

**SUBSTITUTE FOR
SENATE BILL NO. 772**

A bill to make appropriations for the department of licensing and regulatory affairs and certain other state purposes for the fiscal year ending September 30, 2015; 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

FOR FISCAL YEAR 2014-2015

Sec. 101. The amounts listed in this part are appropriated for the department of licensing and regulatory affairs, subject to the conditions set forth in part 2, for the fiscal year ending September 30, 2015, from the funds identified in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

APPROPRIATION SUMMARY

Full-time equated unclassified positions..... 57.5

Full-time equated classified positions..... 2,820.3

GROSS APPROPRIATION..... \$ 530,761,000

Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental

transfers 14,509,800

ADJUSTED GROSS APPROPRIATION..... \$ 516,251,200

Federal revenues:

Total federal revenues..... 199,124,800

Special revenue funds:

Total local revenues..... 656,500

Total private revenues..... 2,311,800

Total other state restricted revenues..... 289,124,300

State general fund/general purpose..... \$ 25,033,800

State general fund/general purpose schedule:

Ongoing state general fund/general

purpose 25,033,800

One-time state general fund/general

1	purpose	0
2	Sec. 102. DEPARTMENTAL ADMINISTRATION	
3	Full-time equated unclassified positions.....	57.5
4	Full-time equated classified positions.....	120.0
5	Unclassified salaries--57.5 FTE positions	\$ 4,768,700
6	Executive director programs--32.0 FTE positions	4,638,400
7	Property management.....	9,328,300
8	Rent.....	7,868,600
9	Worker's compensation.....	662,500
10	Special project advances.....	500,000
11	Administrative services--84.0 FTE positions	9,673,000
12	Office of regulatory reinvention--4.0 FTE positions ..	<u>484,700</u>
13	GROSS APPROPRIATION.....	\$ 37,924,200
14	Appropriated from:	
15	Interdepartmental grant revenues:	
16	IDG - DIFS, accounting services	150,000
17	Federal revenues:	
18	DOL, multiple grants for safety and health.....	880,400
19	DOL-ETA, unemployment insurance.....	9,968,100
20	Federal revenues.....	849,700
21	Title XVIII Medicare.....	451,300
22	Title XIX Medicaid.....	21,700
23	Title XIX Medicaid, facility certification fees	272,000
24	Special revenue funds:	
25	Local revenues.....	127,500
26	Private - special project advances	500,000
27	Aboveground storage tank fees.....	71,100

1	Accountancy enforcement fund.....	25,000
2	Boiler inspection fund.....	255,000
3	Builder enforcement fund.....	56,900
4	Construction code fund.....	1,007,700
5	Contingent fund, penalty and interest account.....	39,900
6	Corporation fees.....	4,105,300
7	Elevator fees.....	275,800
8	Fees and collections/asbestos.....	89,200
9	Fire service fees.....	513,700
10	Fireworks safety fund.....	9,700
11	Health professions regulatory fund.....	1,524,500
12	Health systems fees.....	159,600
13	Licensing and regulation fund.....	1,094,900
14	Liquor license revenue.....	260,000
15	Liquor purchase revolving fund.....	4,069,100
16	Medical marihuana fund.....	270,100
17	Mobile home code fund.....	343,700
18	Motor carrier fees.....	220,400
19	Private occupational school license fees.....	39,000
20	Public utility assessments.....	2,409,800
21	Radiological health fees.....	107,700
22	Safety education and training fund.....	843,700
23	Second injury fund.....	272,200
24	Securities fees.....	3,563,400
25	Self-insurers security fund.....	101,800
26	Silicosis and dust disease fund.....	118,900
27	Survey and remonumentation fund.....	53,000

1	Tax tribunal fund.....		1,056,700
2	Underground storage tank fees.....		68,000
3	Video franchise assessments.....		4,000
4	Worker's compensation administrative revolving fund..		100,000
5	State general fund/general purpose.....	\$	1,573,700
6	Sec. 103. PUBLIC SERVICE COMMISSION		
7	Full-time equated classified positions.....	193.0	
8	Public service commission--190.0 FTE positions.....	\$	30,403,100
9	METRO authority--3.0 FTE positions.....		<u>383,600</u>
10	GROSS APPROPRIATION.....	\$	30,786,700
11	Appropriated from:		
12	Federal revenues:		
13	DOE-OEERE, multiple grants.....		56,700
14	DOT, gas pipeline safety.....		1,234,500
15	Special revenue funds:		
16	Children's protection registry fund.....		272,600
17	Motor carrier fees.....		2,529,500
18	Public utility assessments.....		25,730,400
19	Restructuring mechanism assessments.....		553,800
20	Video franchise assessments.....		409,200
21	State general fund/general purpose		0
22	Sec. 104. LIQUOR CONTROL COMMISSION		
23	Full-time equated classified positions.....	152.0	
24	Management support services--28.0 FTE positions.....	\$	4,378,800
25	Liquor licensing and enforcement--124.0 FTE positions		<u>15,122,600</u>
26	GROSS APPROPRIATION.....	\$	19,501,400
27	Appropriated from:		

