

# SENATE BILL No. 1259

September 11, 2012, Introduced by Senator JANSEN and referred to the Committee on Appropriations.

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.

**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~~

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. 13. (1) Fees for a person licensed or seeking licensure  
23 as an architect under article 20 of the occupational code, MCL  
24 339.2001 to 339.2014, are as follows:

- 25 (a) Application processing **FEE**..... \$ 30.00
- 26 (b) Supplemental application processing **FEE**... 20.00

1 (c) License fee, per year..... 35.00

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

5 (a) Application processing fee ~~as follows:~~  
6 ~~(i) If paid after~~  
7 ~~September 30, 2012..... \$ 30.00~~

8 ~~(ii) Beginning October 1, 2003 through~~  
9 ~~September 30, 2012..... \$ 35.00~~

10 (b) Supplemental application processing fee.... 20.00

11 (c) License fee, per year ~~as follows:~~  
12 ~~(i) If paid after~~  
13 ~~September 30, 2012..... 20.00~~

14 ~~(ii) Beginning October 1, 2003 through~~  
15 ~~September 30, 2012..... 40.00~~

16 (3) Fees for a person licensed or seeking licensure as a  
17 land surveyor under article 20 of the occupational code, MCL  
18 339.2001 to 339.2014, are as follows:

19 (a) Application processing fee ~~as follows:~~  
20 ~~(i) If paid after~~  
21 ~~September 30, 2012..... \$ 30.00~~

22 ~~(ii) Beginning October 1, 2003 through~~  
23 ~~September 30, 2012..... \$ 35.00~~

24 (b) Supplemental application processing fee.... 20.00

25 (c) Examination fees, **IF THE DEPARTMENT**  
26 **ADMINISTERS ITS OWN EXAMINATION:**

27 (i) Complete examination..... 110.00

1	(ii)	Part 1 of the examination (fundamentals)...	55.00
2	(iii)	Part 2a of the examination (principles and	
3		practice).....	45.00
4	(iv)	Part 2b of the examination	
5		(Michigan practice).....	40.00
6	(d)	Examination review.....	20.00
7	(e)	License fee, per year.....	50.00

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

11	(a)	Application processing fee.....	\$ 200.00
12	(b)	Supplemental application processing fee...	20.00
13	(c)	Examination fees, <b>IF THE DEPARTMENT</b>	
14		<b>ADMINISTERS ITS OWN EXAMINATION:</b>	
15	(i)	Complete examination.....	265.00
16	(ii)	Section 1 of the examination.....	25.00
17	(iii)	Section 2 of the examination.....	35.00
18	(iv)	Section 3 of the examination.....	100.00
19	(v)	Section 4 of the examination.....	125.00
20	(d)	Examination review.....	25.00
21	(e)	<del>Licensure</del> <b>LICENSE</b> fee, per year.....	60.00

22       Sec. 17. ~~(1)~~ Fees for a person licensed or seeking licensure  
23 as a barber, student barber, student instructor, or barber  
24 instructor, for a person licensed or seeking licensure to operate  
25 a barbershop or barber college, or for a person seeking a permit  
26 for a demonstration or a demonstrator's permit under article 11  
27 of the occupational code, MCL 339.1101 to 339.1118, are as  
28 follows:

1	(a)	Application processing fees:	
2	(i)	Student barber as follows:	
3	<del>(A)</del>	<del>If paid after</del>	
4		<del>September 30, 2012.....</del>	<del>\$ 15.00</del>
5	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	
6		<del>September 30, 2012.....</del>	<del>\$ 20.00</del>
7	(ii)	Barber as follows:	
8	<del>(A)</del>	<del>If paid after</del>	
9		<del>September 30, 2012.....</del>	<del>15.00</del>
10	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	
11		<del>September 30, 2012.....</del>	<del>20.00</del>
12	(iii)	Student instructor as follows:	
13	<del>(A)</del>	<del>If paid after</del>	
14		<del>September 30, 2012.....</del>	<del>15.00</del>
15	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	
16		<del>September 30, 2012.....</del>	<del>20.00</del>
17	(iv)	Barber instructor as follows:	
18	<del>(A)</del>	<del>If paid after</del>	
19		<del>September 30, 2012.....</del>	<del>15.00</del>
20	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	
21		<del>September 30, 2012.....</del>	<del>20.00</del>
22	(v)	Barbershop as follows:	
23	<del>(A)</del>	<del>If paid after</del>	
24		<del>September 30, 2012.....</del>	<del>40.00</del>
25	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	
26		<del>September 30, 2012.....</del>	<del>50.00</del>
27	(vi)	Barber college as follows:	
28	<del>(A)</del>	<del>If paid after</del>	
29		<del>September 30, 2012.....</del>	<del>50.00</del>
30	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	

