



SENATE
FISCAL
AGENCY

MICHIGAN STRATEGIC FUND
P.A. 128 of 2009

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FULL-TIME EQUATED (FTE) POSITIONS/ FUNDING SOURCE	FY 2008-09 YEAR-TO-DATE	FY 2009-10 GOV'S REC.	FY 2009-10	FY 2009-10	FY 2009-10 ENACTED	CHANGES FROM FY 2008-09 YEAR-TO-DATE	
			SENATE PASSED	HOUSE PASSED		ENACTED	AMOUNT
FTE Positions.....	153.0	158.0	153.0	153.0	155.0	2.0	1.3
GROSS.....	148,031,000	163,362,200	118,530,300	146,670,000	114,262,400	(33,768,600)	(22.8)
Less:							
Interdepartmental Grants Received.....	80,300	81,200	81,200	81,200	81,200	900	1.1
ADJUSTED GROSS.....	147,950,700	163,281,000	118,449,100	146,588,800	114,181,200	(33,769,500)	(22.8)
Less:							
Federal Funds.....	64,738,800	56,316,500	55,466,500	55,466,600	56,316,500	(8,422,300)	(13.0)
Local and Private.....	715,600	723,700	723,700	723,700	723,700	8,100	1.1
TOTAL STATE SPENDING.....	82,496,300	106,240,800	62,258,900	90,398,500	57,141,000	(25,355,300)	(30.7)
Less:							
Other State Restricted Funds.....	54,755,200	75,555,300	35,975,600	64,155,300	30,005,300	(24,749,900)	(45.2)
GENERAL FUND/GENERAL PURPOSE.....	27,741,100	30,685,500	26,283,300	26,243,200	27,135,700	(605,400)	(2.2)
PAYMENTS TO LOCALS.....	1,800,000	2,800,000	0	0	0	(1,800,000)	(100.0)

		FY 2008-09 YTD	FY 2009-10 GOVERNOR	FY 2009-10 SENATE	FY 2009-10 HOUSE	FY 2009-10 CONF./ENACTED	GOVERNOR LESS YTD	SENATE LESS YTD	HOUSE LESS YTD	CONFERENCE
MICHIGAN STRATEGIC FUND										
1.	Administration	FTE	22.0	22.0	22.0	22.0	0.0	0.0	0.0	0.0
	Governor: Economics - \$36,100.	Gross	2,518,600	2,591,200	2,332,100	2,494,200	72,600	(186,500)	(24,400)	(105,500)
		GF/GP	2,518,600	2,591,200	2,332,100	2,494,200	72,600	(186,500)	(24,400)	(105,500)
	Senate: Reduced by 10% (\$259,100).									
	House: Reduced by 2.3% (\$60,900).									
	Conference: Reduced by 6.8% or (\$178,100) from Governor.									
2.	Job Creation Services	FTE	125.0	125.0	125.0	127.0	0.0	0.0	0.0	2.0
	Governor: Economics - \$194,100.	Gross	16,863,000	17,263,100	15,864,500	16,739,200	400,100	(998,500)	(123,800)	(561,100)
	E.O. 2009-22 reduced by (\$206,000).	IDG	80,300	81,200	81,200	81,200	900	900	900	900
		Federal	2,438,800	2,466,500	2,466,500	2,466,500	27,700	27,700	27,700	27,700
	Senate: Reduced GF/GP by 10% (\$1,398,600).	Private	715,600	723,700	723,700	723,700	8,100	8,100	8,100	8,100
		Restricted	5,200	5,300	5,300	5,300	100	100	100	100
	House: Reduced GF/GP by 2.6% (\$366,600).	GF/GP	13,623,100	13,986,400	12,587,800	13,462,500	363,300	(1,035,300)	(160,600)	(597,900)
	Conference: Transferred in 2.0 FTEs for the Arts Council. Reduced by 6.8% or (\$961,200) GF from Governor.									
	NOTE: ARRA supplemental funding of \$300,000 provided in PA 7 of 2009 is for use over two fiscal years for administrative support of the Community Development Block Grant program.									
3.	Jobs for Michigan Investment Program: 21st Century Jobs Fund	Gross	52,950,000	75,000,000	32,420,300	62,000,000	22,050,000	(20,529,700)	9,050,000	(24,450,000)
	E.O. 2009-22 reduction - (\$9,050,000).	Restricted	52,950,000	75,000,000	32,420,300	62,000,000	22,050,000	(20,529,700)	9,050,000	(24,450,000)
	Governor: Restored \$22,050,000 from reduction and veto in FY 2008-09.	GF/GP	0	0	0	0	0	0	0	0
	Senate: Transferred \$3.0 million into separate line for DCCC. Reduced remaining appropriation by 53% (\$39,579,700) from Governor.									
	House: Increased by \$9,050,000 over year-to-date.									
	Conference: Reduced by \$46.5 million from Governor. Reduction amount includes \$9.0 appropriated in Convention Facility Act for Cobo expansion.									

		FY 2008-09 YTD	FY 2009-10 GOVERNOR	FY 2009-10 SENATE	FY 2009-10 HOUSE	FY 2009-10 CONF./ENACTED	GOVERNOR LESS YTD	SENATE LESS YTD	HOUSE LESS YTD	CONFERENCE
MICHIGAN STRATEGIC FUND										
4.	Defense Contract Coordination Center	Gross	N/A	N/A	3,000,000	0	0	3,000,000	0	0
	Senate: Created this new line item. Funded with 21st Century Jobs Trust Fund.	Restricted	N/A	N/A	3,000,000	0	0	3,000,000	0	0
		GF/GP	N/A	N/A	0	0	0	0	0	0
	House: Not included.									
	Conference: Concurred with House.									
5.	Michigan Promotion Program	Gross	5,717,500	5,717,500	5,145,700	5,402,800	0	(571,800)	(314,700)	(314,700)
	Governor: No change in current year.	GF/GP	5,717,500	5,717,500	5,145,700	5,402,800	0	(571,800)	(314,700)	(314,700)
	Senate: Reduced by 10% (\$571,800).									
	House: Reduced by 5.5% (\$314,700).									
	Conference: Concurred with House.									
6.	Economic Development Job Training Grants	Gross	5,704,600	6,724,500	6,052,000	4,706,500	1,019,900	347,400	(998,100)	(998,800)
	E.O. 2009-22 reduction - (\$1,166,200)	GF/GP	5,704,600	6,724,500	6,052,000	4,706,500	1,019,900	347,400	(998,100)	(998,800)
	Governor: Annualized reduction from E.O. 2008 -21 - (\$149,000).									
	E.O. 2009-22 reduction not included.									
	Senate: Reduced by 10% (\$672,500).									
	House: Reduced by 17.5% (\$998,100).									
	Conference: Reduced by 17.5% or (\$998,800) from current year. Reduced by (\$2,018,700) from Governor.									
7.	Community Development Block Grants	Gross	53,000,000	53,000,000	53,000,000	53,000,100	0	0	100	0
	Governor: No change from current year.	Federal	53,000,000	53,000,000	53,000,000	53,000,100	0	0	100	0
		GF/GP	0	0	0	0	0	0	0	0
	Senate: Concurred with Governor.									
	House: Concurred with Governor and Senate.									
	NOTE: ARRA supplemental funding of \$9.0 million was appropriated in PA 7 of 2009 for use over two fiscal years.									

