

**SUBSTITUTE FOR
SENATE BILL NO. 1259**

A bill to amend 1979 PA 152, entitled "State license fee act," by amending sections 2, 3, 13, 15, 17, 21, 23, 25, 27, 28, 29, 31, 37, 38, 39, 43, and 62 (MCL 338.2202, 338.2203, 338.2213, 338.2215, 338.2217, 338.2221, 338.2223, 338.2225, 338.2227, 338.2228, 338.2229, 338.2231, 338.2237, 338.2238, 338.2239, 338.2243, and 338.2262), section 2 as amended by 1999 PA 171, sections 3, 13, 17, 21, 23, 25, 27, 28, 29, 31, 37, 38, 43, and 62 as amended by 2007 PA 77, section 15 as amended by 2008 PA 491, and section 39 as amended by 2007 PA 158, and by adding section 5a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 2. As used in this act:
- 2 (a) "Department" means the department of ~~consumer and~~

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1 ~~industry services.~~ LICENSING AND REGULATORY AFFAIRS.

2 (b) "Occupational code" means 1980 PA 299, MCL 339.101 to
3 ~~339.2721-339.2919.~~

4 Sec. 3. ~~(1) Except as otherwise provided for in section 37,~~
5 ~~the fees prescribed by this act shall be used only to offset the~~
6 ~~cost of operating the department.~~

7 ~~——(2) THE LICENSING AND REGULATION FUND IS CREATED IN THE~~
8 ~~STATE TREASURY. ALL OF THE FOLLOWING APPLY TO THE LICENSING AND~~
9 ~~REGULATION FUND:~~

10 (A) Except as otherwise provided in sections 11, 37, 38, and
11 ~~51, 39,~~ the fees collected pursuant to ~~UNDER~~ this act shall be
12 ~~credited to DEPOSITED INTO~~ the general fund. ~~of the state.~~

13 (B) MONEY IN THE FUND SHALL BE USED ONLY TO OFFSET THE COST
14 OF OPERATING THE DEPARTMENT.

15 (C) THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE
16 FUND AND SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND
17 INVESTMENTS.

18 (D) MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL
19 REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.

20 (E) THE DEPARTMENT IS THE ADMINISTRATOR OF THE FUND FOR
21 AUDITING PURPOSES.

22 SEC. 5A. (1) THE DEPARTMENT SHALL SUBMIT A REPORT EACH YEAR
23 TO THE HOUSE AND SENATE APPROPRIATIONS COMMITTEES AND THE HOUSE
24 AND SENATE FISCAL AGENCIES FOR THE PRECEDING FISCAL YEAR
25 CONCERNING THE FEES CHARGED BY EACH THIRD PARTY EXAM
26 ADMINISTRATOR FOR EACH EXAMINATION OR TEST CONDUCTED BY THAT
27 ADMINISTRATOR PURSUANT TO AN AGREEMENT WITH THE DEPARTMENT.

<<(2) THE DEPARTMENT SHALL UTILIZE A COMPETITIVE SELECTION
PROCESS THAT MEETS THE REQUIREMENTS OF ARTICLE 2 OF THE MANAGEMENT AND
BUDGET ACT, 1984 PA 431, MCL 18.1201 TO 18.1299, WHEN SELECTING A THIRD
PARTY EXAM ADMINISTRATOR TO ADMINISTER AN EXAMINATION OR TEST. THE
CONTRACT WITH THE THIRD PARTY EXAM ADMINISTRATOR SHALL STATE THE
EXAMINATION FEE AN INDIVIDUAL IS REQUIRED TO PAY TO TAKE THE EXAMINATION
OR TEST.>>

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1 (3)>> AS USED IN THIS ACT, "THIRD PARTY EXAM ADMINISTRATOR"
 2 MEANS A PERSON OUTSIDE OF THE DEPARTMENT WITH WHICH THE
 3 DEPARTMENT HAS ENTERED INTO AN AGREEMENT TO ADMINISTER AN
 4 EXAMINATION OR TEST REQUIRED UNDER AN ARTICLE OF THE OCCUPATIONAL
 5 CODE.