1		<del>September 30, 2012.....</del>	75.00
2	(b)	Examination fees, <b>IF THE DEPARTMENT</b>	
3		<b>ADMINISTERS ITS OWN EXAMINATION:</b>	
4	(i)	Complete barber examination.....	75.00
5	(A)	Written portion only.....	35.00
6	(B)	Practical portion only.....	45.00
7	(ii)	Complete instructor examination.....	75.00
8	(A)	Written portion only.....	35.00
9	(B)	Practical portion only.....	45.00
10	(c)	Examination review.....	20.00
11	(d)	License fees, per year:	
12	(i)	Student barber as follows:	
13	<del>(A)</del>	<del>If paid after</del>	
14		<del>September 30, 2012.....</del>	<del>15.00</del>
15	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	
16		<del>September 30, 2012.....</del>	30.00
17	(ii)	Barber as follows:	
18	<del>(A)</del>	<del>If paid after</del>	
19		<del>September 30, 2012.....</del>	<del>15.00</del>
20	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	
21		<del>September 30, 2012.....</del>	30.00
22	(iii)	Student instructor as follows:	
23	<del>(A)</del>	<del>If paid after</del>	
24		<del>September 30, 2012.....</del>	<del>15.00</del>
25	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	
26		<del>September 30, 2012.....</del>	30.00
27	(iv)	Barber instructor as follows:	
28	<del>(A)</del>	<del>If paid after</del>	
29		<del>September 30, 2012.....</del>	<del>25.00</del>
30	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	
31		<del>September 30, 2012.....</del>	40.00

1	(v)	Barbershop as follows:	
2	<del>(A)</del>	<del>If paid after</del>	
3		<del>September 30, 2012.....</del>	<del>30.00</del>
4	<del>(B)</del>	<del>Beginning October 1, 2003 through September 30,</del>	
5		<del>2012.....</del>	<del>40.00</del>
6	(vi)	Barber college.....	150.00
7	(e)	Demonstrator's temporary permit as follows:	
8	<del>(i)</del>	<del>If paid after</del>	
9		<del>September 30, 2012.....</del>	<del>10.00</del>
10	<del>(ii)</del>	<del>Beginning October 1, 2003 through</del>	
11		<del>September 30, 2012.....</del>	<del>15.00</del>
12	(f)	Demonstration temporary permit as follows:	
13	<del>(i)</del>	<del>If paid after</del>	
14		<del>September 30, 2012.....</del>	<del>10.00</del>
15	<del>(ii)</del>	<del>Beginning October 1, 2003 through</del>	
16		<del>September 30, 2012.....</del>	<del>15.00</del>

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

21	(a)	Application processing fees:	
22	(i)	Agency nonowner manager as follows:	
23	<del>(A)</del>	<del>If paid after</del>	
24		<del>September 30, 2012.....</del>	<del>\$ 25.00</del>
25	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	
26		<del>September 30, 2012.....</del>	<del>\$ 35.00</del>
27	(ii)	Agency.....	100.00
28	(b)	Examination fee, <b>IF THE DEPARTMENT</b>	
29		<b>ADMINISTERS ITS OWN EXAMINATION.....</b>	<b>50.00</b>

1	(c)	Examination review fee.....	20.00
2	(d)	License fee, per year:	
3	(i)	Agency nonowner manager.....	50.00
4	(ii)	Agency.....	125.00

5       Sec. 23. Fees for a person registered or seeking  
6 registration as a professional community planner under article 23  
7 of the occupational code, MCL 339.2301 to 339.2310, are as  
8 follows:

9	(a)	Application processing fee <del>as follows:</del>	
10	<del>(i)</del>	<del>If paid after</del>	
11		<del>September 30, 2012.....</del>	<del>\$ 30.00</del>
12	<del>(ii)</del>	<del>Beginning October 1, 2003</del>	
13		<del>through September 30, 2012.....</del>	<del>\$ 35.00</del>
14	(b)	Supplemental application processing fee....	20.00
15	(c)	Examination fee, <del>Michigan</del> portion, <b>IF THE</b>	
16		<b>DEPARTMENT ADMINISTERS ITS OWN EXAMINATION.</b>	100.00
17	(d)	Examination review.....	25.00
18	(e)	Registration fee, per year.....	50.00

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



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

- 1 fee as follows:
- 2 ~~(i) If paid~~
- 3 ~~after September 30, 2012..... 5.00~~
- 4 ~~(ii) Beginning October 1, 2003 through~~
- 5 ~~September 30, 2012..... 15.00~~

6 Sec. 27. Fees for a person licensed or seeking licensure as

7 an employment or consulting agent or for a person licensed or

8 seeking licensure to operate a personnel agency under article 10

9 of the occupational code, MCL 339.1001 to 339.1022, are as

10 follows:

- 11 (a) Application processing fees:
- 12 (i) Personnel agency..... \$ 225.00
- 13 (ii) Employment or consulting agent..... 30.00
- 14 (iii) Officer or stockholder change..... 25.00
- 15 (b) Examination fee, **IF THE DEPARTMENT**
- 16 **ADMINISTERS ITS OWN EXAMINATION**..... 50.00
- 17 (c) Examination review..... 20.00
- 18 (d) License fee, per year:
- 19 (i) Personnel agency..... 125.00
- 20 (ii) Employment or consulting agent as follows:
- 21 ~~(A) If paid after~~
- 22 ~~September 30, 2012..... 30.00~~
- 23 ~~(B) Beginning October 1, 2003 through~~
- 24 ~~September 30, 2012..... 40.00~~

25 Sec. 28. Fees for an individual registered or seeking

26 registration as an auctioneer under article 29 of the

27 occupational code, MCL 339.2901 to 339.2919, are as follows:

- 1 (a) Application processing for registered
- 2 auctioneer..... \$ 50.00
- 3 (b) Examination fee for registered auctioneer,
- 4 **IF THE DEPARTMENT ADMINISTERS ITS**
- 5 **OWN EXAMINATION..... 50.00**
- 6 (c) Registration fees, per year:
- 7 (i) Auctioneer - individual..... 200.00
- 8 (ii) Auctioneer - firm..... 200.00

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

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

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

- 21 (a) Application processing fees:
- 22 (i) Dealer..... \$ 20.00
- 23 (ii) Salesperson..... 20.00
- 24 (iii) Trainee..... 10.00
- 25 (b) Examination fees, **IF THE DEPARTMENT**
- 26 **ADMINISTERS ITS OWN EXAMINATION:**

1	(i)	Complete dealer examination.....	100.00
2	(ii)	Dealer examination, per part.....	35.00
3	(iii)	Complete salesperson examination.....	100.00
4	(iv)	Salesperson examination, per part.....	30.00
5	(c)	Examination review.....	20.00
6	(d)	License fees, per year:	
7	(i)	Dealer.....	80.00
8	(ii)	Salesperson.....	50.00
9	(iii)	Trainee <del>as follows:</del>	
10	<del>(A)</del>	<del>If paid</del>	
11		<del>after September 30, 2012.....</del>	<del>20.00</del>
12	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	
13		<del>September 30, 2012.....</del>	40.00

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

19	(a)	Application processing fees:	
20	(i)	Brokers and associate brokers <del>as follows:</del>	
21	<del>(A)</del>	<del>If paid</del>	
22		<del>after September 30, 2012.....</del>	<del>\$ 20.00</del>
23	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	
24		<del>September 30, 2012.....</del>	<del>\$ 35.00</del>
25	(ii)	Salespersons.....	10.00
26	(iii)	Branch office.....	10.00
27	(b)	License fees, per year:	
28	(i)	Brokers and associate brokers.....	36.00
29	(ii)	Salespersons.....	26.00

1	(c)	Branch office fee, per year as follows:	
2	(i)	<del>If paid</del>	
3		<del>after September 30, 2012.....</del>	<del>10.00</del>
4	<del>(ii)</del>	<del>Beginning October 1, 2003 through</del>	
5		<del>September 30, 2012.....</del>	<del>20.00</del>
6	(d)	Sale of out of state property:	
7	(i)	Application to sell.....	20.00
8	(ii)	Property registration.....	500.00
9	(iii)	Renewal of approval to sell.....	20.00

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

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

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

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

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

27 (C) **THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE**

1 FUND AND SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND  
2 INVESTMENTS.

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

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

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

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

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

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

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

26 (E) THE DEPARTMENT IS THE ADMINISTRATOR OF THE FUND FOR  
27 AUDITING PURPOSES.

