

**SUBSTITUTE FOR
SENATE BILL NO. 286**

A bill to make appropriations for the department of consumer and industry services and certain other state purposes for the fiscal year ending September 30, 2004; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. The amounts listed in this part are appropriated for
4 the department of consumer and industry services, subject to the
5 conditions set forth in this act, for the fiscal year ending
6 September 30, 2004, from the funds identified in this part. The

1 following is a summary of the appropriations in this part:

2 **DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES**

3 APPROPRIATION SUMMARY:

4	Full-time equated unclassified positions.....	63.5	
5	Full-time equated classified positions.....	3,472.0	
6	GROSS APPROPRIATION.....		\$ 603,242,200
7	Interdepartmental grant revenues:		
8	Total interdepartmental grants and intradepartmental		
9	transfers.....		111,100
10	ADJUSTED GROSS APPROPRIATION.....		\$ 603,131,100
11	Federal revenues:		
12	Total federal revenues.....		283,831,500
13	Special revenue funds:		
14	Total local revenues.....		0
15	Total private revenues.....		770,000
16	Total other state restricted revenues.....		298,343,800
17	State general fund/general purpose.....		\$ 20,185,800
18	Sec. 102. EXECUTIVE DIRECTION		
19	Full-time equated unclassified positions.....	63.5	
20	Full-time equated classified positions.....	142.0	
21	Unclassified salaries.....		\$ 5,833,500
22	Executive director programs--27.0 FTE positions.....		2,881,400
23	Policy development--16.0 FTE positions.....		1,746,800
24	Utility consumer representation.....		550,000
25	Regulatory efficiency improvements/backlog reduction		
26	initiative.....		750,000
27	MES board of review program--18.0 FTE positions.....		1,773,900

1	Bureau of hearings--72.0 FTE positions.....	8,070,800
2	Energy office--9.0 FTE positions.....	<u>2,654,200</u>
3	GROSS APPROPRIATION..... \$	24,260,600
4	Appropriated from:	
5	Federal revenues:	
6	DOE-OEERE, multiple grants.....	2,179,100
7	DOL-ETA, unemployment insurance.....	8,518,400
8	DOL, multiple grants for safety and health.....	160,300
9	Special revenue funds:	
10	Private--oil overcharge.....	30,000
11	Bank fees.....	165,200
12	Boiler fees.....	33,500
13	Construction code fund.....	438,800
14	Consumer finance fees.....	61,200
15	Corporation fees.....	2,311,100
16	Credit union fees.....	112,700
17	Elevator fees.....	37,400
18	Fees and collections/asbestos.....	11,100
19	Health professions regulatory fund.....	1,277,800
20	Health systems fees and collections.....	184,300
21	Insurance regulatory fees.....	531,900
22	Licensing and regulation fees.....	742,600
23	Liquor license fees.....	100,000
24	Liquor purchase revolving fund.....	1,594,100
25	Manufactured housing commission fees.....	272,800
26	Michigan state housing development authority fees	
27	and charges.....	444,100

1	Motor carrier fees.....	36,100
2	Public utility assessments.....	1,296,600
3	Safety education and training fund.....	226,200
4	Second injury fund.....	82,300
5	Securities fees.....	2,227,400
6	Self-insurers security fund.....	22,300
7	Silicosis and dust disease fund.....	32,700
8	Tax tribunal fees.....	1,100
9	Utility consumer representation fund.....	550,000
10	Worker's compensation administrative revolving fund.	80,800
11	State general fund/general purpose..... \$	498,700
12	Sec. 103. MANAGEMENT SERVICES	
13	Full-time equated classified positions.....136.0	
14	Administrative services--136.0 FTE positions..... \$	9,982,600
15	Rent.....	13,013,600
16	Building occupancy charges - property development	
17	services.....	12,727,400
18	Worker's compensation.....	1,714,000
19	Special project advances.....	<u>740,000</u>
20	GROSS APPROPRIATION..... \$	38,177,600
21	Appropriated from:	
22	Federal revenues:	
23	DOL-ETA, unemployment insurance.....	14,835,100
24	DOL, multiple grants for safety and health.....	610,700
25	Federal funds.....	418,000
26	HHS, federal funds.....	45,600
27	Special revenue funds:	

1	Private - special project advances.....	740,000
2	Bank fees.....	439,800
3	Boiler fee revenue.....	227,600
4	Construction code fund.....	1,217,900
5	Consumer finance fees.....	162,500
6	Corporation fees.....	3,048,100
7	Credit union fees.....	324,500
8	Elevator fees.....	242,500
9	Fees and collections/asbestos.....	52,600
10	Fire service fees.....	62,000
11	Health professions regulatory fund.....	963,200
12	Health systems fees and collections.....	343,300
13	Insurance regulatory fees.....	776,000
14	Licensing and regulation fees.....	947,500
15	Licensing fees.....	5,800
16	Liquor purchase revolving fund.....	3,929,300
17	Manufactured housing commission fees.....	448,800
18	Michigan state housing development authority fees	
19	and charges.....	3,078,900
20	Motor carrier fees.....	209,200
21	Public utility assessments.....	1,293,300
22	Safety education and training fund.....	539,600
23	Second injury fund.....	185,700
24	Securities fees.....	2,196,100
25	Self-insurers security fund.....	50,800
26	Silicosis and dust disease fund.....	75,200
27	Tax tribunal fees.....	33,100

1	Worker's compensation administrative revolving fund.	674,900
2	State general fund/general purpose..... \$	0
3	Sec. 104. OFFICE OF FINANCIAL AND INSURANCE	
4	SERVICES	
5	Full-time equated classified positions.....254.0	
6	Administration--8.0 FTE positions..... \$	2,583,300
7	Policy conduct and consumer assistance--113.0 FTE	
8	positions.....	12,158,900
9	Financial evaluation--133.0 FTE positions.....	<u>16,876,100</u>
10	GROSS APPROPRIATION..... \$	31,618,300
11	Appropriated from:	
12	Federal revenues:	
13	Federal funds.....	50,400
14	Special revenue funds:	
15	Bank fees.....	6,147,300
16	Consumer finance fees.....	3,102,000
17	Credit union fees.....	4,292,200
18	Insurance continuing education fees.....	700,900
19	Insurance licensing and regulation fees.....	3,112,000
20	Insurance regulatory fees.....	11,521,700
21	Multiple employer welfare arrangement.....	65,700
22	Securities fees.....	2,626,100
23	State general fund/general purpose..... \$	0
24	Sec. 105. PUBLIC SERVICE COMMISSION	
25	Full-time equated classified positions.....138.0	
26	Administration, planning and regulation--138.0 FTE	
27	positions..... \$	16,687,500