1	Special revenue funds:	
2	Direct shipper enforcement revolving fund.....	124,800
3	Liquor license revenue.....	7,820,000
4	Liquor purchase revolving fund.....	11,556,600
5	State general fund/general purpose.....	\$ 0
6	Sec. 105. OCCUPATIONAL REGULATION	
7	Full-time equated classified positions.....	805.9
8	Boiler inspection program--23.0 FTE positions.....	\$ 3,277,500
9	Bureau of fire services--85.0 FTE positions.....	12,184,800
10	Bureau of construction codes--104.0 FTE positions....	9,341,300
11	Detroit demolition permit assistance.....	800,000
12	Corporations, securities, and commercial licensing	
13	bureau--178.0 FTE positions	26,864,900
14	Elevator inspection program--32.0 FTE positions.....	4,358,400
15	Disability accessibility pilot project.....	100,000
16	Medical marihuana program--20.0 FTE positions.....	4,230,900
17	Bureau of health care services--341.4 FTE positions..	56,648,200
18	Background check program--5.5 FTE positions.....	2,624,800
19	Manufactured housing and land resources program--8.0	
20	FTE positions	2,986,200
21	Property development group--9.0 FTE positions.....	<u>1,839,000</u>
22	GROSS APPROPRIATION.....	\$ 125,256,000
23	Appropriated from:	
24	Interdepartmental grant revenues:	
25	IDG-DCH, inspection contract.....	100,000
26	Federal revenues:	
27	Clinical lab improvement.....	402,500

1	DOT.....	60,000
2	Federal revenues.....	1,255,300
3	FEMA.....	28,000
4	Title XVIII Medicare.....	11,841,600
5	Title XIX Medicaid.....	719,300
6	Title XIX Medicaid, facility certification fees	8,292,400
7	Special revenue funds:	
8	Private - civil monetary penalties	200,000
9	Aboveground storage tank fees.....	448,100
10	Accountancy enforcement fund.....	404,800
11	Boiler inspection fund.....	3,762,800
12	Builder enforcement fund.....	479,200
13	Construction code fund.....	8,453,700
14	Corporation fees.....	6,929,600
15	Elevator fees.....	4,888,700
16	Fire alarm fees.....	125,400
17	Fire safety standard and enforcement fund.....	40,000
18	Fire service fees.....	2,457,500
19	Fireworks safety fund.....	684,300
20	Health professions regulatory fund.....	23,522,500
21	Health systems fees.....	3,317,400
22	Licensing and regulation fund.....	11,408,800
23	Liquor purchase revolving fund.....	3,159,800
24	Medical marihuana fund.....	4,230,900
25	Mobile home code fund.....	2,986,200
26	Nurse professional fees.....	1,939,800
27	Pain management fees.....	1,823,700

1	Private occupational school license fees.....	818,500
2	Property development fees.....	318,100
3	Real estate appraiser continuing education fund.....	63,300
4	Real estate education fund.....	341,100
5	Real estate enforcement fund.....	697,300
6	Securities fees.....	4,926,700
7	Securities investor education and training fund.....	1,000,000
8	Security business fund.....	340,100
9	Survey and remonumentation fund.....	838,500
10	Unarmed combat fund.....	137,900
11	Underground storage tank fees.....	2,523,700
12	State general fund/general purpose.....	\$ 9,288,500
13	Sec. 106. MICHIGAN OCCUPATIONAL SAFETY AND HEALTH	
14	ADMINISTRATION	
15	Full-time equated classified positions.....	250.4
16	Occupational safety and health--197.0 FTE positions..	\$ 28,722,200
17	Radiological health administration--21.4 FTE positions	3,466,800
18	Wage and hour division--32.0 FTE positions.....	<u>3,642,200</u>
19	GROSS APPROPRIATION.....	\$ 35,831,200
20	Appropriated from:	
21	Federal revenues:	
22	DOL, multiple grants for safety and health.....	11,722,600
23	Mammography quality standards.....	766,400
24	Special revenue funds:	
25	Corporation fees.....	4,417,200
26	Fees and collections/asbestos.....	1,018,300
27	Radiological health fees.....	2,677,500