		FY 2008-09 YTD	FY 2009-10 GOVERNOR	FY 2009-10 SENATE	FY 2009-10 HOUSE	FY 2009-10 CONF./ENACTED	GOVERNOR LESS YTD	SENATE LESS YTD	HOUSE LESS YTD	CONFERENCE	
MICHIGAN STRATEGIC FUND											
8.	Business incubator program	Gross	1,250,000	0	100	1,600,000	950,000	(1,250,000)	(1,249,900)	350,000	(300,000)
	Governor: Did not include this line item.	Restricted	1,250,000	0	0	1,600,000	950,000	(1,250,000)	(1,250,000)	350,000	(300,000)
		GF/GP	0	0	100	0	0	0	100	0	0
	Senate: Included a \$100 placeholder.										
	House: Increased by 28% or \$350,000. Expanded eligibility to three additional locations. Funded from Investment Fund - Returns to Fund.										
	Conference: Increased by \$50,000 GF/GP from current year.										
	VETO: Governor vetoed \$350,000 boilerplate earmark for Oakland County and Isabella County.										
9.	Film Office	FTE	6.0	6.0	6.0	6.0	6.0	0.0	0.0	0.0	0.0
	Governor: Economics - \$2,400.	Gross	727,300	734,000	715,600	727,200	721,400	6,700	(11,700)	(100)	(5,900)
		Restricted	550,000	550,000	550,000	550,000	550,000	0	0	0	0
	Senate: Reduced GF/GP by 10% (\$18,400) from Gov.	GF/GP	177,300	184,000	165,600	177,200	171,400	6,700	(11,700)	(100)	(5,900)
	House: Reduced GF/GP by 2.4% (\$4,400) from Gov.										
	Conference: Reduced by 6.8% (\$12,600) from Gov.										
10.	Cultural Economic Development	FTE	N/A	2.0	0	0	0	2.0	0.0	0.0	0.0
	Governor: Transferred from HAL - 2.0 FTEs - \$335,200.	Gross	N/A	335,200	0	0	0	335,200	0	0	0
		GF/GP	N/A	335,200	0	0	0	335,200	0	0	0
	Senate: Did not include line item. Program will be included in SB 247.										
	House: Not included.										
	Conference: E.O. 2009-36 did not include this line.										
11.	Council for Arts and Cultural Affairs	FTE	N/A	5.0	0	0	0	5.0	0.0	0.0	0.0
	Governor: Transferred this line from HAL - 5.0 FTEs - \$499,900.	Gross	N/A	499,900	0	0	0	499,900	0	0	0
		Federal	N/A	28,000	0	0	0	28,000	0	0	0
		GF/GP	N/A	471,900	0	0	0	471,900	0	0	0
	Senate: Did not include line item. Program will be included in SB 247.										
	House: Not included.										
	Conference: Rolled 2.0 staff into Job Creation Services line item above. Rolled \$417,400 GF and Federal funds into grants line below. Included language in boilerplate to restrict administrative costs to \$100,000 out of grants funding.										

			FY 2008-09 YTD	FY 2009-10 GOVERNOR	FY 2009-10 SENATE	FY 2009-10 HOUSE	FY 2009-10 CONF./ENACTED	GOVERNOR LESS YTD	SENATE LESS YTD	HOUSE LESS YTD	CONFERENCE
MICHIGAN STRATEGIC FUND											
12.	Arts and Cultural Institution Planning Grants	Gross	N/A	1,822,000	0	0	2,267,400	1,822,000	0	0	2,267,400
	Governor: Created this new Arts Grants Program.	Federal	N/A	822,000	0	0	850,000	822,000	0	0	850,000
		GF/GP	N/A	1,000,000	0	0	1,417,400	1,000,000	0	0	1,417,400
	Senate: Did not include line item. Existing Arts Grants-type program included in SB 247.										
	House: Not included.										
	Conference: Rolled admin \$417,400 GF, and \$28,000 Federal money into grants line.										



STRATEGIC FUND AGENCY BOILERPLATE

		<u>FY 2009-10 Changes to Current Act</u>			
FY 2008-09 CURRENT ACT		GOVERNOR	SENATE	HOUSE	CONFERENCE
1.	Sec. 1001. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$10,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act under section 393(2) of the management and budget act, 1984 PA 431, MCL18.1393.	1001(1)	Not included.	1001(1)	1001(1) Concurred with House.
	(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$1,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.	(2)	(1)	(2)	(2)
	(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$700,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.	(3)	(2)	(3)	(3)
2.	Sec. 1002. (1) The appropriation in part 1 to the fund for the economic development job training program is focused on skills businesses need to compete in the twenty-first century. The purpose of this program is to develop a specific skill, for Michigan residents identified for a particular Michigan business that assists that company to compete in the global economy and to create or retain high-paying jobs for Michigan residents.	1002(1) Rename as the "Economic Diversification Skills Training Program".	1002(1) Retained current language.	1002(1) Concurred with Governor.	1002(1) Concurred with Senate.