1	Low-income/energy efficiency assistance.....		<u>57,000,000</u>
2	GROSS APPROPRIATION.....	\$	73,687,500
3	Appropriated from:		
4	Federal revenues:		
5	DOE-OEERE, multiple grants.....		149,000
6	DOT-RSPA, gas pipeline safety.....		285,900
7	Special revenue funds:		
8	Motor carrier fees.....		1,856,600
9	Public utility assessments.....		14,396,000
10	Low-income and energy efficiency fund.....		57,000,000
11	State general fund/general purpose.....	\$	0
12	Sec. 106. LIQUOR CONTROL COMMISSION		
13	Full-time equated classified positions.....	152.0	
14	Management support services--28.0 FTE positions.....	\$	2,709,300
15	Liquor licensing and enforcement--124.0 FTE		
16	positions.....		10,968,000
17	Liquor law enforcement grants.....		6,000,000
18	Grant to department of agriculture, wine industry		
19	council.....		<u>457,200</u>
20	GROSS APPROPRIATION.....	\$	20,134,500
21	Appropriated from:		
22	Special revenue funds:		
23	Liquor license revenue.....		11,076,700
24	Liquor purchase revolving fund.....		8,600,600
25	Nonretail liquor license revenue.....		457,200
26	State general fund/general purpose.....	\$	0
27	Sec. 107. MICHIGAN STATE HOUSING DEVELOPMENT		

1 AUTHORITY

2	Full-time equated classified positions.....232.0		
3	Payments on behalf of tenants.....	\$	120,000,000
4	Housing and rental assistance program--232.0 FTE		
5	positions.....		<u>30,337,800</u>
6	GROSS APPROPRIATION.....	\$	150,337,800
7	Appropriated from:		
8	Federal revenues:		
9	HUD, lower income housing assistance program.....		136,280,900
10	Special revenue funds:		
11	Michigan state housing development authority fees		
12	and charges.....		14,056,900
13	State general fund/general purpose.....	\$	0
14	Sec. 108. TAX TRIBUNAL		
15	Full-time equated classified positions.....12.0		
16	Operations--12.0 FTE positions.....	\$	<u>1,276,100</u>
17	GROSS APPROPRIATION.....	\$	1,276,100
18	Appropriated from:		
19	Special revenue funds:		
20	Tax tribunal fees.....		640,500
21	State general fund/general purpose.....	\$	635,600
22	Sec. 109. GRANTS		
23	Fire protection grants.....	\$	<u>15,839,000</u>
24	GROSS APPROPRIATION.....	\$	15,839,000
25	Appropriated from:		
26	Special revenue funds:		
27	Liquor purchase revolving fund.....		15,839,000

1	State general fund/general purpose.....	\$	0
2	Sec. 110. HEALTH REGULATORY SYSTEMS		
3	Full-time equated classified positions.....	336.0	
4	Health systems administration--184.0 FTE positions..	\$	17,180,800
5	Emergency medical services program state staff--7.0		
6	FTE positions.....		904,700
7	Radiological health administration and		
8	projects--25.0 FTE positions.....		2,023,600
9	Substance abuse program administration--4.0 FTE		
10	positions.....		397,900
11	Emergency medical services grants and contracts.....		1,046,200
12	Health services--116.0 FTE positions.....		<u>14,207,000</u>
13	GROSS APPROPRIATION.....	\$	35,760,200
14	Appropriated from:		
15	Federal revenues:		
16	Federal funds.....		12,952,400
17	Special revenue funds:		
18	Pain management education and controlled substances,		
19	electronic monitoring and antidiversion fund.....		1,362,300
20	Health professions regulatory fund.....		11,333,700
21	Health systems fees and collections.....		4,468,500
22	Nurse professional fund.....		823,100
23	State general fund/general purpose.....	\$	4,820,200
24	Sec. 111. REGULATORY SERVICES		
25	Full-time equated classified positions.....	219.0	
26	AFC, children's welfare and day care		
27	licensure--219.0 FTE positions.....	\$	<u>22,980,300</u>

1	GROSS APPROPRIATION.....	\$	22,980,300
2	Appropriated from:		
3	Federal revenues:		
4	HHS, federal funds.....		11,093,700
5	Special revenue funds:		
6	Health systems fees and collections.....		94,200
7	Licensing fees.....		490,500
8	State general fund/general purpose.....	\$	11,301,900
9	Sec. 112. OCCUPATIONAL REGULATION		
10	Full-time equated classified positions.....389.0		
11	Commissions and boards.....	\$	49,700
12	Code enforcement--157.0 FTE positions.....		13,757,800
13	Boiler inspection program--23.0 FTE positions.....		2,195,200
14	Elevator inspection program--27.0 FTE positions.....		2,280,400
15	Commercial services--149.0 FTE positions.....		13,993,400
16	Local manufactured housing communities inspections..		250,000
17	Manufactured housing and land resources		
18	program--22.0 FTE positions.....		2,625,000
19	Property development group--11.0 FTE positions.....		1,338,700
20	Remuneration grants.....		<u>6,000,000</u>
21	GROSS APPROPRIATION.....	\$	42,490,200
22	Appropriated from:		
23	Interdepartmental grant revenues:		
24	IDG from department of community health, inspection		
25	contract.....		111,100
26	Federal revenues:		
27	Federal funds.....		872,300

1	Special revenue funds:	
2	Boiler fee revenue.....	2,344,000
3	Construction code fund.....	13,164,000
4	Corporation fees.....	4,837,100
5	Elevator fees.....	2,389,800
6	Homeowner construction lien recovery fund.....	1,532,800
7	Licensing and regulation fees.....	7,843,100
8	Limited liability partnership revenue.....	10,000
9	Manufactured housing commission fees.....	2,276,900
10	Property development fees.....	241,300
11	Remonumentation fees.....	6,605,300
12	Real estate appraiser continuing education fund.....	45,000
13	Real estate education fund.....	217,500
14	State general fund/general purpose..... \$	0
15	Sec. 113. EMPLOYMENT RELATIONS	
16	Full-time equated classified positions.....25.0	
17	Fact finding and arbitration..... \$	137,100
18	Employment and labor relations--25.0 FTE positions..	<u>2,774,400</u>
19	GROSS APPROPRIATION..... \$	2,911,500
20	Appropriated from:	
21	Federal revenues:	
22	EEOC, federal funds.....	10,000
23	State general fund/general purpose..... \$	2,901,500
24	Sec. 114. SAFETY AND REGULATION	
25	Full-time equated classified positions.....229.0	
26	Commissions and boards..... \$	21,400
27	Subgrantees.....	1,226,900

1	Occupational safety and health--229.0 FTE positions.	<u>21,209,800</u>
2	GROSS APPROPRIATION..... \$	22,458,100
3	Appropriated from:	
4	Federal revenues:	
5	DOL, multiple grants for safety and health.....	10,366,100
6	Special revenue funds:	
7	Corporate fees.....	1,851,300
8	Fees and collections/asbestos.....	704,300
9	Licensing and regulation fees.....	1,000,000
10	Safety education and training fund.....	6,685,300
11	Securities fees.....	1,851,100
12	State general fund/general purpose..... \$	0
13	Sec. 115. BUREAU OF WORKER'S AND UNEMPLOYMENT	
14	COMPENSATION	
15	Full-time equated classified positions.....1,208.0	
16	Administration--96.6 FTE positions..... \$	8,130,100
17	Appellate commission administration--11.4 FTE	
18	positions.....	889,900
19	Board of magistrates administration--8.0 FTE	
20	positions.....	1,916,900
21	Employment standards enforcement--31.0 FTE positions	2,194,300
22	Insurance funds administration--28.0 FTE positions..	5,500,800
23	Supplemental benefit fund.....	1,300,000
24	Grant to department of career development, hire the	
25	handicapped program.....	50,000
26	Unemployment programs--955.7 FTE positions.....	67,980,300
27	Advocacy assistance program--8.0 FTE positions.....	1,500,000