1	Safety education and training fund.....	9,573,900
2	Securities fees.....	3,484,400
3	State general fund/general purpose.....	\$ 2,170,900
4	Sec. 107. EMPLOYMENT SERVICES	
5	Full-time equated classified positions.....	1,066.0
6	Worker's compensation administration--56.0 FTE	
7	positions	\$ 7,758,100
8	Insurance funds administration--23.0 FTE positions ...	5,241,200
9	Compensation supplement fund.....	1,820,000
10	Unemployment insurance agency--782.7 FTE positions ...	91,618,900
11	Advocacy assistance program.....	1,500,000
12	Special audit and collections program--34.0 FTE	
13	positions	3,394,900
14	Training program for agency staff--2.1 FTE positions .	1,851,300
15	Expanded fraud control program--33.2 FTE positions ...	3,910,600
16	Bureau of services for blind persons--113.0 FTE	
17	positions	23,312,100
18	Employment and labor relations--22.0 FTE positions ...	<u>4,136,300</u>
19	GROSS APPROPRIATION.....	\$ 144,543,400
20	Appropriated from:	
21	Federal revenues:	
22	DOL, employment and training administration.....	842,100
23	DOL-ETA, unemployment insurance.....	95,118,900
24	Federal revenues.....	16,808,300
25	Special revenue funds:	
26	Local revenues.....	529,000
27	Private revenues.....	111,800

1	Contingent fund, penalty and interest account	5,314,700
2	Corporation fees	1,771,900
3	Michigan business enterprise program fund	562,000
4	Second injury fund	2,815,800
5	Securities fees	5,027,900
6	Self-insurers security fund	1,339,600
7	Silicosis and dust disease fund	1,085,800
8	Special fraud control fund	1,000,000
9	Worker's compensation administrative revolving fund ..	2,462,800
10	State general fund/general purpose	\$ 9,752,800
11	Sec. 108. MICHIGAN ADMINISTRATIVE HEARING SYSTEM	
12	Full-time equated classified positions	233.0
13	Michigan administrative hearing system--215.0 FTE	
14	positions	\$ 38,425,800
15	Michigan compensation appellate commission--18.0 FTE	
16	positions	<u>4,579,400</u>
17	GROSS APPROPRIATION	\$ 43,005,200
18	Appropriated from:	
19	Interdepartmental grant revenues:	
20	IDG - administrative hearings and rules	14,259,800
21	Federal revenues:	
22	DOL-ETA, unemployment insurance	4,243,800
23	Federal revenue - administrative hearings and rules ..	9,842,600
24	Special revenue funds:	
25	State restricted revenue - administrative hearings	
26	and rules	12,834,300
27	Worker's compensation administrative revolving fund ..	335,600

1	State general fund/general purpose	\$	1,489,100
2	Sec. 109. INFORMATION TECHNOLOGY		
3	Information technology services and projects	\$	<u>41,795,200</u>
4	GROSS APPROPRIATION	\$	41,795,200
5	Appropriated from:		
6	Federal revenues:		
7	DOL, multiple grants for safety and health		273,700
8	DOL-ETA, unemployment insurance		21,542,900
9	Federal revenues		700,000
10	Title XVIII Medicare		610,000
11	Title XIX Medicaid, facility certification fees		320,000
12	Special revenue funds:		
13	Aboveground storage tank fees		24,500
14	Boiler inspection fund		375,800
15	Construction code fund		963,800
16	Corporation fees		4,888,300
17	Elevator fees		423,600
18	Fees and collections/asbestos		49,300
19	Fire service fees		293,800
20	Health professions regulatory fund		1,099,800
21	Health systems fees		225,900
22	Licensing and regulation fund		1,818,500
23	Liquor purchase revolving fund		2,843,000
24	Medical marihuana fund		284,000
25	Mobile home code fund		300,500
26	Motor carrier fees		191,300
27	Pain management fees		175,300

1	Public utility assessments.....		1,554,800
2	Radiological health fees.....		140,000
3	Safety education and training fund.....		632,400
4	Second injury fund.....		162,900
5	Securities fees.....		1,026,900
6	Self-insurers security fund.....		84,800
7	Silicosis and dust disease fund.....		74,800
8	Tax tribunal fund.....		518,000
9	Underground storage tank fees.....		131,400
10	State general fund/general purpose.....	\$	65,200
11	Sec. 110. DEPARTMENT GRANTS		
12	Fire protection grants.....	\$	9,273,900
13	Fireworks safety grants.....		1,000,000
14	Liquor law enforcement grants.....		7,200,000
15	Medical marihuana operation and oversight grants.....		3,000,000
16	Remonumentation grants.....		7,300,000
17	Private grant programs.....		1,500,000
18	Subregional libraries state aid.....		451,800
19	Utility consumer representation.....		950,000
20	Youth low-vision program.....		<u>241,800</u>
21	GROSS APPROPRIATION.....	\$	30,917,500
22	Appropriated from:		
23	Special revenue funds:		
24	Private revenues.....		1,500,000
25	Fire protection fund.....		8,500,000
26	Fireworks safety fund.....		1,000,000
27	Liquor license revenue.....		7,200,000

