for road construction.</p> <p>(l) \$1,600,000.00 to a city with a population of between 28,600 and 28,700 located in a county with a population of greater than 1,750,000 according to the latest federal decennial census for a road construction project.</p> | <p>Not Included.</p> | <p>Not Included.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|-----------------------------|-----------------------------|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p>(m) \$1,400,000.00 to a city with a population of between 40,200 and 40,300 located in a county with a population of greater than 1,750,000 according to the latest federal decennial census for a road construction project.</p> <p>(n) \$3,000,000.00 to a county with a population between 8,100 and 8,200 according to the latest federal decennial census for the construction of a transportation facility.</p> <p>(o) \$260,000.00 to a city with a population between 28,000 and 28,450 according to the latest federal decennial census for sidewalk and alley repairs.</p> <p>(p) \$9,400,000.00 to an airport in a county with a population between 79,000 and 80,000 according to the latest federal decennial census, partially in a city with a population above 30,000 according to the latest federal decennial census, to be used for roadway improvements.</p> <p>(q) \$20,000,000.00 to the department for a rail grade separation project in the city of Trenton on a state trunkline road near the intersection of Van Horn and highway M-85.</p> <p>(r) \$5,000,000.00 to a township for road construction in a county with a population between 800,000 and 900,000 according to the latest federal decennial census, in a township with a population between 90,000 and 95,000 according to the latest federal decennial census, to be used as a local match for a county road.</p> <p>(s) \$10,000,000.00 to a county with a population between 100,000 and 105,000 according to the latest federal decennial census, to be used for a road reconstruction project.</p> <p>(t) \$10,000,000.00 to a county with a population between 79,000 and 80,000 according to the latest federal decennial census, for road reconstruction.</p> | <p>Not Included.</p> | <p>Not Included.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|--|-----------------------------|-----------------------------|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p>(u) \$20,000,000.00 to the department for the construction of the highway US-131 business loop interchange in the city of Kalamazoo.</p> <p>(v) \$20,000,000.00 to a county with a population above 1,700,000 according to the latest federal decennial census for rehabilitation or reconstruction of a county-owned movable bridge.</p> <p>(w) \$10,000,000.00 to a county with a population above 1,700,000 according to the latest federal decennial census in a township with a population between 30,000 and 30,500 according to the latest federal decennial census for the rehabilitation or reconstruction of a bridge.</p> <p>(x) \$7,000,000.00 to a nonprofit economic development organization in a city with a population between 52,000 and 53,000 according to the latest federal decennial census for drone park construction including radar visualization systems.</p> | <p>Not Included.</p> | <p>Not Included.</p> | | |
| <p><i>Rail Operations and Infrastructure</i> Sec. 1006. From the funds appropriated in part 1, \$14,900,000.00 for one-time rail operations and infrastructure, the department shall support improvements to railroad operations and capital infrastructure in this state.</p> | <p>Not Included.</p> | <p>Not Included.</p> | | |
| <p><i>Local Bus Operating/ ARP Funds</i> Sec. 1007. From the funds appropriated in part 1, \$45,000,000.00 for ARP - one-time local bus operating, the department shall distribute funds to eligible authorities and eligible governmental agencies as those terms are defined in section 10c of 1951 PA 51, MCL 247.660c, in accordance with the provisions of section 10e(4)(a) of 1951 PA 51, MCL 247.660e.</p> | <p>Not Included.</p> | <p>Not Included.</p> | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
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| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>Mobility Fund Platform</i> Sec. 1008. From the funds appropriated in part 1 for ARP - one-time mobility fund platform, the department shall expend \$3,500,000.00 for mobility public-private partnership and programming projects.</p> | Not Included. | Not Included. | | |
| <p><i>Mobility Challenge</i> Sec. 1009. From the funds appropriated in part 1 for ARP - one-time mobility challenge, the department shall expend \$3,500,000.00 for grants in support of projects related to enhanced transportation services for senior citizens, persons with disabilities, and veterans, and both of the following apply: (a) By not later than March 1, 2024, the department shall submit a report to the state budget director, the chairs of the house and senate committees on appropriations, the house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies on the use of funds appropriated under this section. (b) In implementing the appropriations in this section, the department shall work with the office of future mobility and electrification. In awarding grants under this section, the department must give consideration to diversity and equity values.</p> | Not Included. | Not Included. | | |



DEPARTMENT OF TRANSPORTATION – BOILERPLATE

| FY 2023-24 CURRENT LAW | FY 2024-25 | | | |
|---|-----------------------------|-----------------------------|--------|------------|
| | EXECUTIVE | HOUSE | SENATE | CONFERENCE |
| <p><i>Air Service Revitalization</i> Sec. 1010. From the funds appropriated in part 1 for ARP - one-time air service revitalization, the department shall expend \$7,000,000.00 as follows: (a) \$2,000,000.00 for aeronautics, for capital development assistance to general aviation airports for projects including obstruction removal. (b) \$5,000,000.00 for this state's air service development program.</p> | <p>Not Included.</p> | <p>Not Included.</p> | | |