1	Special audit and collections program--34.0 FTE	
2	positions.....	2,245,900
3	Training program for agency staff--2.1 FTE positions	1,756,400
4	Expanded fraud control program--33.2 FTE positions..	<u>2,566,200</u>
5	GROSS APPROPRIATION.....	\$ 96,030,800
6	Appropriated from:	
7	Federal revenues:	
8	DOL-ETA, employment and training administration.....	529,200
9	DOL, unemployment insurance.....	69,786,100
10	Federal Reed act funds.....	4,233,500
11	Special revenue funds:	
12	Corporation fees.....	1,804,000
13	Contingent fund, penalty and interest account.....	9,388,400
14	Licensing and regulation fees.....	650,000
15	Second injury fund.....	3,021,500
16	Securities fees.....	1,803,900
17	Self-insurers security fund.....	1,386,500
18	Silicosis and dust disease fund.....	1,142,800
19	Worker's compensation administrative revolving fund.	2,115,400
20	State general fund/general purpose.....	\$ 169,500
21	Sec. 116. INFORMATION TECHNOLOGY	
22	Information technology services and projects.....	\$ <u>25,479,700</u>
23	GROSS APPROPRIATION.....	\$ 25,479,700
24	Appropriated from:	
25	Federal revenues:	
26	DOL-ETA, unemployment insurance.....	10,360,300
27	DOL, multiple grants for safety and health.....	38,000

1	Federal funds.....	56,500
2	Special revenue funds:	
3	Bank fees.....	223,800
4	Boiler fee revenue.....	94,300
5	Construction code fund.....	724,600
6	Consumer finance fees.....	85,800
7	Contingent fund, penalty and interest account.....	122,800
8	Corporation fees.....	1,672,100
9	Credit union fees.....	157,900
10	Elevator fees.....	89,800
11	Fees and collections/asbestos.....	17,500
12	Health professions regulatory fund.....	484,800
13	Health systems fees and collections.....	244,500
14	Insurance regulatory fees.....	471,700
15	Licensing and regulation fees.....	979,700
16	Liquor purchase revolving fund.....	4,270,300
17	Manufactured housing commission fees.....	47,500
18	Michigan state housing development authority fees	
19	and charges.....	1,182,400
20	Motor carrier fees.....	164,700
21	Public utility assessments.....	1,092,200
22	Safety education and training fund.....	178,200
23	Second injury fund.....	215,300
24	Securities fees.....	1,410,900
25	Self-insurers security fund.....	76,800
26	Silocosis and dust disease fund.....	99,600
27	Worker's compensation administrative revolving fund.	859,300

1	State general fund/general purpose.....	\$	58,400
2	Sec. 117. ADMINISTRATIVE SAVINGS		
3	Administrative savings.....	\$	<u>(200,000)</u>
4	GROSS APPROPRIATION.....	\$	(200,000)
5	Appropriated from:		
6	State general fund/general purpose.....	\$	(200,000)

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

7
8
9
10 Sec. 201. Pursuant to section 30 of article IX of the state
11 constitution of 1963, total state spending from state resources under
12 part 1 for fiscal year 2003-2004 is \$318,529,600.00 and state spending
13 from state resources to be paid to local units of government for
14 fiscal year 2003-2004 is \$29,315,900.00. The itemized statement below
15 identifies appropriations from which spending to units of local
16 government will occur:

DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

17	DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES		
18	Fire protection grants.....	\$	15,839,000
19	Liquor law enforcement.....		6,000,000
20	Local manufactured housing inspections.....		250,000
21	Remonumentation grants.....		6,000,000
22	Subgrantees.....		<u>1,226,900</u>
23	Total department of consumer and industry services..	\$	29,315,900

24 Sec. 202. The appropriations authorized under this act are
25 subject to the management and budget act, 1984 PA 431, MCL 18.1101 to

1 18.1594.

2 Sec. 203. As used in this appropriation act:

3 (a) "AFC" means adult foster care.

4 (b) "Department" means the department of consumer and industry
5 services.

6 (c) "DOE" means the United States department of energy.

7 (d) "DOE-OEERE" means the DOE office of energy efficiency and
8 renewable energy.

9 (e) "DOL" means the United States department of labor.

10 (f) "DOL-ETA" means the DOL employment and training administration.

11 (g) "DOT" means the United States department of transportation.

12 (h) "DOT-RSPA" means the DOT research and special programs
13 administration.

14 (i) "EEOC" means equal employment opportunity commission.

15 (j) "Fiscal agencies" means Michigan house fiscal agency and
16 Michigan senate fiscal agency.

17 (k) "FTE" means full-time equated.

18 (l) "HHS" means the United States department of health and human
19 services.

20 (m) "HUD" means the United States department of housing and urban
21 development.

22 (n) "IDG" means interdepartmental grant.

23 (o) "MES" means Michigan employment security.

24 (p) "Subcommittees" means all members of the subcommittees
25 of the house and senate appropriations committees with jurisdiction over
26 the
27 budget for the department.

1 Sec. 204. The department of civil service shall bill departments
2 and agencies at the end of the first fiscal quarter for the 1% charge
3 authorized by section 5 of article XI of the state constitution of
4 1963. Payments shall be made for the total amount of the billing by
5 the end of the second fiscal quarter.

6 Sec. 205. (1) A hiring freeze is imposed on the state classified
7 civil service. State departments and agencies are prohibited from
8 hiring any new full-time state classified civil service employees and
9 prohibited from filling any vacant state classified civil service
10 positions. This hiring freeze does not apply to internal transfers of
11 classified employees from 1 position to another within a department.

12 (2) The state budget director shall grant exceptions to this
13 hiring freeze when the state budget director believes that the hiring
14 freeze will result in rendering a state department or agency unable to
15 deliver basic services, cause a loss of revenue to the state, result
16 in the inability of the state to receive federal funds, or would
17 necessitate additional expenditures that exceed any savings from
18 maintaining a vacancy. The state budget director shall report
19 quarterly to the chairpersons of the senate and house of
20 representatives standing committees on appropriations the number of
21 exceptions to the hiring freeze approved during the previous month and
22 the reasons to justify the exception.

23 Sec. 207. At least 60 days before beginning any effort to
24 privatize, the department shall submit a complete project plan to the
25 subcommittees and the fiscal agencies. The plan shall include the
26 criteria under which the privatization initiative will be evaluated.
27 The evaluation shall be completed and submitted to the fiscal agencies

1 and to the subcommittees within 30 months.

2 Sec. 208. Unless otherwise specified, the department shall use
3 the Internet to fulfill the reporting requirements of this act. This
4 may include transmission of reports via electronic mail to the
5 recipients identified for each reporting requirement or it may include
6 placement of reports on the Internet or Intranet site.