1	Liquor purchase revolving fund.....	773,900
2	Medical marihuana fund.....	3,000,000
3	Survey and remonumentation fund.....	7,300,000
4	Utility consumer representation fund.....	950,000
5	State general fund/general purpose.....	\$ 693,600
6	Sec. 111. ONE-TIME BASIS ONLY APPROPRIATIONS	
7	MLCC IT upgrades.....	\$ 2,000,000
8	Unemployment insurance agency.....	19,200,000
9	Motor carrier database rewrite project.....	100
10	Corporations database rewrite project.....	<u>100</u>
11	GROSS APPROPRIATION.....	\$ 21,200,200
12	Appropriated from:	
13	Special revenue funds:	
14	Contingent fund, penalty and interest account.....	19,200,000
15	Corporation fees.....	100
16	Liquor purchase revolving fund.....	2,000,000
17	Motor carrier fees.....	100
18	State general fund/general purpose.....	\$ 0

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2014-2015

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2014-2015 is \$313,458,200.00 and state

1 spending from state resources to be paid to local units of
 2 government for fiscal year 2014-2015 is \$29,417,500.00. The
 3 itemized statement below identifies appropriations from which
 4 spending to local units of government will occur:

5 DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

6	Fire protection grants.....	\$	9,273,900
7	Fireworks safety grants.....		1,000,000
8	Liquor law enforcement.....		7,200,000
9	Medical marihuana operation and oversight grants.....		3,000,000
10	Remonumentation grants.....		7,300,000
11	Subregional libraries state aid.....		451,800
12	Utility consumer representation.....		950,000
13	Youth low-vision program.....		<u>241,800</u>

14 Total department of licensing and regulatory

15 affairs \$ 29,417,500

16 Sec. 202. The appropriations authorized under this part and
 17 part 1 are subject to the management and budget act, 1984 PA 431,
 18 MCL 18.1101 to 18.1594.

19 Sec. 203. As used in this part and part 1:

20 (a) "Department" means the department of licensing and
 21 regulatory affairs.

22 (b) "Director" means the director of the department.

23 (c) "DOE-OEERE" means the United States department of energy,
 24 office of energy efficiency and renewable energy.

25 (d) "DOL" means the United States department of labor.

26 (e) "DOL-ETA" means the United States department of labor,
 27 employment and training administration.

1 (f) "DOT" means the United States department of
2 transportation.

3 (g) "FEMA" means federal emergency management agency.

4 (h) "Fiscal agencies" means Michigan house fiscal agency and
5 Michigan senate fiscal agency.

6 (i) "FTE" means full-time equated.

7 (j) "IDG" means interdepartmental grant.

8 (k) "IT" means information technology.

9 (l) "MAHS" means Michigan administrative hearing system.

10 (m) "MARVIN" means Michigan's automated response voice
11 interactive network.

12 (n) "METRO" means the metropolitan extension
13 telecommunications rights-of-way oversight act, 2002 PA 48, MCL
14 484.3101 to 484.3120.

15 (o) "Subcommittees" means all members of the subcommittees of
16 the house and senate appropriations committees with jurisdiction
17 over the budget for the department.

18 Sec. 208. The departments and agencies receiving
19 appropriations in part 1 shall use the Internet to fulfill the
20 reporting requirements of this part. This requirement may include
21 transmission of reports via electronic mail to the recipients
22 identified for each reporting requirement, or it may include
23 placement of reports on an Internet or Intranet site.

24 Sec. 209. Funds appropriated in part 1 shall not be used for
25 the purchase of foreign goods or services, or both, if
26 competitively priced and of comparable quality American goods or
27 services, or both, are available. Preference shall be given to

1 goods or services, or both, manufactured or provided by Michigan
2 businesses, if they are competitively priced and of comparable
3 quality. In addition, preference shall be given to goods or
4 services, or both, that are manufactured or provided by Michigan
5 businesses owned and operated by veterans, if they are
6 competitively priced and of comparable quality.

7 Sec. 210. The director shall take all reasonable steps to
8 ensure businesses in deprived and depressed communities compete for
9 and perform contracts to provide services or supplies, or both. The
10 director shall strongly encourage firms with which the department
11 contracts to subcontract with certified businesses in depressed and
12 deprived communities for services, supplies, or both.