6 Sec. 13. (1) Fees for a person licensed or seeking licensure
 7 as an architect under article 20 of the occupational code, MCL
 8 339.2001 to 339.2014, are as follows:

- 9 (a) Application processing **FEE**..... \$ 30.00
- 10 (b) Supplemental application processing **FEE**.... 20.00
- 11 (c) License fee, per year..... 35.00

12 (2) Fees for a person licensed or seeking licensure as a
 13 professional engineer under article 20 of the occupational code,
 14 MCL 339.2001 to 339.2014, are as follows:

- 15 (a) Application processing fee as follows:
- 16 (i) If paid after
- 17 September 30, ~~2012~~**2015**..... \$ 30.00
- 18 (ii) Beginning October 1, 2003 through
- 19 September 30, ~~2012~~**2015**..... 35.00
- 20 (b) Supplemental application processing fee.... 20.00
- 21 (c) License fee, per year as follows:
- 22 (i) If paid after
- 23 September 30, ~~2012~~**2015**..... 20.00
- 24 (ii) Beginning October 1, 2003 through
- 25 September 30, ~~2012~~**2015**..... 40.00

26 (3) Fees for a person licensed or seeking licensure as a

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1 land surveyor under article 20 of the occupational code, MCL
2 339.2001 to 339.2014, are as follows:

- 3 (a) Application processing fee as follows:
- 4 (i) If paid after
- 5 September 30, ~~2012~~2015..... \$ 30.00
- 6 (ii) Beginning October 1, 2003 through
- 7 September 30, ~~2012~~2015..... 35.00
- 8 (b) Supplemental application processing fee.... 20.00
- 9 (c) Examination fees<<

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- 13 (i) Complete examination..... 110.00
- 14 (ii) Part 1 of the examination (fundamentals)... 55.00
- 15 (iii) Part 2a of the examination (principles and
- 16 practice)..... 45.00
- 17 (iv) Part 2b of the examination
- 18 (Michigan practice)..... 40.00
- 19 (d) Examination review..... 20.00
- 20 (e) License fee, per year..... 50.00

21 Sec. 15. Fees for a person licensed or seeking licensure as
22 a landscape architect under article 22 of the occupational code,
23 MCL 339.2201 to 339.2211, are as follows:

- 24 (a) Application processing fee..... \$ 200.00
- 25 (b) Supplemental application processing fee... 20.00
- 26 (c) Examination fees<<

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2	(i)	Complete examination.....	265.00
3	(ii)	Section 1 of the examination.....	25.00
4	(iii)	Section 2 of the examination.....	35.00
5	(iv)	Section 3 of the examination.....	100.00
6	(v)	Section 4 of the examination.....	125.00
7	(d)	Examination review.....	25.00
8	(e)	Licensure LICENSE fee, per year.....	60.00

9 Sec. 17. ~~(1)~~Fees for a person licensed or seeking licensure
10 as a barber, student barber, student instructor, or barber
11 instructor, for a person licensed or seeking licensure to operate
12 a barbershop or barber college, or for a person seeking a permit
13 for a demonstration or a demonstrator's permit under article 11
14 of the occupational code, MCL 339.1101 to 339.1118, are as
15 follows:

16	(a)	Application processing fees:	
17	(i)	Student barber as follows:	
18	(A)	If paid after	
19		September 30, 2012 2015	\$ 15.00
20	(B)	Beginning October 1, 2003 through	
21		September 30, 2012 2015	20.00
22	(ii)	Barber as follows:	
23	(A)	If paid after	
24		September 30, 2012 2015	15.00
25	(B)	Beginning October 1, 2003 through	
26		September 30, 2012 2015	20.00
27	(iii)	Student instructor as follows:	
28	(A)	If paid after	

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1		September 30, 2012 –2015.....	15.00
2	(B)	Beginning October 1, 2003 through	
3		September 30, 2012 –2015.....	20.00
4	(iv)	Barber instructor as follows:	
5	(A)	If paid after	
6		September 30, 2012 –2015.....	15.00
7	(B)	Beginning October 1, 2003 through	
8		September 30, 2012 –2015.....	20.00
9	(v)	Barbershop as follows:	
10	(A)	If paid after	
11		September 30, 2012 –2015.....	40.00
12	(B)	Beginning October 1, 2003 through	
13		September 30, 2012 –2015.....	50.00
14	(vi)	Barber college as follows:	
15	(A)	If paid after	
16		September 30, 2012 –2015.....	50.00
17	(B)	Beginning October 1, 2003 through	
18		September 30, 2012 –2015.....	75.00
19	(b)	Examination fees<<	
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22		>>:	
23	(i)	Complete barber examination.....	75.00
24	(A)	Written portion only.....	35.00
25	(B)	Practical portion only.....	45.00
26	(ii)	Complete instructor examination.....	75.00
27	(A)	Written portion only.....	35.00
28	(B)	Practical portion only.....	45.00
29	(c)	Examination review.....	20.00
30	(d)	License fees, per year:	
31	(i)	Student barber as follows:	