		<u>FY 2009-10 Changes to Current Act</u>			
	FY 2008-09 CURRENT ACT	GOVERNOR	SENATE	HOUSE	CONFERENCE
	Sec. 1002. (1) Cont.	<p>Restate purpose: "...to assist companies doing business in Michigan to develop a specific skill for their Michigan residents workers to compete in the global economy, to provide Michigan workers with emerging skills training for high-technology activities, identified for a particular Michigan business that assists that company to compete in the global economy, and to create or retain high-paying jobs for Michigan residents workers."</p>			
	(2) Not more than \$800,000.00 of the total appropriation in part 1 may be expended for administrative costs by the fund. Not more than 10% of the total grant award may be expended by a recipient for administration costs.	(2)	(2) Changed to: "Not more than 10% of the total grant award may be expended by the agency or a recipient for administration costs."	(2)	(2)

		<u>FY 2009-10 Changes to Current Act</u>			
	FY 2008-09 CURRENT ACT	GOVERNOR	SENATE	HOUSE	CONFERENCE
	(3) No funds appropriated in part 1 to the fund for the economic development job training program grants may be expended for the training of permanent striker replacement workers, unless a strike exceeds 3 years and good faith negotiations are ongoing.	(3) Renamed program and deleted " ... , unless a strike exceeds 3 years and good faith negotiations are ongoing "	(3) Retained current language.	(3) Concurred with Governor.	(3) Concurred with House.
	(4) An applicant may be a school district, intermediate school district, community college, public or private nonprofit college or university, nonprofit organization whose primary purpose is to provide education programs or employment and training services or vocational rehabilitation programs or school-to-work transition programs, local workforce development board, the headquarters of a federal and state-sponsored manufacturing technology center, or a consortium consisting of any combination of school districts, intermediate school districts, community colleges, nonprofit organizations described in this subsection, or public or private nonprofit colleges or universities described in this subsection or a business which creates at least 100 new jobs at a single location in a period not to exceed 2 years from the date of the grant award, or a business with less than 50 employees and an individual grant award of less than \$20,000.00, or a consortium consisting of any combination of any of the applicants listed.	(4) "... a consortium consisting of any combination of school districts, intermediate school districts, community colleges, nonprofit organizations described in this subsection, or public or private nonprofit colleges or universities described in this subsection or a business which creates at least 100 new jobs at a single location in a period not to exceed 2 years from the date of the grant award, or a business with less than 50 employees and an individual grant award of less than \$20,000.00, or a consortium ..." " ... a for-profit business or a "	(4) Retained current language.	(4) Concurred with Governor.	(4) Concurred with House.

		<u>FY 2009-10 Changes to Current Act</u>			
	FY 2008-09 CURRENT ACT	GOVERNOR	SENATE	HOUSE	CONFERENCE
	(5) On or before October 1, the fund shall publish proposed application criteria, instructions, and forms for use by eligible applicants. The fund shall provide at least a 2-week period for public comment prior to finalization of the application criteria, instructions, and forms.	(5)	(5)	(5)	(5)
	(6) The award process will include a simple notice of intent to be reviewed to see if the application merits further consideration. If so, a full application may be submitted. Applications for all grants shall be submitted to the fund, and each application shall contain at least all of the following:	(6)	(6)	(6)	(6)
	(a) The name, address, and total number of employees of each business organization whose employees are receiving job training.	(a)	(a)	(a)	(a)
	(b) A description of the specific job skills that will be taught.	(b)	(b)	(b)	(b)
	(c) A clear statement of the project's scope of activities and number of participants to be involved.	(c)	(c)	(c)	(c)
	(d) A commitment to maintain participant records in a form and manner required by the fund.	(d)	(d)	(d)	(d)
	(e) A budget which relates to the proposed activities and various program components.	(e)	(e)	(e)	(e)
	(7) Priority in the fund's awarding of grants shall be based on the following criteria:	(7) Replaced with " In the awarding of grants the fund shall consider the following criteria:.. "	(7) Retained current language.	(7) Concurred with Governor.	(7) Concurred with Senate.
	(a) Training in skills needed for high-technology activities, as defined in section 3(l) of the Michigan economic growth authority act, 1995, PA 24 as amended.	(a) New language added.	Not Included.	(a) Concurred with Governor.	Concurred with Senate.
	(a) Demonstrated need for the type of training offered.	(b)	(a)	(b)	(a)

		<u>FY 2009-10 Changes to Current Act</u>			
	FY 2008-09 CURRENT ACT	GOVERNOR	SENATE	HOUSE	CONFERENCE
	(b) Creation or retention of high wage and high skilled level jobs within a predetermined time period. If the employer does not create or retain the number of jobs specified within the predetermined time period, the employer shall reimburse the state for the entire direct grant awarded under this program, prorated to the number of actual jobs created or trained compared to the number in the original jobs identified in the grant application. The number of jobs created and retained will be verified by the employer via audit after the training is completed.	(c) Retained first sentence. Moved remaining language to subsection (11).	(b)	(c) Concurred with Governor.	(b)
	(c) Other criteria determined by the fund to be important.	(d)	(c)	(d)	(c)
	(8) Participants in the economic development job training program shall be 16 years or older and not enrolled and counted in membership in a school district, intermediate school district, or community college, or any other program funded with state funding. Any training provider that receives state appropriated funds shall not include in the enrollment data reported for determining state aid any student credit hours or student contact hours for a student who is a participant in the economic development job training program. Exclusions of these students is intended to avoid payment of state aid for the same individuals for whom training costs are paid for through the economic development job training program.	Deleted.	(8) Retained current language.	Deleted.	Concurred with House.
	(9) A recipient of a grant under this section shall not charge tuition or fees to participants in the program funded by the economic development job training program grant. However, a nonprofit organization may charge tuition or fees if the tuition plan or fees are recognized by the state and the nonprofit organization receives additional funding from other governmental or private funding sources for its programs.	(8) Changed program name.	(9) Retained current name.	(8) Concurred with Governor.	(8) Concurred with Senate.
	(10) For training delivered to incumbent workers, the employer receiving the benefit of the training shall provide a minimum of 30% and a maximum of 50% of the program costs in matching funds as necessitated by the program.	(9) Changed program name. Deleted "...and a maximum of 50%..."	(10) Retained current language.	(9) Concurred with Governor.	(9)

		<u>FY 2009-10 Changes to Current Act</u>			
	FY 2008-09 CURRENT ACT	GOVERNOR	SENATE	HOUSE	CONFERENCE
	(11) Grant funds shall be expended on a cost reimbursement basis.	(10) New text: "Grant funds may be used for job training and development activities in furtherance of the purposes listed in subsection (1) These activities include, but are not limited to:	(11) Retained current language.	(10) Concurred with Governor.	(10) Concurred with Senate.
	(a) Job training needed to perform a high-technology activity, as defined in section 3(l) of the Michigan economic growth authority act, 1995 PA 24, as amended.	(a) New text added.	Not included.	(a) Concurred with Governor.	Concurred with Senate.
	(b) Job training for which there is a demonstrated need for the type of training offered.	(b) New text added.	Not included.	(b) Concurred with Governor.	Concurred with Senate.
	(c) Participation in a degree program at a Michigan community college, college or university, in a program related to the performance of a high-technology activity, as defined in section 3(l) of the Michigan economic growth authority act, 1995 PA 24, as amended.	(c) New text added.	Not included.	(c) Concurred with Governor.	Concurred with Senate.
	(d) Development of job training curriculum for skills needed to perform a high technology activity, as defined in section 3(l) of the Michigan economic growth authority act, 1995 PA 24, as amended.	(d) New text added.	Not included.	(d) Concurred with Governor.	Concurred with Senate.
	(e) Reimbursement of wages of employees participating in job training funded under this section.	(e) New text added.	Not included.	(e) Concurred with Governor.	Concurred with Senate.
	(f) Training and related costs necessary to obtain a particular certification in connection with an expertise or skill required for a business to remain competitive or for a business within the supply chain of a business that has received an economic diversification skills training fund grant.	(f) New text added.	Not included.	(f) Concurred with Governor.	Concurred with Senate.