13 Sec. 211. The funds appropriated in part 1 for liquor control
14 commission information technology are designated as work project
15 appropriations and shall not lapse at the end of the fiscal year.
16 Any unencumbered and unexpended funds shall continue to be
17 available for expenditure until the project has been completed. The
18 estimated completion date for the work project is November 1, 2014.

19 Sec. 212. The department and agencies receiving appropriations
20 in part 1 shall receive and retain copies of all reports funded
21 from appropriations in part 1. Federal and state guidelines for
22 short-term and long-term retention of records shall be followed.
23 The department may electronically retain copies or reports unless
24 otherwise required by federal and state guidelines.

25 Sec. 215. The department shall not take disciplinary action
26 against an employee for communicating with a member of the
27 legislature or his or her staff.

1 Sec. 216. Not later than November 30, the state budget office
2 shall prepare and transmit a report that provides for estimates of
3 the total general fund/general purpose appropriation lapses at the
4 close of the prior fiscal year. This report shall summarize the
5 projected year-end general fund/general purpose appropriation
6 lapses by major departmental program or program areas. The report
7 shall be transmitted to the chairpersons of the senate and house
8 appropriations committees and the senate and house fiscal agencies.

9 Sec. 218. The departments and agencies receiving
10 appropriations in part 1 shall prepare a report on out-of-state
11 travel expenses not later than January 1 of each year. The travel
12 report shall be a listing of all travel by classified and
13 unclassified employees outside this state in the immediately
14 preceding fiscal year that was funded in whole or in part with
15 funds appropriated in the department's budget. The report shall be
16 submitted to the house and senate appropriations committee, the
17 house and senate fiscal agencies, and the state budget director.
18 The report shall include the following information:

19 (a) The dates of each travel occurrence.

20 (b) The total transportation and related costs of each travel
21 occurrence, including the proportion funded with state general
22 fund/general purpose revenues, the proportion funded with state
23 restricted revenues, the proportion funded with federal revenues,
24 and the proportion funded with other revenues.

25 Sec. 219. No later than April 1, the department shall submit
26 to the subcommittees and the fiscal agencies a report pertaining to
27 the following information:

1 (a) The amount, in square footage, of office space paid for
2 with the appropriation in part 1 for both state-owned and leased
3 office space, respectively, during the previous fiscal year.

4 (b) The amount, in square footage, of office space actually
5 utilized by the department for both state-owned and leased office
6 space, respectively, during the previous fiscal year.

7 (c) The amount of office space the department estimates will
8 be utilized during the current and subsequent fiscal years.

9 Sec. 220. The department may carry into the succeeding fiscal
10 year unexpended federal pass-through funds to local institutions
11 and governments that do not require additional state matching
12 funds. Federal pass-through funds to local institutions and
13 governments that are received in amounts in addition to those
14 included in part 1 and that do not require additional state
15 matching funds are appropriated for the purposes intended. Within
16 14 days after the receipt of federal pass-through funds, the
17 department shall notify the house and senate chairpersons of the
18 subcommittees, the fiscal agencies, and the state budget director
19 of pass-through funds appropriated under this section.

20 Sec. 221. Funds appropriated in part 1 shall not be used by a
21 principal executive department, state agency, or authority to hire
22 a person to provide legal services that are the responsibility of
23 the attorney general. This prohibition does not apply to legal
24 services for bonding activities and for those outside services that
25 the attorney general authorizes.

26 Sec. 223. (1) In addition to the funds appropriated in part 1,
27 there is appropriated an amount not to exceed \$19,000,000.00 for

1 federal contingency funds. These funds are not available for
2 expenditure until they have been transferred to another line item
3 in part 1 under section 393(2) of the management and budget act,
4 1984 PA 431, MCL 18.1393.

5 (2) In addition to the funds appropriated in part 1, there is
6 appropriated an amount not to exceed \$25,000,000.00 for state
7 restricted contingency funds. These funds are not available for
8 expenditure until they have been transferred to another line item
9 in part 1 under section 393(2) of the management and budget act,
10 1984 PA 431, MCL 18.1393.

11 (3) In addition to the funds appropriated in part 1, there is
12 appropriated an amount not to exceed \$7,800,000.00 for local
13 contingency funds. These funds are not available for expenditure
14 until they have been transferred to another line item in part 1
15 under section 393(2) of the management and budget act, 1984 PA 431,
16 MCL 18.1393.

17 (4) In addition to the funds appropriated in part 1, there is
18 appropriated an amount not to exceed \$400,000.00 for private
19 contingency funds. These funds are not available for expenditure
20 until they have been transferred to another line item in part 1
21 under section 393(2) of the management and budget act, 1984 PA 431,
22 MCL 18.1393.