7 Sec. 209. Funds appropriated in part 1 shall not be used for the
8 purchase of foreign goods or services, or both, if competitively
9 priced and of comparable quality American goods or services, or both,
10 are available. Preference should be given to goods or services or
11 both manufactured or provided by Michigan businesses if they are
12 competitively priced and of comparable value.

13 Sec. 210. The director of each department receiving
14 appropriations in part 1 is encouraged to take all reasonable steps to
15 ensure businesses in deprived and depressed communities compete for
16 and perform contracts to provide services or supplies, or both. Each
17 director will strongly encourage firms with which the department
18 contracts to subcontract with certified businesses in depressed and
19 deprived communities for services, supplies, or both.

20 Sec. 211. The department shall establish and maintain
21 affirmative action programs based on guidelines developed by the state
22 equal opportunity workforce planning council which was created by
23 Executive Order No. 1996-13 in order to receive general fund/general
24 purpose dollars.

25 Sec. 212. The departments and state agencies receiving
26 appropriations under this act shall receive and retain copies of all
27 reports funded from appropriations in part 1. These departments and

1 state agencies shall follow federal and state guidelines for
2 short-term and long-term retention of these reports and records.

3 Sec. 213. From the funds appropriated in part 1 for information
4 technology, the department shall pay user fees to the department of
5 information technology for technology-related services and projects.
6 Such user fees shall be subject to provisions of an interagency
7 agreement between the department and the department of information
8 technology.

9 Sec. 214. Amounts appropriated in part 1 for information
10 technology may be designated as work projects and carried forward to
11 support technology projects under the direction of the department of
12 information technology. Funds designated in this manner are not
13 available for expenditure until approved as work projects under
14 section 451a of the management and budget act, 1984 PA 431,
15 MCL 18.1451a.

16 **DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES**

17 Sec. 301. The appropriation in part 1 for fire protection grants
18 from the liquor purchase revolving fund shall be appropriated to
19 cities, villages, and townships with state-owned facilities for fire
20 services, instead of taxes, in accordance with 1977 PA 289,
21 MCL 141.951 to 141.956.

22 Sec. 302. The funds collected by the office of financial and
23 insurance services in connection with a conservatorship pursuant to
24 section 32 of the mortgage brokers, lenders, and servicers licensing
25 act, 1987 PA 173, MCL 445.1682, shall be appropriated for all expenses
26 necessary to provide for the required services. Funds are available

1 for expenditure when they are received by the department of treasury
2 and shall not lapse to the general fund at the end of the fiscal
3 year.

4 Sec. 303. The funds collected by the department from
5 corporations being liquidated pursuant to the insurance code of 1956,
6 1956 PA 218, MCL 500.100 to 500.8302, shall be appropriated for all
7 expenses necessary to provide for the required services. Funds are
8 available for expenditure when they are received by the department of
9 treasury and shall not lapse to the general fund at the end of the
10 fiscal year.

11 Sec. 304. The department may make available to interested
12 entities otherwise unavailable customized listings of nonconfidential
13 information in its possession, such as names and addresses of
14 licensees, and charge for this information as follows: base fee for 1
15 to 1,000 records at the cost to the department; 1,001 to 10,000
16 records at 2.5 cents per record; and 10,001 or more records at .5
17 cents per record. The revenue received from this service may be used
18 to offset expenses of programs as appropriated in part 1. The balance
19 of this revenue collected and unexpended at the end of the fiscal year
20 shall revert to the appropriate restricted revenue account or fund or,
21 in absence of such an account or fund, to the general fund. The
22 department shall submit an annual report on or before December 1 of
23 each year to the state budget office and the subcommittees that states
24 the amount of revenue received from the sale of information.

25 Sec. 306. The Michigan state housing development authority shall
26 annually present a report to the state budget office and the
27 subcommittees on the status of the authority's housing production

1 goals under all financing programs established or administered by the
 2 authority. The report shall give special attention to efforts to
 3 raise affordable multifamily housing production goals.

4 Sec. 307. The department shall assess and collect fees in the
 5 licensing and regulation of child care organizations as defined in
 6 1973 PA 116, MCL 722.111 to 722.128, and adult foster care facilities
 7 as defined in the adult foster care facility licensing act, 1979
 8 PA 218, MCL 400.701 to 400.737. Fees collected by the department
 9 shall be used exclusively for the purpose of licensing and regulating
 10 child care organizations and adult foster care facilities.

11 Sec. 310. Money appropriated under this act for fire safety
 12 programs shall not be expended unless, in accordance with section 2c
 13 of the fire prevention code, 1941 PA 207, MCL 29.2c, inspection and
 14 plan review fees will be charged according to the following schedule:

15 Operation and maintenance inspection fee

16 <u>Facility type</u>	17 <u>Facility size</u>	18 <u>Fee</u>
18 Hospitals	19 Any	20 \$8.00 per bed
21 <u>Plan review and construction inspection fees for hospitals and schools</u>		
22 <u>Project cost range</u>		23 <u>Fee</u>
24 \$101,000.00 or less		25 minimum fee of \$155.00
26 \$101,001.00 to \$1,500,000.00		27 \$1.60 per \$1,000.00
28 \$1,500,001.00 to \$10,000,000.00		29 \$1.30 per \$1,000.00
30 \$10,000,001.00 or more		31 \$1.10 per \$1,000.00
32 or a maximum fee of \$60,000.00.		

33 Sec. 311. The department shall furnish the clerk of the house,
 34 the secretary of the senate, the state budget office, and all members
 35 of the house and senate appropriations committees with a summary of
 36 any evaluation reports and subsequent approvals or disapprovals of

1 juvenile residential facilities operated by the family independence
2 agency, as required by section 6 of 1973 PA 116, MCL 722.116. If no
3 evaluations are conducted during the fiscal year, the department shall
4 notify the fiscal agencies and all members of the appropriate
5 subcommittees of the house and senate appropriations committees.

6 Sec. 312. (1) From the amount appropriated in part 1 to health
7 systems administration, the department shall provide funding for not
8 less than 113 inspectors to annually survey and investigate the care
9 and services delivered in nursing homes, county medical care
10 facilities, and hospital long-term care units in accordance with
11 provisions in the public health code, 1978 PA 368, MCL 333.1101 to
12 333.25211, and federal Medicare and Medicaid certification standards.

13 (2) The department, in keeping with the severity of the
14 allegations, shall investigate complaints alleging poor care and
15 services occurring on nights or weekends in nursing homes, county
16 medical care facilities, and hospital long-term care units by
17 conducting on-site investigations on nights or weekends.

18 Sec. 314. Funds earned or authorized by the United States
19 department of labor in excess of the gross appropriation in part 1 for
20 the bureau of worker's and unemployment compensation from the United
21 States department of labor are appropriated and may be expended for
22 staffing and related expenses incurred in the operation of its
23 programs. These funds may be spent after the department notifies the
24 state budget office and the subcommittees of the purpose and amount of
25 each grant award.