		<u>FY 2009-10 Changes to Current Act</u>			
FY 2008-09 CURRENT ACT		GOVERNOR	SENATE	HOUSE	CONFERENCE
(g) Consulting services that assist a business with expanding operations into a high-technology activity, as defined in section 3(l) of the Michigan economic growth authority act, 1995 PA 24, as amended.		(g) New text added.	Not included.	(g) Concurred with Governor.	Concurred with Senate.
(h) Recruitment assistance provided that recruitment assistance may only be reimbursed upon the grantee's demonstration to the satisfaction of the fund that recruitment is targeted to a particular skill set that is in limited supply in Michigan.		(h) New text added.	Not included.	(h) Concurred with Governor.	Concurred with Senate.
		(11) Move language from (7) (b) and modify clawback provision. Changed: " For grants to for-profit businesses , if the employer does not create or retain the number of jobs specified in the grant agreement within the predetermined time period determined by the fund , the employer shall reimburse the state fund for the entire direct grant awarded under this program, prorated to the number of actual jobs created or trained compared to the number in the original jobs identified in the grant application. reduced by the ratio of the number	See 1002 (7)(b)	(11) Concurred with Governor.	(11) Concurred with House.

		<u>FY 2009-10 Changes to Current Act</u>			
FY 2008-09 CURRENT ACT		GOVERNOR	SENATE	HOUSE	CONFERENCE
		<p>of jobs that were actually created or retained to the number of jobs to be created or retained under the grant agreement. The number of jobs created and retained will be verified by the employer via audit after the training is completed.", and made several other edits.</p>			
(12) A recipient of a grant under this section shall allow the fund or the agency's designee to audit all records related to the grant for all entities that receive money, either directly or indirectly through a contract, from the grant funds. A grant recipient or contractor shall reimburse the state for all disallowances found in the audit. Costs disallowed under subsection (7)(b) based on the employer job creation and retention requirements are not the same as the training costs that are disallowed in this subsection.		(12) Updated reference from 7(b) to (11).	(12) Retained current language.	(12) Concurred with Governor.	(12) Concurred with Senate.
(13) The fund shall provide to the state budget director and the fiscal agencies by November 1 of each year a report on the economic development job training program grants. The report shall provide this information for each grant or contract awarded during the preceding full fiscal year. The report shall contain all of the following:		(13) Changed program name.	(13) Retained current language.	(13) Concurred with Governor.	(13) Concurred with Senate.
(a) The amount and recipient of each grant or contract.		(a)	(a)	(a)	(a)
(b) The number of participants under each grant or contract and the number of new hires who are in training under the grant.		(b)	(b)	(b)	(b)
(c) The names, addresses, and total number of employees of all business organizations for whom training is or will be provided.		(c) Deleted "addresses" as a report element	(c) Retained current language.	(c) Concurred with Governor.	(c) Changed "addresses" to "county location".

		<u>FY 2009-10 Changes to Current Act</u>			
	FY 2008-09 CURRENT ACT	GOVERNOR	SENATE	HOUSE	CONFERENCE
	(d) The matching funds, if any, to be provided by a business organization.	(d)	(d)	(d)	(d)
	(e) The number of jobs created as a result of the grant.	(e)	(e)	(e)	(e)
	(14) As a condition of receiving funds under part 1 of this act, the fund shall not expend any of the economic development job training program funds to train any employee who is an officer of a corporation in a corporation employing more than 250 employees.	Deleted.	(14) Retained current year language.	Not included.	Concurred with House.
	(15) The Michigan strategic fund shall allocate \$500,000.00 for aerospace certification grants as described in this subsection. The grants shall be funded from the appropriation in part 1 for economic development job training grants or work project funds available for the defense contract coordination center, or both. The Michigan strategic fund shall report to the senate and house subcommittees on general government, the fiscal agencies, and the state budget office by January 15, 2009 on the sources of funding for this program. The funds shall be allocated for the following purposes:	Deleted.	Deleted.	Deleted.	Deleted.
	(a) \$250,000.00 shall be allocated for aerospace certification grants to assist manufacturers in becoming certified for aerospace manufacturing. Priority shall be given to ISO or TS certified companies that are members of a state of Michigan nonprofit, tax-exempt aerospace manufacturers association and have received a request for quotes or request for proposal from an aerospace company. Grant awards of up to \$10,000.00 shall be given to a qualifying company seeking such certification. As used in this section, "ISO" means international organization for standardization and "TS" means technical specification.	Deleted.	Deleted.	Deleted.	Deleted.

		<u>FY 2009-10 Changes to Current Act</u>			
FY 2008-09 CURRENT ACT		GOVERNOR	SENATE	HOUSE	CONFERENCE
	(b) \$250,000.00 shall be provided to the Michigan aerospace manufacturers association, a nonprofit, tax-exempt, aerospace-based manufacturing association. Funding shall be used for organizational assistance and to advance and promote the aerospace manufacturing community in the state of Michigan within the global economy.	Deleted.	(b) Changed to: (15) Of the funds appropriated in part 1 for the economic development job training grants, \$250,000.00 shall be provided allocated to the Michigan aerospace manufacturers.....	Not included.	(14) Concurred with Senate.
	(c) The fund shall report to the subcommittees and fiscal agencies by September 30 a listing of all grant recipients and the amount of the awards allocated.	Deleted.	Deleted.	Deleted.	Deleted.
	(16) Of the funds appropriated in part 1 for economic development job training grants, \$50,000.00 shall be allocated to Mack Alive for employment readiness, job training, and other eligible activities under this section.	Deleted.	Deleted.	Deleted.	Deleted.
3.	Sec. 1003. The Michigan growth capital fund shall be used to develop the technology business sector in Michigan. The Michigan growth capital fund will be used to encourage private and public investment in the technology business sector, and all of the following apply:	1003	1003	1003	1003
	(a) An applicant must match state funds on a 1:1 basis.	(a)	(a)	(a)	(a)
	(b) Eligible uses of the Michigan growth capital fund include investments in organizations and programs that promote the development of new industry sectors in Michigan; inducements to attract additional venture capital funds to finance technology development; support organizations, initiatives, or events that promote entrepreneurship; provide match for university federal research grants; and support technology transfer and commercialization programs with universities and the private sector.	(b)	(b)	(b)	(b)
	(c) The Michigan economic development corporation shall administer the Michigan growth capital fund.	(c)	(c)	(c)	(c)