1	(A)	If paid after	
2		September 30, 2012 –2015.....	15.00
3	(B)	Beginning October 1, 2003 through	
4		September 30, 2012 –2015.....	30.00
5	(ii)	Barber as follows:	
6	(A)	If paid after	
7		September 30, 2012 –2015.....	15.00
8	(B)	Beginning October 1, 2003 through	
9		September 30, 2012 –2015.....	30.00
10	(iii)	Student instructor as follows:	
11	(A)	If paid after	
12		September 30, 2012 –2015.....	15.00
13	(B)	Beginning October 1, 2003 through	
14		September 30, 2012 –2015.....	30.00
15	(iv)	Barber instructor as follows:	
16	(A)	If paid after	
17		September 30, 2012 –2015.....	25.00
18	(B)	Beginning October 1, 2003 through	
19		September 30, 2012 –2015.....	40.00
20	(v)	Barbershop as follows:	
21	(A)	If paid after	
22		September 30, 2012 –2015.....	30.00
23	(B)	Beginning October 1, 2003 through September 30,	
24		2012 –2015.....	40.00
25	(vi)	Barber college.....	150.00
26	(e)	Demonstrator's temporary permit as follows:	
27	(i)	If paid after	
28		September 30, 2012 –2015.....	10.00
29	(ii)	Beginning October 1, 2003 through	
30		September 30, 2012 –2015.....	15.00
31	(f)	Demonstration temporary permit as follows:	

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1	(i)	If paid after	
2		September 30, 2012 2015.....	10.00
3	(ii)	Beginning October 1, 2003 through	
4		September 30, 2012 2015.....	15.00

5 Sec. 21. Fees for a person licensed or seeking licensure to
6 operate a collection agency or to be a collection agency manager
7 under article 9 of the occupational code, MCL 339.901 to 339.920,
8 are as follows:

9	(a)	Application processing fees:	
10	(i)	Agency nonowner manager as follows:	
11	(A)	If paid after	
12		September 30, 2012 2015.....	\$ 25.00
13	(B)	Beginning October 1, 2003 through	
14		September 30, 2012 2015.....	35.00
15	(ii)	Agency.....	100.00
16	(b)	Examination fee<<	
17			
18			
19		>>.....	50.00
20	(c)	Examination review fee.....	20.00
21	(d)	License fee, per year:	
22	(i)	Agency nonowner manager.....	50.00
23	(ii)	Agency.....	125.00

24 Sec. 23. Fees for a person registered or seeking
25 registration as a professional community planner under article 23
26 of the occupational code, MCL 339.2301 to 339.2310, are as
27 follows:

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- 1 (a) Application processing fee as follows:
- 2 (i) If paid after
- 3 September 30, ~~2012~~2015..... \$ 30.00
- 4 (ii) Beginning October 1, 2003
- 5 through September 30, ~~2012~~2015..... 35.00
- 6 (b) Supplemental application processing fee.... 20.00
- 7 (c) Examination fee, ~~+~~Michigan portion<<
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- 11 >>..... 100.00
- 12 (d) Examination review..... 25.00
- 13 (e) Registration fee, per year..... 50.00

14 Sec. 25. Fees for a person licensed or seeking licensure as
 15 a cosmetologist, manicurist, natural hair culturist, esthetician,
 16 electrologist, or instructor or a person licensed or seeking
 17 licensure to operate a cosmetology establishment or school of
 18 cosmetology, seeking a student registration or transfer, or
 19 seeking a permit to conduct an apprenticeship program under
 20 article 12 of the occupational code, MCL 339.1201 to 339.1218,
 21 are as follows:

- 22 (a) Application processing fees:
- 23 (i) Apprenticeship program..... \$ 25.00
- 24 (ii) Cosmetologist, manicurist, natural hair
- 25 culturist, esthetician, electrologist,
- 26 or instructor as follows:
- 27 (A) If paid