26 Sec. 315. The department shall sell documents at a price not to
27 exceed the cost of production and distribution. Money received from

1 the sale of these documents shall revert to the department. The funds
2 are available for expenditure when they are received by the department
3 of treasury and may only be used for costs directly related to the
4 continued updating and distribution of the documents pursuant to this
5 section. This section applies only for the following documents:

6 (a) Corporation and securities division documents, reports, and
7 papers required or permitted by law pursuant to section 1060(5) of the
8 business corporation act, 1972 PA 284, MCL 450.2060.

9 (b) The subdivision control manual, the state boundary commission
10 operations manual, and other local government assistance manuals.

11 (c) The Michigan liquor control code of 1998, 1998 PA 58,
12 MCL 436.1101 to 436.2303.

13 (d) The mobile home commission act, 1987 PA 96, MCL 125.2301 to
14 125.2349; the business corporation act, 1972 PA 284, MCL 450.1101 to
15 450.2098; the nonprofit corporation act, 1982 PA 162, MCL 450.2101 to
16 450.3192; and the uniform securities act, 1964 PA 265, MCL 451.501 to
17 451.818.

18 (e) Labor law books.

19 (f) Worker's compensation health care services rules.

20 (g) Minimum design standards for health care facilities.

21 (h) Construction code manuals.

22 (i) Copies of transcripts from administrative law hearings.

23 Sec. 316. The department shall provide electronic notification
24 to the state budget office, the fiscal agencies, and the subcommittees
25 on April 30 and October 31 on the initial and follow-up surveys
26 conducted on all nursing homes in this state. The notification shall
27 contain the location of the Internet site where the report is posted.

1 The report shall include all of the following information:

2 (a) The number of surveys conducted.

3 (b) The number requiring follow-up surveys.

4 (c) The number referred to the Michigan public health institute
5 for remediation.

6 (d) The number of citations per home.

7 (e) The number of night and weekend complaints filed.

8 (f) The number of night and weekend responses to complaints
9 conducted by the department.

10 (g) The average length of time for the department to respond to a
11 complaint filed against a nursing home.

12 (h) The number and percentage of citations appealed.

13 (i) The number and percentage of citations overturned and/or
14 modified.

15 Sec. 317. The department, bureau of safety and regulation, shall
16 provide an annual report by February 1 of each year to the state
17 budget office, the fiscal agencies, and the subcommittees on the
18 number of individuals killed and the number of individuals injured on
19 the job within industries regulated by the bureau during the most
20 recent year for which data are available.

21 Sec. 318. The department shall report by November 1 to the state
22 budget office, the legislature, and the fiscal agencies the status of
23 the nursing home complaint investigation backlog.

24 Sec. 319. As a condition for receiving the general fund/general
25 purpose appropriations in part 1 for health systems administration,
26 the department shall provide assistance to any person making an oral
27 request for a nursing home investigation in putting his or her request

1 into writing, shall initiate investigations on all written nursing
2 home complaints filed with the department within 15 days of receipt of
3 the complaint, and shall provide a written response to the complainant
4 within 30 days of receipt of the written complaint.

5 Sec. 320. The bureau of worker's and unemployment compensation,
6 during its transition to the remote initial claims system, may operate
7 a sufficient number of unemployment agency offices, including
8 itinerant or satellite offices, within Michigan's Upper Peninsula to
9 ensure that the citizens of the Upper Peninsula can access these
10 offices without excessive travel or, in cases where unemployment
11 claims are filed or renewed by phone, without excessive long-distance
12 toll charges.

13 Sec. 321. The department shall continue to work with grantees
14 supported through the appropriation in part 1 for emergency medical
15 services grants and contracts to ensure that a sufficient number of
16 qualified emergency medical services personnel exist to serve rural
17 areas of the state.

18 Sec. 322. From the funds appropriated in part 1 for utility
19 consumer representation, the department shall produce and facilitate
20 the airing of public service announcements that inform utility
21 customers of the availability and purpose of these funds. The utility
22 consumer participation board shall report to the subcommittees, fiscal
23 agencies, and state budget office by September 30 on its efforts in
24 this area, including the amount of expenditures made for this
25 purpose.

26 Sec. 323. (1) The department in consultation with nursing home
27 provider groups, the department of community health, the state

1 long-term care ombudsman, and the federal health care finance
2 administration shall continue to work to clarify the following terms
3 as those terms are used in title XVIII and title XIX and applied by
4 the department to provide more consistent regulation of nursing homes
5 in Michigan:

6 (a) Immediate jeopardy.

7 (b) Harm.

8 (c) Potential harm.

9 (d) Avoidable.

10 (e) Unavoidable.

11 (2) The department shall semiannually provide for joint training
12 with nursing home surveyors and providers on at least 1 of the 10 most
13 frequently issued federal citations in this state during the past
14 calendar year. The department shall provide a mechanism to measure
15 the effect of the training and shall report to the legislature and the
16 state budget office on the effect of the training by January 15.

17 Sec. 324. The bureau of worker's and unemployment compensation
18 shall work collaboratively with the department of career development
19 to ensure each 1-stop center has the ability to assist individuals or
20 respond to inquiries regarding unemployment benefits and the remote
21 initial claims system.

22 Sec. 325. (1) The department shall post on the Internet the
23 executive summary of the latest inspection for each licensed nursing
24 home.

25 (2) The department shall work toward posting inspection summaries
26 for licensed day care centers on the Internet.

27 Sec. 327. When hiring any new nursing home inspectors funded

1 through appropriations in part 1, the department shall make every
2 effort to hire individuals with past experience in the long-term care
3 industry.

4 Sec. 329. The department shall work to promote the nursing
5 scholarship program funded from appropriations in part 1 to health
6 services. The department shall focus its promotional efforts on
7 recruiting undergraduate students into the nursing field in order to
8 address the current nursing shortage. The department shall also make
9 every effort to utilize scholarship funds in a manner which encourages
10 undergraduate students to enter the nursing field.

11 Sec. 330. (1) The bureau of worker's and unemployment
12 compensation shall include in the remote initial claims center (RICCS)
13 automated phone system a choice to speak with an employee of the
14 unemployment agency as an option. This option should be provided in
15 the system as early as possible as deemed appropriate in the system
16 design. The department shall monitor the system to ensure compliance
17 with these guidelines.

18 (2) The bureau of worker's and unemployment compensation should
19 continue to provide training opportunities to employees affected with
20 the implementation of the RICCS.

21 Sec. 331. Nursing facilities shall report in the quarterly staff
22 report to the department, the total patient care hours provided each
23 month, by state licensure and certification classification, and the
24 percentage of pool staff, by state licensure and certification
25 classification, used each month during the preceding quarter. The
26 department shall make available to the public, the quarterly staff
27 report compiled for all facilities including the total patient care

1 hours and the percentage of pool staff used, by classification.

2 Sec. 332. It is the intent of the legislature that the
3 department make every effort to hold administrative law hearings on
4 actions initiated by the department against regulated businesses or
5 against individuals in regulated occupations in locations that are
6 within 150 miles of the regulated business or of the office of the
7 individual in a regulated occupation. In addition, it is the intent
8 of the legislature that the department make every effort to hold
9 administrative law hearings on actions initiated by an individual
10 outside the department in locations within 150 miles of the home of
11 the individual bringing the action if that individual wishes to
12 testify at the hearing.