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(d) All funds received from repayment of loans, unused grants, revenues received from sales or cash flow participation agreements, guarantees, or any combination thereof or interest thereon, originally distributed as part of the Michigan growth capital fund, shall be received, held, and applied by the fund for the purposes described in this section.		(d)	(d)	(d)	(d)
(e) The Michigan economic development corporation shall provide an annual report on the status of the Michigan growth capital fund to the senate appropriations subcommittee on economic development, the house appropriations subcommittee on general government, the senate and house fiscal agencies, and the state budget office by January 31.		(e)	(e)	(e)	(e)
4.	Sec. 1004. Travel Michigan may establish and collect a fee to cover the cost of materials and processing of photographic prints, slides, videotapes, and travel product database information that are requested by the media and other segments of the public and private sectors. The fees collected shall be appropriated for all expenses necessary to purchase and distribute these photographic prints, slides, videotapes, and travel product database information. The funds are available for expenditure when they are received by the department of treasury.	1004 Added: " In addition to the appropriations in part 1, ... "	1004 Concurred with Governor.	1004 Concurred with Governor and Senate.	1004
5.	Sec. 1005. Travel Michigan may receive and expend private revenue related to the use of the "Michigan Great Lakes. Great Times." "The Upper Hand", and "Pure Michigan" copyrighted slogans and images. This revenue may come from the direct licensing of the name and image or from the royalty payments from various merchandise sales. Revenue collected is appropriated for the marketing of the state as a travel destination. The funds are available for expenditure when they are received by the department of treasury.	1005 Added: " In addition to the appropriations in part 1, Travel Michigan... "	1005 Concurred with Governor.	1005 Concurred with Governor and Senate.	1005
6.	Sec. 1006. The fund shall submit on February 15 to the subcommittees, the state budget office, and the fiscal agencies a listing of all grants which have been awarded by the fund or by the Michigan economic development corporation from the funds appropriated in part 1. The list shall include all of the following:	1006	1006	1006	1006
	(a) The name of the recipient.	(a)	(a)	(a)	(a)
	(b) The amount awarded to the recipient.	(b)	(b)	(b)	(b)
	(c) The purpose of the grant.	(c)	(c)	(c)	(c)

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7.	Sec. 1007. (1) The fund shall provide reports to the relevant subcommittees, the state budget director, and the fiscal agencies concerning the activities of the Michigan economic development corporation grants and investment programs financed from the fund using investment or Indian gaming revenues. The report shall provide a list of individual grants and loans made from the fund. The report shall include, but not be limited to, the following programs funded in part 1:	1007	1007	1007	1007
	(a) Travel Michigan, including any expenditures authorized under section 89b of the Michigan strategic fund act, 1984 PA 270, MCL 125.2089b, to supplement the Michigan promotion program. The report shall include the number of commercials produced, the markets in which media buys have been made, and any web-based products that were created with these funds.	(a)	(a)	(a)	(a)
	(b) Business attraction, retention, and growth, including any expenditures authorized under section 89b of the Michigan strategic fund act, 1984 PA 270, MCL 125.2089b, to supplement the Michigan business marketing program. The report shall include the number of commercials produced, the markets in which media buys have been made, and any web-based products that were created as a result of this appropriation.	(b)	(b)	(b)	(b)
	(c) Business services.	(c)	(c)	(c)	(c)
	(d) Community development block grants.	(d)	(d)	(d)	(d)
	(e) Strategic fund administration.	(e)	(e)	(e)	(e)
	(f) Renaissance zones.	(f)	(f)	(f)	(f)
	(g) 21st century investment program.	(g)	(g)	(g)	(g)
	(h) Business and clean air ombudsman.	(h)	(h)	(h)	(h)
	(i) Economic development job training program grants.	(i) Renamed program to "Economic Diversification Skills Training Program Grants"	(i) Retained current language.	(i) Concurred with Governor.	(i) Concurred with Senate.
	(j) Any other programs of the fund.	(j)	(j)	(j)	(j)

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	(2) The reports in subsection (1) shall be submitted by January 15. The report for each program in subsection (1)(a) through (j) shall include details on all revenue sources, actual expenditures, and number of FTEs for that program for the previous fiscal year.	(2)	(2)	(2)	(2)
8.	Sec. 1008. As a condition of receiving funds under part 1, any interlocal agreement entered into by the fund shall include language which states that if a local unit of government has a contract or memorandum of understanding with a private economic development agency, the Michigan economic development corporation will work cooperatively with that private organization in that local area.	1008	1008	1008	1008
9.	Sec. 1009. (1) Of the funds appropriated to the fund or through grants to the Michigan economic development corporation, no funds shall be expended for the purchase of options on land or the purchase of land unless at least 1 of the following conditions applies:	1009	1009	1009	1009
	(a) The land is located in an economically distressed area.	(a)	(a)	(a)	(a)
	(b) The land is obtained through a purchase or exercise of an option at the invitation of the local unit of government and local economic development agency.	(b)	(b)	(b)	(b)
	(2) Consideration may be given to purchases where the proposed use of the land is consistent with a regional land use plan, will result in the redevelopment of an economically distressed area, can be supported by existing infrastructure, and will not cause shifts in population away from the area's population centers.	(2)	(2)	(2)	(2)
	(3) As used in this section, "economically distressed area" means an area in a city, village, or township that has been designated as blighted; a city, village, or township that shows negative population change from 1970 and a poverty rate and unemployment rate greater than the statewide average; or an area certified as a neighborhood enterprise zone.	(3)	(3)	(3)	(3)
10.	Sec. 1010. The money appropriated in part 1 to the fund is subject to the condition that none is spent for premiums or advertising material involving personal effects or apparel including, but not limited to, T-shirts, hats, coffee mugs, or other promotional items, except travel Michigan.	1010	1010	1010	1010