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1		after September 30, 2012 —2015.....	10.00
2	(B)	Beginning October 1, 2003 through	
3		September 30, 2012 —2015.....	15.00
4	(iii)	Cosmetology establishment.....	25.00
5	(iv)	School of cosmetology.....	100.00
6	(b)	Examination fees<<	
7			
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9		>>:	
10	(i)	Complete examination for cosmetologist,	
11		manicurist, natural hair culturist,	
12		esthetician, electrologist, or	
13		instructor.....	25.00
14	(ii)	Written portion only.....	15.00
15	(iii)	Practical portion only.....	15.00
16	(iv)	Examination review.....	20.00
17	(c)	License fees, per year:	
18	(i)	Cosmetologist, manicurist, natural hair	
19		culturist, esthetician, electrologist,	
20		or instructor as follows:	
21	(A)	If paid	
22		after September 30, 2012 —2015.....	12.00
23	(B)	Beginning October 1, 2003 through	
24		September 30, 2012 —2015.....	24.00
25	(ii)	Cosmetology establishment.....	25.00
26	(iii)	School of cosmetology.....	100.00
27	(d)	Student registration or transfer	
28		fee as follows:	
29	(i)	If paid	
30		after September 30, 2012 —2015.....	5.00
31	(ii)	Beginning October 1, 2003 through	

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1	auctioneer.....	\$ 50.00
2	(b) Examination fee for registered auctioneer<<	
3		
4		
5		
6	>>.....	50.00
7	(c) Registration fees, per year:	
8	(i) Auctioneer - individual.....	200.00
9	(ii) Auctioneer - firm.....	200.00

10 Sec. 29. Fees for a person registered or seeking
 11 registration as a forester under article 21 of the occupational
 12 code, MCL 339.2101 to 339.2108, are as follows:

13	(a) Application processing fee.....	\$ 50.00
14	(b) Registration fee, per year as follows:	
15	(i) If paid after	
16	September 30, 2012 2015.....	25.00
17	(ii) Beginning October 1, 2003 through	
18	September 30, 2012 2015.....	40.00

19 Sec. 31. Fees for a person licensed or seeking licensure as
 20 a hearing aid dealer, salesperson, or trainee under article 13 of
 21 the occupational code, MCL 339.1301 to 339.1309, are as follows:

22	(a) Application processing fees:	
23	(i) Dealer.....	\$ 20.00
24	(ii) Salesperson.....	20.00
25	(iii) Trainee.....	10.00
26	(b) Examination fees<<	

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(i)	Complete dealer examination.....	100.00
(ii)	Dealer examination, per part.....	35.00
(iii)	Complete salesperson examination.....	100.00
(iv)	Salesperson examination, per part.....	30.00
(c)	Examination review.....	20.00
(d)	License fees, per year:	
(i)	Dealer.....	80.00
(ii)	Salesperson.....	50.00
(iii)	Trainee as follows:	
(A)	If paid	
	after September 30, 2012 2015.....	20.00
(B)	Beginning October 1, 2003 through	
	September 30, 2012 2015.....	40.00

Sec. 37. (1) Fees for a person licensed or seeking licensure as a real estate broker, associate broker, salesperson, or branch office or seeking other licenses or approvals issued under article 25 of the occupational code, MCL 339.2501 to 339.2518, are as follows:

(a)	Application processing fees:	
(i)	Brokers and associate brokers as follows:	
(A)	If paid	
	after September 30, 2012 2015.....	\$ 20.00
(B)	Beginning October 1, 2003 through	
	September 30, 2012 2015.....	35.00
(ii)	Salespersons.....	10.00
(iii)	Branch office.....	10.00
(b)	License fees, per year:	

1	(i)	Brokers and associate brokers.....	36.00
2	(ii)	Salespersons.....	26.00
3	(c)	Branch office fee, per year as follows:	
4	(i)	If paid	
5		after September 30, 2012 2015.....	10.00
6	(ii)	Beginning October 1, 2003 through	
7		September 30, 2012 2015.....	20.00
8	(d)	Sale of out of state property:	
9	(i)	Application to sell.....	20.00
10	(ii)	Property registration.....	500.00
11	(iii)	Renewal of approval to sell.....	20.00

12 (2) A fee ~~shall not be~~ **IS NOT** required for the registration
 13 of property approved under the land sales act, 1972 PA 286, MCL
 14 565.801 to 565.835.