13 Sec. 335. The public service commission shall report by June 1
14 of each year to the subcommittees, the state budget office, and the
15 fiscal agencies on the distribution of funds appropriated in part 1
16 for the low-income/energy efficiency assistance program.

17 Sec. 336. The department shall provide the subcommittees, fiscal
18 agencies, and state budget director with a report on or before
19 December 1 outlining actual expenditures for the last completed fiscal
20 year for each division within the office of financial and insurance
21 services.

22 Sec. 337. The department shall work cooperatively with the
23 family independence agency and with representatives from the Michigan
24 federation of private child and family agencies to form a licensing
25 and contract compliance review team pilot to coordinate and conduct
26 joint reviews of 1 child placing agency and 1 child caring institution
27 between October 1 and February 1. The Michigan federation of private

1 child and family agencies will survey team participants and involved
2 agencies regarding the process and provide feedback to the
3 department. The department shall report during the annual budget
4 presentation to the subcommittees regarding pilot outcomes.

5 Sec. 340. The office of financial and insurance services shall
6 provide copies of the quarterly and annual financial filings of health
7 maintenance organizations to the senate and house fiscal agencies on a
8 timely basis.

9 Sec. 341. The report required under section 911 of the business
10 corporation act, 1972 PA 284, MCL 450.1911, shall be filed with the
11 administrator together with a \$25.00 filing fee.

12 Sec. 342. A report required under section 911 of the nonprofit
13 corporation act, 1982 PA 162, MCL 450.2911, shall be filed with the
14 administrator together with a \$20.00 filing fee.

15 Sec. 343. (1) Pursuant to section 1101 of the Michigan limited
16 liability company act, 1993 PA 23, MCL 450.5101, the fees to be paid
17 to the administrator when the documents described in this subsection
18 are delivered to him or her for filing are as follows:

19	(a) Certificate of correction.....	\$	25.00
20	(b) Articles of organization.....	\$	50.00
21	(c) Amendment to the articles of organization.....	\$	25.00
22	(d) Restated articles of organization.....	\$	50.00
23	(e) Application for reservation of name.....	\$	25.00
24	(f) Certificate of assumed name or a certificate of		
25	termination of assumed name.....	\$	25.00
26	(g) Annual statement of resident agent and		
27	registered office.....	\$	25.00

1	(h) Certificate of restoration of good standing.....	\$	50.00
2	(i) Notice of resignation of resident agent or		
3	statement of change of registered office or		
4	resident agent.....	\$	5.00
5	(j) Certificate of merger as provided in article 7..	\$	100.00
6	(k) Certificate of abandonment.....	\$	10.00
7	(l) Certificate of conversion.....	\$	25.00
8	(m) Certificate of dissolution.....	\$	10.00
9	(n) Application of a foreign limited liability		
10	company for a certificate of authority to transact		
11	business in this state.....	\$	50.00
12	(o) Certificate correcting statement contained in an		
13	application for a certificate of authority to		
14	transact business in this state.....	\$	25.00
15	(p) Certificate attesting to the occurrence of a		
16	merger of a foreign limited liability company, as		
17	provided in section 1005.....	\$	10.00
18	(q) Application for withdrawal and issuance of a		
19	certificate of withdrawal of a foreign limited		
20	liability company.....	\$	10.00

21 (2) In addition to a fee required to file a document, the
 22 administrator may charge a fee of \$50.00 if the document is filed by
 23 facsimile or other electronic transmission or the administrator is
 24 requested to transmit a document by facsimile or other electronic
 25 transmission.

26 (3) The fees prescribed in subsections (1) and (2), no part of
 27 which shall be refunded, when collected shall be paid into the

1 treasury of the state and credited to the administrator to be used
2 solely by the department in carrying out those duties required by
3 law.

4 (4) A minimum charge of \$1.00 for each certificate and 50 cents
5 per folio shall be paid to the administrator for certifying a part of
6 a file or record pertaining to a domestic or foreign limited liability
7 company if a fee is not set forth in subsection (1). The
8 administrator may furnish copies of documents, reports, and papers
9 required or permitted by law to be filed with the administrator and
10 shall charge for those copies pursuant to a schedule of fees that the
11 administrator shall adopt with the approval of the state
12 administrative board. The administrator shall retain the revenue
13 collected under this subsection to be used by the department to defray
14 the costs of its copying and certifying services.

15 (5) If a domestic or foreign limited liability company pays fees
16 or penalties by check and the check is dishonored, the fee is
17 considered unpaid and the filing of all related documents will be
18 rescinded.

19 (6) The administrator may accept a credit card, instead of cash or
20 check, as payment of a fee under this act. The administrator shall
21 determine which credit cards may be accepted for payment.

22 Sec. 344. Pursuant to section 202 of the uniform securities act,
23 1964 PA 265, MCL 451.602, every applicant for registration shall pay a
24 filing fee and every registrant shall pay an annual fee of \$300.00 in
25 the case of a broker-dealer, \$65.00 in the case of an agent, and
26 \$200.00 in the case of an investment adviser. Every applicant filing
27 an application for registration of a successor pursuant to section

1 202(d) of the uniform securities act, 1964 PA 265, MCL 451.602, shall
 2 pay a filing fee of \$125.00 for the unexpired portion of the year. A
 3 registered agent who has terminated his or her connection with a
 4 broker-dealer shall pay a transfer fee of \$20.00 when transferring his
 5 or her connection to another broker-dealer.

6 Sec. 345. (1) The fees appropriated by this section shall be
 7 used only to offset the cost of operating the department.

8 (2) Fees for a person certified, registered, or licensed or
 9 seeking certification, registration, or licensure to engage in the
 10 following professions under the occupational code, 1980 PA 299, MCL
 11 339.101 to 339.2721, are as follows:

12 PUBLIC ACCOUNTING

13	(a) Application processing fee.....	\$	35.00
14	(b) License to practice and registration of		
15	certificate, per year.....	\$	40.00
16	(c) Registration:		
17	Individual's registration of certificate, per year..	\$	15.00
18	Firm or corporation, or branch office, per year.....	\$	35.00
19	(d) Permit for temporary practice.....	\$	15.00

20 ARCHITECT

21	(a) Application processing.....	\$	30.00
22	(b) Supplemental application processing.....	\$	20.00
23	(c) License fee, per year.....	\$	35.00

24 PROFESSIONAL ENGINEER

25	(a) Application processing.....	\$	35.00
26	(b) Supplemental application fee processing.....	\$	20.00
27	(c) License fee, per year.....	\$	40.00