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11.	Sec. 1011. (1) From the general fund/general purpose appropriations in part 1 to the fund and granted or transferred to the Michigan economic development corporation, any unexpended or unencumbered balance shall be disposed of in accordance with the requirements in the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, unless carryforward authorization has been otherwise provided for.	1011	1011	1011	1011
	(2) Any encumbered funds shall be used for the same purposes for which funding was originally appropriated in this act.	(2)	(2)	(2)	(2)
12.	Sec. 1012. (1) As a condition of receiving funds under part 1, the fund shall ensure that the MEDC and the fund comply with all of the following:	1012	1012	1012	1012
	(a) The freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.	(a)	(a)	(a)	(a)
	(b) The open meetings act, 1976 PA 267, MCL 15.261 to 15.275.	(b)	(b)	(b)	(b)
	(c) Annual audits of all financial records by the auditor general or his or her designee.	(c)	(c)	(c)	(c)
	(d) All reports required by law to be submitted to the legislature.	(d)	(d)	(d)	(d)
	(2) If the MEDC is unable for any reason to perform duties under this act, the fund may exercise those duties.	(2)	(2)	(2)	(2)
13.	Sec. 1013. As a condition for receiving the appropriations in part 1, any staff of the Michigan economic development corporation involved in private fund-raising activities shall not be party to any decisions regarding the awarding of grants or tax abatements from the fund, the Michigan economic development corporation, or the Michigan economic growth authority.	1013	1013	1013	1013
14.	Sec. 1014. (1) The funding appropriated in part 1 of 2000 PA 291 for the Michigan core communities fund may be used to create an urban revitalization infrastructure program in the fund for economic development awards to create new jobs or contribute to redevelopment and encourage private investment in core communities.	Deleted.	1014 Retained current language.	Deleted.	1014 Changed language to require program to adhere to guidelines in PA 291 of 2000 and to continue to provide report.

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	(2) Awards may be provided to qualified local governmental units as defined in the obsolete property rehabilitation act, 2000 PA 146, MCL 125.2781 to 125.2797, or certified technology parks, as defined in the local development financing act, 1986 PA 281, MCL 125.2151 to 125.2174.	Deleted.	(2) Retained current language.	Deleted.	Deleted.
	(3) Awards can be used for land and property acquisition and assembly, demolition, site development, utility modifications and improvements, street and road improvements, telecommunication infrastructure, site location and relocation, infrastructure improvements, and any other costs related to the successful development and implementation of core community or certified technology park projects, at the discretion of the Michigan economic development corporation.	Deleted.	(3) Retained current language.	Deleted.	Deleted.
	(4) Funding may be provided in the form of loans, grants, sales or cash flow participation agreements, guarantees, or any combination of these. A cash match of at least 10%, or local repayment guarantee with a dedicated funding source, is required. Priority shall be given to projects which are integrated with existing economic development programs and to projects in proportion to the amount that local matching rates exceed 10%.	Deleted.	(4) Retained current language.	Deleted.	Deleted.
	(5) The Michigan economic development corporation shall have all administrative responsibility for the Michigan core communities fund and shall establish application and application scoring criteria and approve awards. The Michigan economic development corporation may utilize up to 1/2 of 1% of the fund for administrative purposes.	Deleted.	(5) Retained current language.	Deleted.	Deleted.
	(6) Funds will be awarded through an open competitive process based on criteria including the following: project impact, project marketability, lack of adequate infrastructure or land assembly financing sources, local administrative capacity, and the level of local matching funds. Awardees shall agree to expedite the local development process, such as fast-track permitting procedures, streamlined regulatory requirements, standardized construction and building codes, and the use of competitive construction permitting fees.	Deleted.	(6) Retained current language.	Deleted.	Deleted.
	(7) No single applicant shall be awarded more than \$10,000,000.00 per project.	Deleted.	(7) Retained current language.	Deleted.	Deleted.

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	(8) Fifteen days prior to the award of the funds, notification shall be provided to the speaker of the house of representatives, the senate majority leader, the members of the house and senate appropriations committees, the fiscal agencies, and the state budget director.	Deleted.	(8) Retained current language.	Deleted.	Deleted.
	(9) Funds shall not be awarded for any of the following purposes:	Deleted.	(9) Retained current language.	Deleted.	Deleted.
	(a) Land sited for use as, or support for, a gaming facility.	Deleted.	(a)	Deleted.	Deleted.
	(b) Land or other facilities owned or operated by a gaming facility.	Deleted.	(b)	Deleted.	Deleted.
	(c) Publicly owned land or facilities which may directly or indirectly support a gaming facility.	Deleted.	(c)	Deleted.	Deleted.
	(10) All funds received from repayment of loans, unused grants, revenues received from sales or cash flow participation agreements, guarantees, or any combination thereof or interest thereon, originally distributed as part of the core communities fund, shall be received, held, and applied by the fund for the purposes described in this part.	Deleted.	(10)	Deleted.	Deleted.
	(11) The fund shall provide an annual report on the status of this fund. The report shall be provided to the subcommittees, the fiscal agencies, and the state budget office by January 31.	Deleted.	(11)	Deleted.	Deleted.
15.	Sec. 1015. The fund shall continue to contract with regional planning commissions for technical assistance to member municipalities. The contracts shall be awarded at the fiscal year 2007-2008 level.	Deleted.	Concurred with Governor.	Deleted.	Deleted.
16.	Sec. 1016. The Michigan economic development corporation shall utilize the audit procedures developed in section 1016 of 2007 PA 127 to audit the jobs claims from firms receiving financial or tax incentives from the state. The agency shall review the results of the audit and report the findings to the legislature by May 1.	Deleted.	1016 Retained current language.	Deleted.	Concurred with House.

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17.	Sec. 1019. In accordance with chapter 8B of 1984 PA 270, MCL 125.2089 to 125.2089d, it is the intent of the legislature that the Michigan strategic fund, its employees, contract employees, and individuals working on its behalf collaborate with the Michigan department of agriculture to promote business development of Michigan agricultural products to achieve outcomes that include, but are not limited to, increases in export sales, increases in the number of retailers carrying Michigan commodities both within and outside of this state, and increased sales of Michigan products at chain grocers.	Deleted.	Concurred with Governor.	Deleted.	Deleted.
18.	Sec. 1020. Federal pass-through funds to local institutions and governments that are received in amounts in addition to those included in part 1 and that do not require additional state matching funds are appropriated for the purposes intended. The fund may carry forward into the succeeding fiscal year unexpended federal pass-through funds to local institutions and governments that do not require additional state matching funds. The fund shall report the amount and source of the funds to the senate appropriation subcommittee on economic development, the house appropriation subcommittee on general government, the senate and house fiscal agencies, and the state budget office within 10business days after receiving any additional pass-through funds.	1020	Not included.	1020	1020 Concurred with House.
19.	Sec. 1021. There is \$50,000,000.00 general fund/general purpose revenue appropriated in 2008 PA 98 available for tourism promotion and business marketing in accordance with that act.	Deleted.	Concurred with Governor.	Concurred with Governor and Senate.	Deleted.
20.	Sec. 1023. Tourism promotion shall include, but is not limited to, the Mackinac Island state park, Michigan state historic parks, cultural, vacation, recreational, leisure, hunting-related, motor sports entertainment-related, and agriculture-related travel across this state that includes activities that promote tourism in all 4 seasons.	1023	1023	1023	1023
21.	Sec. 1024. From the funds appropriated in part 1 for the jobs for Michigan investment program: 21st century jobs fund, \$1,400,000.00 shall be granted by the Michigan strategic fund board to the Michigan small business and technology development centers to be used for the SBIR or STTR grant or loan matching program. These funds shall only be used to provide the required match. Grants or loans under this section shall not exceed 25% of the federal funds and must leverage third-party commercialization funding at both the phase I and phase II levels.	Deleted.	1024 Retained current language.	1024 Concurred with Senate.	1024