23 Sec. 225. Within 10 days after the receipt of a grant
24 appropriated in the private grant funded projects line item in part
25 1, the department shall notify the house and senate chairpersons of
26 the subcommittees, the fiscal agencies, and the state budget
27 director of the receipt of the grant, including the funding source,

1 purpose, and amount of the grant.

2 Sec. 227. (1) The department shall sell documents at a price
3 not to exceed the cost of production and distribution. Money
4 received from the sale of these documents shall revert to the
5 department. In addition to the funds appropriated in part 1, these
6 funds are available for expenditure when they are received by the
7 department of treasury. This subsection applies only for the
8 following documents:

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

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

15 (c) The Michigan liquor control code of 1998, 1998 PA 58, MCL
16 436.1101 to 436.2303.

17 (d) The mobile home commission act, 1987 PA 96, MCL 125.2301
18 to 125.2349; the business corporation act, 1972 PA 284, MCL
19 450.1101 to 450.2098; the nonprofit corporation act, 1982 PA 162,
20 MCL 450.2101 to 450.3192; and the uniform securities act (2002),
21 2008 PA 551, MCL 451.2101 to 451.2703.

22 (e) Worker's compensation health care services rules.

23 (f) Construction code manuals.

24 (g) Copies of transcripts from administrative law hearings.

25 (2) In addition to the funds appropriated in part 1, funds
26 collected by the department under sections 55, 57, 58, and 59 of
27 the administrative procedures act of 1969, 1969 PA 306, MCL 24.255,

1 24.257, 24.258, and 24.259, and section 203 of the legislative
2 council act, 1986 PA 268, MCL 4.1203, are appropriated for all
3 expenses necessary to provide for the cost of publication and
4 distribution.

5 (3) Unexpended funds at the end of the fiscal year shall carry
6 forward to the subsequent fiscal year and not lapse to the general
7 fund.

8 Sec. 228. Unless prohibited by law, the department may accept
9 credit card or other electronic means of payment for licenses,
10 fees, or permits.

11 Sec. 229. The department shall maintain, on a publicly
12 accessible website, a department scorecard that identifies, tracks,
13 and regularly updates key metrics that are used to monitor and
14 improve the department's performance.

15 Sec. 231. The department shall cooperate with the department
16 of technology, management, and budget to maintain a searchable
17 website accessible by the public at no cost that includes, but is
18 not limited to, all of the following for each department or agency:

19 (a) Fiscal year-to-date expenditures by category.

20 (b) Fiscal year-to-date expenditures by appropriation unit.

21 (c) Fiscal year-to-date payments to a selected vendor,
22 including the vendor name, payment date, payment amount, and
23 payment description.

24 (d) The number of active department employees by job
25 classification.

26 (e) Job specifications and wage rates.

27 Sec. 232. The department shall not develop or produce any

1 television or radio productions.

2 Sec. 234. Within 14 days after the release of the executive
3 budget recommendation, the department shall cooperate with the
4 state budget office to provide the senate and house appropriations
5 chairs, the senate and house appropriations subcommittees chairs,
6 and the senate and house fiscal agencies with an annual report on
7 estimated state restricted fund balances, state restricted fund
8 projected revenues, and state restricted fund expenditures for the
9 fiscal years ending September 30, 2014 and September 30, 2015.

10 Sec. 235. Total authorized appropriations from all sources
11 under part 1 for legacy costs for the fiscal year ending September
12 30, 2015 is \$72,438,500.00. From this amount, total agency
13 appropriations for pension-related agency costs are estimated at
14 \$40,484,400.00. Total agency appropriations for retiree health care
15 legacy costs are estimated at \$31,954,100.00.

16 Sec. 240. (1) It is the intent of the legislature that
17 departments and agencies receiving appropriations in part 1
18 properly account for their spending and do not use full-time
19 equated positions as placeholders for spending in other parts of
20 their budgets.

21 (2) No later than February 1, the department shall provide a
22 report to the legislature specifying the number of filled, full-
23 time equated positions in pay status within each agency receiving
24 appropriations in part 1 during the immediately preceding fiscal
25 year. When reporting on the number of filled, full-time equated
26 positions in pay status, the department shall provide the maximum
27 number of filled, full-time equated positions in pay status by

1 appropriation line item in the last pay period of each quarter of
2 the immediately preceding fiscal year. The report shall also
3 include a list of all funded, full-time equated positions by
4 position title.