1	LAND SURVEYOR		
2	(a) Application processing fee.....	\$	35.00
3	(b) Supplemental application processing fee.....	\$	20.00
4	(c) Examination fees:		
5	Complete examination.....	\$	110.00
6	Part 1 of the examination (fundamentals).....	\$	55.00
7	Part 2a of the examination (principles and practice)	\$	45.00
8	Part 2b of the examination (Michigan practice).....	\$	40.00
9	(d) Examination review.....	\$	20.00
10	(e) License fee, per year.....	\$	50.00
11	LANDSCAPE ARCHITECT		
12	(a) Application processing fee.....	\$	35.00
13	(b) Supplemental application processing fee.....	\$	20.00
14	(c) Examination fees:		
15	Complete examination.....	\$	265.00
16	Section 1 of the examination.....	\$	25.00
17	Section 2 of the examination.....	\$	35.00
18	Section 3 of the examination.....	\$	100.00
19	Section 4 of the examination.....	\$	125.00
20	(d) Examination review.....	\$	25.00
21	(e) Registration fee, per year.....	\$	40.00
22	BARBER, STUDENT BARBER, STUDENT INSTRUCTOR, OR BARBER INSTRUCTOR,		
23	BARBERSHOP OR BARBER COLLEGE		
24	(a) Application processing fees:		
25	Student barber, barber, student instructor, barber		
26	instructor.....	\$	20.00
27	Barbershop.....	\$	50.00

1	Barber college.....	\$	75.00
2	(b) Examination fees:		
3	Complete barber or instructor examination.....	\$	75.00
4	Written portion only.....	\$	35.00
5	Practical portion only.....	\$	45.00
6	(c) Examination review.....	\$	20.00
7	(d) License fees, per year:		
8	Student barber, barber, student instructor.....	\$	30.00
9	Barber instructor.....	\$	40.00
10	Barbershop.....	\$	40.00
11	Barber college.....	\$	150.00
12	(e) Demonstrator's or demonstration temporary permit	\$	15.00
13	COLLECTION AGENCY; COLLECTION AGENCY MANAGER		
14	Compiled Laws are as follows:		
15	(a) Application processing fees:		
16	Agency nonowner manager.....	\$	35.00
17	Agency.....	\$	100.00
18	(b) Examination fee.....	\$	50.00
19	(c) Examination review fee.....	\$	20.00
20	(d) License fee, per year:		
21	Agency nonowner manager.....	\$	50.00
22	Agency.....	\$	125.00
23	PROFESSIONAL COMMUNITY PLANNER		
24	(a) Application processing fee.....	\$	35.00
25	(b) Supplemental application processing fee.....	\$	20.00
26	(c) Examination fee; Michigan portion.....	\$	100.00
27	(d) Examination review.....	\$	25.00

1	(e) Registration fee, per year.....	\$	50.00
2	COSMETOLOGIST, MANICURIST, NATURAL HAIR CULTURIST, ESTHETICIAN,		
3	ELECTROLOGIST, OR INSTRUCTOR OR COSMETOLOGY ESTABLISHMENT OR SCHOOL OF		
4	COSMETOLOGY		
5	(a) Application processing fees:		
6	Apprenticeship program or cosmetology establishment.	\$	25.00
7	Cosmetologist, manicurist, natural hair culturist,		
8	esthetician, electrologist, or instructor.....	\$	15.00
9	School of cosmetology.....	\$	100.00
10	(b) Examination fees:		
11	Complete examination for cosmetologist, manicurist,		
12	natural hair culturist, esthetician,		
13	electrologist, or instructor.....	\$	25.00
14	Written portion only or practical portion only.....	\$	15.00
15	Examination review.....	\$	20.00
16	(c) License fees, per year:		
17	Cosmetologist, manicurist, natural hair culturist,		
18	esthetician, electrologist, or instructor.....	\$	24.00
19	Cosmetology establishment.....	\$	25.00
20	School of cosmetology.....	\$	100.00
21	(d) Student registration or transfer fee.....	\$	15.00
22	EMPLOYMENT OR CONSULTING AGENT; PERSONNEL AGENCY		
23	(a) Application processing fees:		
24	Personnel agency.....	\$	225.00
25	Employment or consulting agent.....	\$	30.00
26	Officer or stockholder change.....	\$	25.00
27	(b) Examination fee.....	\$	50.00

1	(c) Examination review.....	\$	20.00
2	(d) License fee, per year:		
3	Personnel agency.....	\$	125.00
4	Employment or consulting agent.....	\$	40.00
5	FORESTER		
6	(a) Application processing fee.....	\$	50.00
7	(b) Registration fee, per year.....	\$	40.00
8	HEARING AID DEALER, SALESPERSON		
9	(a) Application processing fees:		
10	Dealer or salesperson.....	\$	20.00
11	Trainee.....	\$	10.00
12	(b) Examination fees:		
13	Complete dealer or salesperson examination.....	\$	100.00
14	Dealer examination, per part.....	\$	35.00
15	Salesperson examination, per part.....	\$	30.00
16	(c) Examination review.....	\$	20.00
17	(d) License fees, per year:		
18	Dealer.....	\$	80.00
19	Salesperson.....	\$	50.00
20	Trainee.....	\$	40.00
21	REAL ESTATE BROKER, ASSOCIATE BROKER, SALESPERSON, OR BRANCH		
22	(a) Application processing fees:		
23	Brokers and associate brokers.....	\$	35.00
24	Salespersons or branch office.....	\$	10.00
25	(b) License fees, per year:		
26	Brokers and associate brokers.....	\$	36.00
27	Salespersons.....	\$	26.00

1	(c) Branch office fee, per year.....	\$	20.00
2	(d) Sale of out of state property:		
3	Application to sell or renewal of approval to sell..	\$	20.00
4	Property registration.....	\$	500.00

5 A fee shall not be required for the registration of property
6 approved under the land sales act, 1972 PA 286, MCL 565.801 to
7 565.835.

8 STATE LICENSED REAL ESTATE APPRAISER, CERTIFIED GENERAL REAL
9 ESTATE APPRAISER, CERTIFIED RESIDENTIAL REAL ESTATE APPRAISER, OR A
10 LIMITED REAL ESTATE APPRAISER

11	(a) Application processing fees for certified		
12	general real estate appraiser, certified		
13	residential real estate appraiser, state licensed		
14	real estate appraiser, limited real estate		
15	appraiser.....	\$	35.00

16	(b) Examination fees, if the department conducts its		
17	own examinations certified general real estate		
18	appraiser, certified residential real estate		
19	appraiser, state licensed real estate appraiser...	\$	100.00

20	(c) License fee, per year:		
21	Certified general real estate appraiser, certified		
22	residential real estate appraiser, state licensed		
23	real estate appraiser.....	\$	175.00
24	Limited real estate appraisers or temporary permit		
25	fee.....	\$	125.00

26 The license fee includes a fee imposed by the federal government
27 under sections 1113 and 1114 of title XI of the financial institutions

1 reform, recovery and enforcement act of 1989, Public Law 101-73, 12
 2 U.S.C. 3331 to 3351, for certified general real estate appraisers,
 3 certified residential real estate appraisers, and state licensed real
 4 estate appraisers, which shall not exceed \$50.00 per licensee and
 5 which the department shall collect and pay to the federal government
 6 pursuant to section 2637 of the occupational code, 1980 PA 299, MCL
 7 339.2637.