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22.	Sec. 1027. Of the funds appropriated in part 1 for the jobs for Michigan investment program: 21st century jobs fund, \$3,000,000.00 shall be allocated to Lakeshore Advantage for the same purposes as the fiscal year 2007-2008 allocation.	Deleted.	1027 Retained current language.	Deleted.	1027 Changed "shall" to "may".
23.	Sec. 1029. It is the intent of the legislature that the fund only award tax breaks or other economic development incentives to companies that give preference to Michigan workers.	Deleted.	Concurred with Governor.	Deleted.	Deleted.
24.	Sec. 1032. The Michigan film office shall report to the subcommittees and the fiscal agencies by September 30 on the status of the new film tax credit program. The report shall include all of the following information:	1032	1032 Replaced with: (1) The Michigan Film Office shall report to the subcommittees and the fiscal agencies by October 31 on the status of the film incentives. Incentives included in the report shall include:	1032	1032 Adopted March 31 due date and added: "The department of Treasury and Michigan Strategic Fund shall provide the Michigan Film Office with the data necessary to prepare the report."
	(a) The number of contracts signed.	(a)	(a) The tax credit provided under section 455 of the Michigan Business Tax Act, 2007 PA 36.	(a)	(a) Concurred with Senate.
	(b) The number of films that have completed shooting.	(b)	(b) The tax credit provided under section 457 of the Michigan Business Tax Act, 2007 PA 36.	(b)	(b) Concurred with Senate.

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	(c) The total amount of the tax credits provided.	(c)	(c) The tax credit provided under section 459 of the Michigan Business Tax Act, 2007 PA 36.	(c)	(c) Concurred with Senate.
	(d) The counties where the films were made.	(d)	(d) The tax credit provided under section 367 of the Income tax act of 1967, 1967 PA 281.	(d)	(d) Concurred with Senate.
	(e) The number of temporary and permanent jobs created.	(e)	(e) Any tax credits provided as a result of 2008 PA 87.	(e)	(e) Changed to: under MEGA PA 24 of 1995.
			(f) Loans authorized under section 88d(3), 88d(4) and 88d(5) of the Michigan strategic fund act, 2005 PA 225, as a result of 2008 PA 80.	Not included.	(f) Concurred with Senate.
			(2) The report shall include all of the following information:	Not included.	(2) Concurred with Senate.

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			(a) For each tax credit, the number of contracts signed, the projected expenditures qualifying for the credit, and the estimated value of the credits. For loans, the number of loans made under each section, the interest rate of those loans, the loan amount, the percent of the projected budget of each production financed by those loans, and the estimated interest earnings from the loan.	Not included.	(a) Concurred with Senate.

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			<p>(b) For credits authorized under section 455 of the Michigan Business Tax Act, 2007 PA 36, for completed productions, the expenditures of each production eligible for the credit, broken down into expenditures for goods, services, or salaries and wages and showing separately whether or not the expenditures were made in a core community, whether or not they were made to a Michigan entity, and whether or not they were taxable under the laws of this State. For loans, the number of loans that have been fully repaid, with principal and interest shown separately, and the number of loans that are delinquent or in default, and the amount of principal that is delinquent or is in default.</p>	Not included.	<p>(b) Modified to apply the report to productions completed by December 31 that have filed a request for certificate of completion with the film office, and replace report by core community with a report of expenditures including personnel expenditures by local unit of government.</p>

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			(c) For each of the tax credit incentives and loan incentives listed in subsection (1), a breakdown for each project or production showing each of the following:	Not included.	(c) Concurred with Senate.
			(i) The number of temporary jobs created	Not included.	(i) Concurred with Senate.
			(ii) The number of permanent jobs created.	Not included.	(ii) Concurred with Senate.
			(iii) The number of persons employed in Michigan by the incentive, on a full-time equated basis.	Not included.	(iii) Concurred with Senate.

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			(3) For any information not included in the report due to the provisions of sections 455(6), 457(6) or 459 (6) of the Michigan business tax act, 2007 PA 36, the report shall do all of the following:	Not included.	(3) Concurred with Senate.
			(a) Indicate how the information would describe the commercial and financial operations or intellectual property of the company.	Not included.	(a) Concurred with Senate.
			(b) Attest that the information has not been publicly disseminated at any time	Not included.	(b) Concurred with Senate.
			(c) Describe how disclosure of the information may put the company at a competitive disadvantage	Not included.	(c) Concurred with Senate.

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			(d) Explain why inclusion of the information would be regarded as a request under the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.	Not included.	Concurred with House.
			(4) Any information not disclosed due to the provisions of sections 455(6), 457(6) or 459(6) of the Michigan business tax act, 2007 PA 36 shall be presented at the lowest level of aggregation that would no longer describe the commercial and financial operations or intellectual property of the company.	Not included.	(4) Concurred with Senate.
25.	Sec. 1033. The fund shall make available to the public the minutes of the Michigan film office advisory council.	1033	1033	1033	1033

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26.	Sec. 1034. (1) The funds appropriated in part 1 for the business incubator program shall be awarded on a competitive basis within each of the following counties:	Deleted.	1034 Changed to: The funds appropriated in part 1 for the business incubator program shall be awarded in equal amounts to each of the business incubators selected in Berrien, Genesee, Macomb, Washtenaw, and Wayne counties in a competitive process during fiscal year 2008-09.	1034 Retained current language and added cities as potential eligible recipients.	1034 Changed to: From the funds appropriated in part 1 for the business incubator program, the Michigan strategic fund shall award a grant to one high performance business incubator in each of the following counties or cities:
	(a) Berrien.	Deleted.	Concurred with Governor.	(a)	(a) Houghton
	(b) Genesee.	Deleted.	Concurred with Governor.	(b)	(b) Ingham
	(c) Macomb.	Deleted.	Concurred with Governor.	(c)	(c) Isabella
	(d) Ottawa.	---	---	(d) New text added.	(d) Kalamazoo
	(d) Washtenaw.	Deleted.	Concurred with Governor.	(e)	(e) Kent
	(e) Wayne.	Deleted.	Concurred with Governor.	(f)	(f) Macomb
					(g) Muskegon
					(h) Oakland