5 Sec. 250. It is the intent of the legislature that the
6 department continue the prefunding of other postemployment benefits
7 for state employees hired before January 1, 2012, with the amounts
8 appropriated in part 1 pursuant to the amendments made by 2011 PA
9 264 to the state employees' retirement act, 1943 PA 240, MCL 38.1
10 to 38.69.

11 Sec. 268. (1) No later than March 1, the department shall
12 submit a report to the subcommittees and fiscal agencies pertaining
13 to licensing and regulatory programs during the previous fiscal
14 year for the following agencies:

15 (a) Public service commission.

16 (b) Liquor control commission.

17 (c) Bureau of construction codes.

18 (d) Corporations, securities, and commercial licensing bureau.

19 (e) Bureau of health care services.

20 (f) Michigan occupational safety and health administration.

21 (2) The report shall provide, but is not limited to, the
22 following information for each agency in subsection (1):

23 (a) Revenue generated by and expenditures disbursed for each
24 regulatory product.

25 (b) Number of applications, both initial and renewal, for each
26 regulatory product.

27 (c) Number of applications, both initial and renewal, approved

1 for each regulatory product.

2 (d) Number of applications, both initial and renewal, denied
3 for each regulatory product.

4 (e) Average amount of time, both tolled and untolled, to
5 approve or deny applications, both initial and renewal, for each
6 regulatory product.

7 (f) Number of examinations proctored for initial applications
8 for each regulatory product, if applicable.

9 (g) Number of complaints received pertaining to each regulated
10 activity.

11 (h) Number of investigations opened pertaining to each
12 regulated activity.

13 (i) Number of investigations closed pertaining to each
14 regulated activity.

15 (j) Average amount of time to close investigations pertaining
16 to each regulated activity.

17 (k) Number of enforcement actions pertaining to each regulated
18 activity.

19 (3) As used in subsection (2), "regulatory products" means
20 licensure, certification, registration, permitting, approval, or
21 any other regulatory service provided by the agencies specified in
22 subsection (1) for occupations, facilities, entities, industries,
23 or activities regulated by the agencies specified in subsection
24 (1).

25 OCCUPATIONAL REGULATION

26 Sec. 501. (1) The appropriation in part 1 for fire protection

grants shall be appropriated to cities, villages, and townships with state-owned facilities for fire services, instead of taxes, in accordance with 1977 PA 289, MCL 141.951 to 141.956.

(2) Cities, villages, and townships with state-owned facilities shall report to the department no later than January 1 on a form developed by the department in order to be eligible to receive funds appropriated in part 1 for fire protection grants. The report shall indicate all of the following:

(a) The ability to respond to state facilities in their service area.

(b) The cost for being prepared and able to respond to fire service situations during the most recent fiscal year.

(c) The fire-related activities of police and fire departments on state property.

(d) The costs of these activities.

(e) The expenditures from fire protection grants.

(3) The department shall prepare a summary of the local submissions and provide it to the subcommittees, fiscal agencies, and the state budget director by March 31.

Sec. 502. Money appropriated under this article for the bureau of fire services shall not be expended unless, in accordance with section 2c of the fire prevention code, 1941 PA 207, MCL 29.2c, inspection and plan review fees will be charged according to the following schedule:

Operation and maintenance inspection fee

<u>Facility type</u>	<u>Facility size</u>	<u>Fee</u>
Hospitals	Any	\$8.00 per bed

Plan review and construction inspection fees for
hospitals and schools

<u>Project cost range</u>	<u>Fee</u>
\$101,000.00 or less	minimum fee of \$155.00
\$101,001.00 to \$1,500,000.00	\$1.60 per \$1,000.00
\$1,500,001.00 to \$10,000,000.00	\$1.30 per \$1,000.00
\$10,000,001.00 or more	\$1.10 per \$1,000.00
	or a maximum fee of \$60,000.00.

Sec. 503. The funds collected by the department for licenses, permits, and other elevator regulation fees set forth in the Michigan administrative code and as determined under section 8 of 1976 PA 333, MCL 338.2158, and section 16 of 1967 PA 227, MCL 408.816, that are unexpended at the end of the fiscal year shall carry forward to the subsequent fiscal year.

Sec. 504. The department may make available to interested entities otherwise unavailable customized listings of nonconfidential information in its possession, such as names and addresses of licensees. The department may establish and collect a reasonable charge to provide this service. The revenue received from this service shall be used to offset expenses to provide the service. Any balance of this revenue collected and unexpended at the end of the fiscal year shall revert to the appropriate restricted fund.

Sec. 505. (1) It is the intent of the legislature that the department expend the amount appropriated in part 1 for fireworks safety grants to local units of government to defray inspection costs associated with the enforcement of the Michigan fireworks

1 safety act, 2011 PA 256, MCL 28.451 to 28.471.