15 (3) The real estate education fund is ~~established~~ **CREATED** in
 16 the state treasury. ~~and shall be administered by the department.~~

17 **ALL OF THE FOLLOWING APPLY TO THE REAL ESTATE EDUCATION FUND:**

18 (A) Fifteen dollars of each license fee received by the
 19 department under subsection (1)(b) during that 3-year license
 20 cycle shall be ~~deposited with~~ **FORWARDED TO** the state treasurer ~~to~~
 21 ~~the credit of~~ **FOR DEPOSIT INTO** the real estate education fund.

22 (B) The department shall ~~utilize~~ **USE THE MONEY IN** the real
 23 estate education fund only for the operation of departmental
 24 programs related to education required of all licensees or
 25 applicants for licensure under article 25 of the occupational
 26 code, MCL 339.2501 to 339.2518. ~~Any unexpended balance in the~~
 27 ~~real estate education fund at the end of a fiscal year shall~~
 28 ~~carry forward to the next fiscal year.~~

1 (C) THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE
2 FUND AND SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND
3 INVESTMENTS.

4 (D) MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL
5 REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.

6 (E) THE DEPARTMENT IS THE ADMINISTRATOR OF THE FUND FOR
7 AUDITING PURPOSES.

8 (4) The real estate enforcement fund is created in the state
9 treasury. ~~and shall be administered by the department. Beginning~~
10 ~~October 1, 2003, \$15.00~~ ALL OF THE FOLLOWING APPLY TO THE REAL
11 ESTATE ENFORCEMENT FUND:

12 (A) FIFTEEN DOLLARS of each license fee received by the
13 department under subsection (1)(b) during that 3-year license
14 cycle shall be ~~deposited~~ FORWARDED TO THE STATE TREASURER FOR
15 DEPOSIT into the real estate enforcement fund.

16 (B) The department in conjunction with the attorney general
17 shall ~~utilize~~ USE THE MONEY IN the real estate enforcement fund
18 only for the investigation and enforcement of actions regarding
19 unlicensed activity and real estate fraud. ~~Any unexpended balance~~
20 ~~in the real estate enforcement fund at the end of a fiscal year~~
21 ~~shall carry forward to the next fiscal year.~~

22 (C) THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE
23 FUND AND SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND
24 INVESTMENTS.

25 (D) MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL
26 REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.

27 (E) THE DEPARTMENT IS THE ADMINISTRATOR OF THE FUND FOR

1 **AUDITING PURPOSES.**

2 Sec. 38. (1) Fees for an individual licensed or seeking
 3 licensure as a state licensed real estate appraiser, a certified
 4 general real estate appraiser, a certified residential real
 5 estate appraiser, or a limited real estate appraiser under
 6 article 26 of the occupational code, MCL 339.2601 to 339.2637,
 7 are as follows:

8 (a) Application processing fees:

9 (i) Certified general real estate appraiser
 10 as follows:

11 (A) If paid after

12 September 30, ~~2012~~-2015..... \$ 25.00

13 (B) Beginning October 1, 2003 through

14 September 30, ~~2012~~-2015..... \$ 35.00

15 (ii) Certified residential real estate appraiser
 16 as follows:

17 (A) If paid after

18 September 30, ~~2012~~-2015..... \$ 25.00

19 (B) Beginning October 1, 2003 through

20 September 30, ~~2012~~-2015..... \$ 35.00

21 (iii) State licensed real estate appraiser
 22 as follows:

23 (A) If paid after

24 September 30, ~~2012~~-2015..... \$ 25.00

25 (B) Beginning October 1, 2003 through

26 September 30, ~~2012~~-2015..... \$ 35.00

27 (iv) Limited real estate appraiser as follows:

28 (A) If paid after

29 September 30, ~~2012~~-2015..... \$ 25.00

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- 1 (B) Beginning October 1, 2003 through
- 2 September 30, ~~2012~~ 2015..... \$ 35.00
- 3 (b) Examination fees<<, ~~if the department~~
- 4 ~~conducts its own examination:~~
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- 8 >>:
- 9 (i) Certified general real estate appraiser.... \$ 100.00
- 10 (ii) Certified residential real estate
- 11 appraiser..... \$ 100.00
- 12 (iii) State licensed real estate appraiser..... \$ 100.00
- 13 (c) License fee, per year:
- 14 (i) Certified general real estate appraiser.... \$ 175.00
- 15 (ii) Certified residential real estate
- 16 appraiser..... \$ 175.00
- 17 (iii) State licensed real estate appraiser..... \$ 175.00
- 18 (iv) Limited real estate appraiser..... \$ 125.00
- 19 (d) Temporary permit fee..... \$ 125.00

20 (2) The license fee includes a fee imposed by the federal
 21 government under ~~sections 1113 and 1114 of title XI of the~~
 22 ~~financial institutions reform, recovery, and enforcement act of~~
 23 ~~1989, Public Law 101-73, 12 USC 3331 to 3351, 3338~~ for certified
 24 general real estate appraisers, certified residential real estate
 25 appraisers, and state licensed real estate appraisers. ~~, which~~
 26 ~~shall~~ **THE AMOUNT OF THE FEE DESCRIBED IN THIS SUBSECTION SHALL**
 27 not exceed \$50.00 per licensee, and ~~which~~ the department shall
 28 collect and pay **THE FEE** to the federal government ~~pursuant to~~
 29 **UNDER** section 2637 of the occupational code, MCL 339.2637.

1 (3) The real estate appraiser education fund is established
2 **CREATED** in the state treasury. ~~and shall be administered by the~~
3 ~~department.~~ **ALL OF THE FOLLOWING APPLY TO THE REAL ESTATE**

4 **APPRAISER EDUCATION FUND:**

5 **(A)** Ten dollars of each fee received under subsection (1)(c)
6 shall be ~~deposited with~~ **FORWARDED TO** the state treasurer ~~to the~~
7 ~~credit of~~ **FOR DEPOSIT INTO** the real estate appraiser education
8 fund.

9 **(B)** The department shall ~~utilize~~ **USE THE MONEY IN** the real
10 estate appraiser education fund only for the operation of
11 departmental programs related to the education required of all
12 licensees or applicants for licensure under article 26 of the
13 occupational code, MCL 339.2601 to 339.2637. ~~Any unexpended~~
14 ~~balance in the real estate appraiser education fund at the end of~~
15 ~~a fiscal year shall carry forward to the next fiscal year.~~

16 **(C) THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE**
17 **FUND AND SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND**
18 **INVESTMENTS.**

19 **(D) MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL**
20 **REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.**

21 **(E) THE DEPARTMENT IS THE ADMINISTRATOR OF THE FUND FOR**
22 **AUDITING PURPOSES.**

23 Sec. 39. (1) Fees for a person licensed or seeking licensure
24 as a residential builder or residential maintenance and
25 alteration contractor, salesperson, or branch office under
26 article 24 of the occupational code, MCL 339.2401 to 339.2412,
27 are as follows:

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1	(a)	Application processing fee.....	\$ 15.00
2	(b)	Examination fees<<	
3			
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5		>>:	
6	(i)	Complete builder or maintenance and	
7		alteration contractor examination.....	50.00
8	(ii)	Law and rules portion.....	30.00
9	(iii)	Practice or trades portion.....	30.00
10	(iv)	Salesperson examination.....	30.00
11	(c)	Examination review.....	20.00
12	(d)	License fee only for the first license	
13		cycle of an initial or renewal licensee	
14		following the effective date of the	
15		amendatory act that added subsection (2),	
16		per year.....	60.00
17	(e)	License fee, per year.....	50.00

18 (2) The builder enforcement fund is created in the state
 19 treasury. ~~and shall be administered by the department.~~ **ALL OF THE**
 20 **FOLLOWING APPLY TO THE BUILDER ENFORCEMENT FUND:**

21 (A) The department ~~shall be~~ **IS** the administrator of the fund
 22 for ~~audit~~ **AUDITING** purposes.