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

7           (a)     Application processing fees:

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

10          ~~(A)     If paid after~~  
11                   ~~September 30, 2012..... \$ 25.00~~

12          ~~(B)     Beginning October 1, 2003 through~~  
13                   ~~September 30, 2012..... \$ 35.00~~

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

16          ~~(A)     If paid after~~  
17                   ~~September 30, 2012..... \$ 25.00~~

18          ~~(B)     Beginning October 1, 2003 through~~  
19                   ~~September 30, 2012..... \$ 35.00~~

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

22          ~~(A)     If paid after~~  
23                   ~~September 30, 2012..... \$ 25.00~~

24          ~~(B)     Beginning October 1, 2003 through~~  
25                   ~~September 30, 2012..... \$ 35.00~~

26          (iv)    Limited real estate appraiser ~~as follows:~~

27          ~~(A)     If paid after~~  
28                   ~~September 30, 2012..... \$ 25.00~~

29          ~~(B)     Beginning October 1, 2003 through~~  
30                   ~~September 30, 2012..... \$ 35.00~~

31          (b)     Examination fees, if the department

- 1            ~~conducts~~ **ADMINISTERS** its own examination:
- 2        (i)     Certified general real estate appraiser.... \$ 100.00
- 3        (ii)    Certified residential real estate
- 4            appraiser..... \$ 100.00
- 5        (iii)   State licensed real estate appraiser..... \$ 100.00
- 6        (c)     License fee, per year:
- 7        (i)     Certified general real estate appraiser.... \$ 175.00
- 8        (ii)    Certified residential real estate
- 9            appraiser..... \$ 175.00
- 10       (iii)   State licensed real estate appraiser..... \$ 175.00
- 11       (iv)    Limited real estate appraiser..... \$ 125.00
- 12       (d)     Temporary permit fee..... \$ 125.00

13            (2) The license fee includes a fee imposed by the federal  
14 government under ~~sections 1113 and 1114 of title XI of the~~  
15 ~~financial institutions reform, recovery, and enforcement act of~~  
16 ~~1989, Public Law 101-73, 12 USC 3331 to 3351, 3338~~ for certified  
17 general real estate appraisers, certified residential real estate  
18 appraisers, and state licensed real estate appraisers. ~~which~~  
19 ~~shall~~ **THE AMOUNT OF THE FEE DESCRIBED IN THIS SUBSECTION SHALL**  
20 not exceed \$50.00 per licensee, and ~~which~~ the department shall  
21 collect and pay **THE FEE** to the federal government ~~pursuant to~~  
22 **UNDER** section 2637 of the occupational code, MCL 339.2637.

23            (3) The real estate appraiser education fund is ~~established~~  
24 **CREATED** in the state treasury. ~~and shall be administered by the~~  
25 ~~department.~~ **ALL OF THE FOLLOWING APPLY TO THE REAL ESTATE**  
26 **APPRAISER EDUCATION FUND:**

27            (A) Ten dollars of each fee received under subsection (1)(c)  
28 shall be ~~deposited with~~ **FORWARDED TO** the state treasurer ~~to the~~



1 ~~credit of~~ **FOR DEPOSIT INTO** the real estate appraiser education  
2 fund.