8 RESIDENTIAL BUILDER OR RESIDENTIAL MAINTENANCE AND ALTERATION
 9 CONTRACTOR, SALESPERSON, OR BRANCH OFFICE

10	(a) Application processing fee.....	\$	15.00
11	(b) Examination fees:		
12	Complete builder or maintenance and alteration		
13	contractor exam.....	\$	50.00
14	Law and rules portion or practice or trades or		
15	salesperson exam.....	\$	30.00
16	(c) Examination review.....	\$	20.00
17	(d) License fee, per year.....	\$	40.00
18	MORTUARY SCIENCE; FUNERAL ESTABLISHMENT; RESIDENT TRAINEE;		
19	EMBALMER OR FUNERAL DIRECTOR		
20	(a) Application processing fees:		
21	Mortuary science license.....	\$	20.00
22	Funeral establishment license.....	\$	115.00
23	Resident trainee.....	\$	15.00
24	(b) Examination fees:		
25	Complete examination.....	\$	200.00
26	National examination only.....	\$	150.00
27	State examination only.....	\$	50.00

1	(c) Examination review.....	\$	25.00
2	(d) License fees, per year:		
3	Mortuary science.....	\$	40.00
4	Funeral establishment.....	\$	55.00
5	Embalmer or funeral director.....	\$	40.00
6	Resident trainee.....	\$	30.00
7	PROFESSIONAL BOXER, PROFESSIONAL WRESTLER, JUDGE, MANAGER,		
8	REFEREE, TIMEKEEPER, ANNOUNCER, SECOND, BOXING CLUB, PROMOTER,		
9	MATCHMAKER, OR PHYSICIAN		
10	(a) Application processing fees:		
11	Professional boxer license and passport.....	\$	35.00
12	All other licenses.....	\$	30.00
13	(b) License fee, per year:		
14	Professional boxer, professional wrestler, second...	\$	20.00
15	Judge, physician, announcer, timekeeper.....	\$	30.00
16	Boxing club.....	\$	40.00
17	Manager or matchmaker or amateur referee.....	\$	50.00
18	Professional referee.....	\$	75.00
19	Professional promoter.....	\$	250.00
20	(c) Professional boxing or wrestling permit fee, per		
21	show.....	\$	50.00
22	(d) Duplicate boxer passport fee.....	\$	30.00
23	OCULARIST; APPRENTICE OCULARIST		
24	(a) Application processing fee.....	\$	35.00
25	(b) Registration fee, per year:		
26	Ocularist.....	\$	40.00
27	Apprentice.....	\$	20.00

1 Sec. 346. (1) Fees authorized by this section shall be used only
 2 to offset the costs of operating the department.

3 (2) Money appropriated under this act for health facility
 4 regulation shall not be expended unless the department assesses annual
 5 fees for health facility and agency licenses and assesses fees for
 6 permits, surveys, and plan reviews in accordance with the following
 7 fee schedule:

8	(a) Hospitals.....	\$	10.00 per bed
9	(b) Nursing homes, county medical care facilities, 10 and hospital long-term care units.....	\$	10.00 per bed
11	(c) Freestanding surgical outpatient facilities.....	\$	450.00 per 12 facility
13	(d) Hospice residences.....	\$	200.00 per 14 survey plus 15 \$20.00 per bed
16	(e) Psychiatric hospitals.....	\$	600.00 renewal 17 fee plus \$10.00 18 per bed
19	(f) Psychiatric treatment positions.....	\$	7.50 per 20 treatment 21 position
22	(g) Construction permit reviews.....		1% of first 23 \$1.0 million of 24 capital 25 expenditure and 26 .85% of capital 27 expenditure

1		over \$1.0
2		million (not to
3		exceed
4		\$60,000.00 per
5		project)
6	(h) Substance abuse programs.....	\$ 100.00
7	(i) EMS life support agencies (ambulance operations,	
8	nontransport prehospital life support operations,	
9	or aircraft transport operations).....	\$ 100.00
10	(j) Ambulance, nontransport prehospital life support	
11	vehicle, or aircraft transport vehicle.....	\$ 35.00 land;
12		\$100.00 air.

13 (3) A person shall pay, and the department shall accept, fees
14 established in this section in lieu of any equivalent licensure survey
15 or review fee established by the public health code, 1978 PA 368, MCL
16 333.1101 to 333.25211. Fees not addressed in this section shall be
17 assessed and collected as prescribed by law.

18 (4) If a hospital requests the department to conduct a
19 certification survey for purposes of title XVIII or title XIX, the
20 hospital shall pay a license fee surcharge of \$23.00 per bed. As used
21 in this subsection, "title XVIII" and "title XIX" mean those terms as
22 defined in section 20155 of the public health code, 1978 PA 368, MCL
23 333.20155.

24 (5) The license renewal fees described in subsection (2) shall be
25 assessed annually regardless of the term of a license.

26 (6) Fees described in this section are payable to the department
27 at the time they are assessed. If an application is denied or if a

1 license or permit is revoked before its expiration date, the
2 department shall not refund fees paid to the department.

3 (7) The fee for an initial, provisional, or upgrade license or
4 temporary permit is the same as for a license. A license may be
5 issued at the expiration date of a temporary permit without an
6 additional fee for the balance of the period for which the fee was
7 paid if the requirements for licensure are met.

8 (8) The application fee for a waiver under section 21564 of the
9 public health code, 1978 PA 368, MCL 333.21564, is \$200.00 plus \$40.00
10 per hour for the professional services and travel expenses directly
11 related to processing the application. The travel expenses shall be
12 calculated in accordance with the state standardized travel
13 regulations of the department of management and budget in effect at
14 the time of the travel.

15 (9) If an application for renewal of an ambulance operation,
16 nontransport prehospital life support operation, or aircraft transport
17 operation license is received by the department after the expiration
18 date of the license, the applicant shall pay a late fee in the amount
19 of \$300.00 in addition to the renewal fee. If an application for
20 renewal is not received by the department within 60 days after the
21 license expires, the department shall not issue a renewal license
22 unless the licensee completes the requirements for initial licensure
23 and pays the late fee.

24 (10) If an application for renewal of an ambulance or nontransport
25 prehospital life support vehicle or aircraft transport vehicle license
26 is received by the department after the expiration date of the
27 license, the applicant shall pay a late fee in the amount of \$100.00

1 in addition to the renewal fee. If an application for renewal is not
2 received by the department within 60 days after the license expires,
3 the department shall not issue a renewal license unless the licensee
4 completes the requirements for initial licensure and pays the late
5 fee.

6 (11) The department shall give nursing home providers the
7 voluntary option of requesting an informal review of the
8 appropriateness of a citation by an independent agency with
9 qualifications to conduct informal deficiency dispute resolutions as
10 required by federal law. The department may enter a contract with a
11 qualified agency for these reviews and shall charge a fee to a
12 facility requesting an independent review sufficient to cover the
13 actual cost.

14 Sec. 347. Of the funds appropriated in part 1 for the fire
15 protection grants, \$12,128,500.00 of this funding is contingent upon
16 statutory changes that would increase the deposit into the liquor
17 purchase revolving fund.

18 Sec. 348. It is the intent of the legislature that the next
19 vacancy on the worker's compensation board of magistrates be filled by
20 an individual that is a permanent resident in the Upper Peninsula.