23 (B) A 1-time-only \$30.00 allocation from a license fee
 24 received by the department under subsection (1)(d) during a
 25 single 3-year license cycle shall be deposited into the builder
 26 enforcement fund. The department shall make the \$30.00 allocation
 27 only once per licensee. ~~In the case~~

28 (C) **FIVE DOLLARS** of the \$50.00 license fee paid under

1 subsection (1)(e) , ~~\$5.00 of that \$50.00 fee shall be allocated~~
2 ~~to~~ **DEPOSITED INTO** the builder enforcement fund. If on December 1
3 of any year ~~following the calendar year 2010,~~ the department
4 determines that the balance in the builder enforcement fund is
5 more than \$3,000,000.00, the \$5.00 allocation to the builder
6 enforcement fund from the \$50.00 renewal fee due after January 1
7 of the following year shall not be made. If on any subsequent
8 December 1 the department determines that the balance in the fund
9 is less than \$750,000.00, the \$5.00 allocation shall resume for
10 any renewal fee due after January 1 of the following year.

11 ~~Notwithstanding section 3, the~~

12 (D) **THE** department shall utilize the builder enforcement
13 fund only for the enforcement of article 24 of the occupational
14 code, MCL 339.2401 to 339.2412, regarding unlicensed activity as
15 further described in section 601(1) and (2) of the occupational
16 code, MCL 339.601, and to reimburse the attorney general for the
17 reasonable cost of services provided to the department and for
18 expenses incurred in prosecutions ~~for such~~ **OF** unlicensed ~~practice~~
19 **ACTIVITY** or prosecuting attorney for expenses incurred in
20 conducting prosecutions of ~~such~~ unlicensed practice. ~~Any~~
21 ~~unexpended balance in the builder enforcement fund at the end of~~
22 ~~a fiscal year shall carry forward to the next fiscal year.~~

23 (E) **THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE**
24 **FUND AND SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND**
25 **INVESTMENTS.**

26 (F) **MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL**
27 **REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.**

Senate Bill No. 1259 as amended September 20, 2012

1 Sec. 43. ~~(1)~~—Fees for a person licensed or seeking licensure
2 to engage in the practice of mortuary science or to operate a
3 funeral establishment or for a person licensed or seeking
4 licensure as a resident trainee or licensed as an embalmer or
5 funeral director under article 18 of the occupational code, MCL
6 339.1801 to 339.1812, are as follows:

- 7 (a) Application processing fees:
- 8 (i) Mortuary science license..... \$ 20.00
- 9 (ii) Funeral establishment license..... 115.00
- 10 (iii) Resident trainee..... 15.00
- 11 (b) Examination fees<<

12
13
14

>>:

- 15 (i) Complete examination..... 200.00
- 16 (ii) National examination only..... 150.00
- 17 (iii) State examination only..... 50.00
- 18 (c) Examination review..... 25.00
- 19 (d) License fees, per year:
- 20 (i) Mortuary science as follows:
- 21 (A) If paid after
- 22 September 30, ~~2012~~—2015..... 30.00
- 23 (B) Beginning October 1, 2003 through
- 24 September 30, ~~2012~~—2015..... 40.00
- 25 (ii) Funeral establishment..... 55.00
- 26 (iii) Embalmer..... 30.00
- 27 (iv) Funeral director as follows:
- 28 (A) If paid after
- 29 September 30, ~~2012~~—2015..... 30.00

1	(B)	Beginning October 1, 2003 through	
2		September 30, 2012 2015.....	40.00
3	(v)	Resident trainee as follows:	
4	(A)	If paid after	
5		September 30, 2012 2015.....	15.00
6	(B)	Beginning October 1, 2003 through	
7		September 30, 2012 2015.....	30.00

8 Sec. 62. Fees for a person registered or seeking
9 registration as an ocularist or an apprentice ocularist under
10 article 27 of the occupational code, MCL 339.2701 to 339.2721,
11 are as follows:

12	(a)	Application processing fee as follows:	
13	(i)	If paid after	
14		September 30, 2012 2015.....	15.00
15	(ii)	Beginning October 1, 2003 through	
16		September 30, 2012 2015.....	35.00
17	(b)	Registration fee, per year:	
18	(i)	Ocularist as follows:	
19	(A)	If paid after	
20		September 30, 2012 2015.....	20.00
21	(B)	Beginning October 1, 2003 through	
22		September 30, 2012 2015.....	40.00
23	(ii)	Apprentice as follows:	
24	(A)	If paid after	
25		September 30, 2012 2015.....	10.00
26	(B)	Beginning October 1, 2003 through	
27		September 30, 2012 2015.....	20.00