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

10 (C) **THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE**  
11 **FUND AND SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND**  
12 **INVESTMENTS.**

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

15 (E) **THE DEPARTMENT IS THE ADMINISTRATOR OF THE FUND FOR**  
16 **AUDITING PURPOSES.**

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

- 22 (a) Application processing fee..... \$ 15.00
- 23 (b) Examination fees, **IF THE DEPARTMENT**
- 24 **ADMINISTERS ITS OWN EXAMINATION:**
- 25 (i) Complete builder or maintenance and
- 26 alteration contractor examination..... 50.00
- 27 (ii) Law and rules portion..... 30.00

1	(iii)	Practice or trades portion.....	30.00
2	(iv)	Salesperson examination.....	30.00
3	(c)	Examination review.....	20.00
4	(d)	License fee only for the first license	
5		cycle of an initial or renewal licensee	
6		following the effective date of the	
7		amendatory act that added subsection (2),	
8		per year .....	60.00
9	(e)	License fee, per year.....	50.00

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

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

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

20 (C) **FIVE DOLLARS** of the \$50.00 license fee paid under  
 21 subsection (1)(e) ~~, \$5.00 of that \$50.00 fee shall be allocated~~  
 22 ~~to~~ **DEPOSITED INTO** the builder enforcement fund. If on December 1  
 23 of any ~~year following the calendar year 2010,~~ the department  
 24 determines that the balance in the builder enforcement fund is  
 25 more than \$3,000,000.00, the \$5.00 allocation to the builder  
 26 enforcement fund from the \$50.00 renewal fee due after January 1  
 27 of the following year shall not be made. If on any subsequent

1 December 1 the department determines that the balance in the fund  
2 is less than \$750,000.00, the \$5.00 allocation shall resume for  
3 any renewal fee due after January 1 of the following year.

4 ~~Notwithstanding section 3, the~~

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

16 (E) **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 (F) **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 Sec. 43. ~~(1)~~ Fees for a person licensed or seeking licensure  
22 to engage in the practice of mortuary science or to operate a  
23 funeral establishment or for a person licensed or seeking  
24 licensure as a resident trainee or licensed as an embalmer or  
25 funeral director under article 18 of the occupational code, MCL  
26 339.1801 to 339.1812, are as follows:

1	(a)	Application processing fees:	
2	(i)	Mortuary science license.....	\$ 20.00
3	(ii)	Funeral establishment license.....	115.00
4	(iii)	Resident trainee.....	15.00
5	(b)	Examination fees, <b>IF THE DEPARTMENT</b>	
6		<b>ADMINISTERS ITS OWN EXAMINATION:</b>	
7	(i)	Complete examination.....	200.00
8	(ii)	National examination only.....	150.00
9	(iii)	State examination only.....	50.00
10	(c)	Examination review.....	25.00
11	(d)	License fees, per year:	
12	(i)	Mortuary science as follows:	
13	<del>(A)</del>	<del>If paid after</del>	
14		<del>September 30, 2012.....</del>	<del>30.00</del>
15	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	
16		<del>September 30, 2012.....</del>	40.00
17	(ii)	Funeral establishment.....	55.00
18	(iii)	Embalmer.....	30.00
19	(iv)	Funeral director as follows:	
20	<del>(A)</del>	<del>If paid after</del>	
21		<del>September 30, 2012.....</del>	<del>30.00</del>
22	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	
23		<del>September 30, 2012.....</del>	40.00
24	(v)	Resident trainee as follows:	
25	<del>(A)</del>	<del>If paid after</del>	
26		<del>September 30, 2012.....</del>	<del>15.00</del>
27	<del>(B)</del>	<del>Beginning October 1, 2003 through</del>	
28		<del>September 30, 2012.....</del>	30.00

29       Sec. 62. Fees for a person registered or seeking  
30 registration as an ocularist or an apprentice ocularist under

1 article 27 of the occupational code, MCL 339.2701 to 339.2721,  
2 are as follows:

- 3 (a) Application processing fee ~~as follows:~~
- 4 ~~(i) If paid after~~
- 5 ~~September 30, 2012..... 15.00~~
- 6 ~~(ii) Beginning October 1, 2003 through~~
- 7 ~~September 30, 2012..... \$ 35.00~~
- 8 (b) Registration fee, per year:
- 9 (i) Ocularist ~~as follows:~~
- 10 ~~(A) If paid after~~
- 11 ~~September 30, 2012..... 20.00~~
- 12 ~~(B) Beginning October 1, 2003 through~~
- 13 ~~September 30, 2012..... 40.00~~
- 14 (ii) Apprentice ~~as follows:~~
- 15 ~~(A) If paid after~~
- 16 ~~September 30, 2012..... 10.00~~
- 17 ~~(B) Beginning October 1, 2003 through~~
- 18 ~~September 30, 2012..... 20.00~~