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					(i) Washtenaw
	(g) A city with a population greater than 750,000.	---	---	(g) New text added.	(j) Concurred with House.
	(h) A city with a population in the 2000 census between 119,000 and 120,000 and experience a population loss between 8% and 9% between the 1990 census and the 2000 census.	---	---	(h) New text added.	Changed to: (2) Grant funding awarded under this section may be used to fund satellite locations, as determined by the Michigan Strategic Fund.
	(2) Eligible recipients for these awards must be operational on October 1, 2008 and submit a comprehensive business plan that demonstrates sustainable operating capacity.	Deleted.	Concurred with Governor.	(2) New date of October 1, 2009.	(3) Eligible recipients for these awards must be operational on October 1, 2009, and submit a comprehensive business plan that demonstrates sustainable operating capacity.

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	(3) Awards shall be announced by March 31, 2009.	Deleted.	Concurred with Governor.	(3) Required awards by March 31, 2010.	(4) Of the appropriation in part 1 for the business incubator program, \$250,000 shall be awarded to an eligible business incubator within Oakland county. From the appropriation in part 1 for business incubator program, funding shall be awarded first to these two incubators; any remaining funding shall be prorated and awarded in equal amounts to eligible business incubators in the remaining counties. No unit of local government listed above shall receive more than one award.
					(5) Awards shall be announced by March 31, 2010.

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27.	SEC. 1034. (1) As used in this section: (a) "Fiscal agencies" means the house fiscal agency and the senate fiscal agency.	1034 New text added.	Not included.	Not included.	Sec. 1035 New language added: (1) The Michigan council for arts and cultural affairs shall develop an arts and cultural grant program that takes into consideration the reduced level of funding while also maintaining equitable geographic distribution to the extent possible. The new program shall use the past arts and cultural grant program as a guideline for creating this program. The council shall do the following:
	(b)"LEED" means the United States green building council's leadership in energy and environmental design green building rating system.	(b) New text added.	Not included.	Not included.	(a) Establish guidelines and prepare a report on the proposed guidelines to the subcommittee chairs and fiscal agencies by December 31.
	(c) "MCACA" means the Michigan council for arts and cultural affairs.	(c) New text added.	Not included.	Not included.	(b) Be prepared to distribute awards to eligible recipients by April 1.

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	(d) "MSF" means the Michigan strategic fund.	(d) New text added.	Not included.	Not included.	(2) Up to \$100,000 from the appropriation in part 1 may be used for the administration of this grant program.
	(e) "Subcommittees" means all members of the appropriate subcommittees of the senate and house of representatives appropriations committees.	(e) New text added.	Not included.	Not included.	(3) The council shall report to the legislature and the fiscal agencies a list of all grant recipients and the total award, sorted by county. The report shall be provided to each state legislator within one business day of the announcement of annual awards by the Michigan council for arts and cultural affairs.
	(2) The appropriations contained in part 1 for arts and cultural planning grants are for the purpose of assisting in the completion of program statements and schematic planning documents directed towards the remodeling, repair, renovation, or construction of certain arts and cultural institutions.	(2) New text added.	Not included.	Not included.	Not included
	(3) Planning grants may be awarded to counties, cities, villages, townships, community foundations and non-profit organizations operating arts and cultural institutions.	(3) New text added.	Not included.	Not included.	Not included.
	(4) The MCACA in the MSF shall approve the distribution of arts and cultural planning grants appropriated in part 1 using a competitive grant process and shall do all of the following:	(4) New text added.	Not included.	Not included.	Not included.
	(a) Use published criteria to evaluate planning grant applications.	(a) New text added.	Not included.	Not included.	Not included.

		<u>FY 2009-10 Changes to Current Act</u>			
	FY 2008-09 CURRENT ACT	GOVERNOR	SENATE	HOUSE	CONFERENCE
	(b) Give priority to arts and cultural institution projects that serve multi-county geographical regions, leverage significant additional public and private investment, provide educational opportunities, demonstrate a significant potential to increase tourism, and attract or retain businesses or residents to the state.	(b) New text added.	Not included.	Not included.	Not included.
	(c) Ensure that recipients of the planning grants have adequate funding to sustain the ongoing operations of the institution.	(c) New text added.	Not included.	Not included.	Not included.
	(d) Ensure that projects are designed and constructed in accordance with the LEED green building rating system and that recipients strive to obtain a score of platinum on the LEED existing buildings scorecard or the LEED commercial interiors scorecard, as applicable.	(d) New text added.	Not included.	Not included.	Not included.
	(5) Each applicant shall submit an application for a planning grant in a form and manner approved by the MCACA and shall pay a nonrefundable application fee of \$1,000.00. Application fees are appropriated when received and may be expended to offset MCACA's direct and indirect costs associated with reviewing the applications. MCACA may contract for technical assistance to review the applications.	(5) New text added.	Not included.	Not included.	Not included.
	(6) No later than one year after receiving a planning grant, applicants shall submit professionally developed program statements and schematic design plans for projects to the MCACA for review for potential final planning and construction approval. MCACA shall review the submissions for compliance with established criteria and bonding requirements and shall recommend to the state budget director those projects determined to be eligible for final planning and construction for inclusion in a budget recommendation to the legislature. MCACA may contract for technical assistance to review the submissions. Projects recommended by MCACA to the state budget director shall not exceed \$100,000,000.00 in total. Debt service for bonds issued under this program shall be paid by annual appropriations.	(6) New text added.	Not included.	Not included.	Not included.
	(7) The MSF retains the authority and responsibility normally associated with the prudent maintenance of the public's financial and policy interests relative to state-financed projects. The entity shall allow for onsite inspection, document reviews and other audit activities as required by the MSF.	(7) New text added.	Not included.	Not included.	Not included.

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	(8) Before the end of each fiscal year, MCACA shall provide the state budget director, the subcommittees and the fiscal agencies with reports as considered necessary relative to the status of each arts and cultural institution planning or construction projects.	(8) New text added.	Not included.	Not included.	Not included.
	(9) Each construction project authorized in any bill shall comply with the procedures required by the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.	(9) New text added.	Not included.	Not included.	Not included.