2 (2) No later than February 1, the department shall submit a
3 report to the subcommittees and fiscal agencies providing all of
4 the following information:

5 (a) The total amount of grants made to local units of
6 government from funds appropriated in part 1 for fireworks safety
7 grants during the preceding fiscal year.

8 (b) Each local unit of government awarded a grant from the
9 funds appropriated in part 1 for fireworks safety grants and the
10 amount of each grant that was awarded during the preceding fiscal
11 year.

12 Sec. 514. (1) The department shall report by April 1 to the
13 subcommittees, fiscal agencies, and state budget director on the
14 timeliness of nursing facility complaint investigations and the
15 number of allegations that are substantiated on an annual basis.
16 The report shall consist of the number of allegations filed by
17 consumers and the number of facility-reported incidents. The
18 department shall make every effort to contact every complainant and
19 the subject of a complaint during an investigation.

20 (2) The department shall gather information on its most
21 frequently cited complaint deficiencies for the prior 3 fiscal
22 years and include that information in the report required under
23 subsection (1). The department shall determine whether there is an
24 increase in the number of citations from 1 year to the next and
25 assess the cause of the increase, if any, and whether education and
26 training of nursing facility staff or department staff are needed.

27 (3) The department shall make the report required under this

1 section available to the public at no cost on its website.

2 Sec. 525. No later than February 15, the department shall
3 submit a report to the subcommittees and fiscal agencies providing
4 the following information:

5 (a) The number of honorably discharged veterans, individually
6 or if a majority interest of a corporation or limited liability
7 company, that were exempted from paying licensure, registration,
8 filing, or any other fees collected under each licensure or
9 regulatory program administered by the bureau of construction codes
10 and the corporations, securities, and commercial licensing bureau
11 during the preceding fiscal year.

12 (b) The specific fees and total amount of revenue exempted
13 under each licensure or regulatory program administered by the
14 bureau of construction codes and the corporations, securities, and
15 commercial licensing bureau during the preceding fiscal year.

16 (c) The actual costs of providing licensing and other
17 regulatory services to veterans exempted from paying licensure,
18 registration, filing, or any other fees and a description of how
19 these costs were calculated.

20 (d) The estimated amount of revenue that will be exempted
21 under each licensure or regulatory program administered by the
22 bureau of construction codes and the corporations, securities, and
23 commercial licensing bureau in both the current and subsequent
24 fiscal years and a description of how the exempted revenue was
25 estimated.

26 Sec. 526. (1) The department shall submit a report by January
27 1 to the standing committees on appropriations of the senate and

1 house of representatives, the fiscal agencies, and the state budget
2 director that includes all of the following information for the
3 prior fiscal year regarding the medical marihuana program under the
4 Michigan medical marihuana act, 2008 IL 1, MCL 333.26421 to
5 333.26430:

6 (a) The number of initial applications received.

7 (b) The number of initial applications approved and the number
8 of initial applications denied.

9 (c) The average amount of time, from receipt to approval or
10 denial, to process an initial application.

11 (d) The number of renewal applications received.

12 (e) The number of renewal applications approved and the number
13 of renewal applications denied.

14 (f) The average amount of time, from receipt to approval or
15 denial, to process a renewal application.

16 (g) The percentage of initial applications not approved or
17 denied within the time requirements established in section 6 of the
18 Michigan medical marihuana act, 2008 IL 1, MCL 333.26426.

19 (h) The percentage of renewal applications not approved or
20 denied within the time requirements established in section 6 of the
21 Michigan medical marihuana act, 2008 IL 1, MCL 333.26426.

22 (i) The percentage of registry cards for approved initial
23 applications not issued within the time requirements established in
24 section 6 of the Michigan medical marihuana act, 2008 IL 1, MCL
25 333.26426.

26 (j) The percentage of registry cards for approved renewal
27 applications not issued within the time requirements established in

1 section 6 of the Michigan medical marihuana act, 2008 IL 1, MCL
2 333.26426.

3 (k) The amount collected from the medical marihuana program
4 application and renewal fees authorized in section 5 of the
5 Michigan medical marihuana act, 2008 IL 1, MCL 333.26425.

6 (l) The costs of administering the medical marihuana program
7 under the Michigan medical marihuana act, 2008 IL 1, MCL 333.26421
8 to 333.26430.

9 (2) If the required fees are shown to be insufficient to
10 offset all expenses of implementing and administering the medical
11 marihuana program, the department shall review and revise the
12 application and renewal fees accordingly to ensure that all
13 expenses of implementing and administering the medical marihuana
14 program are offset as is permitted under section 5 of the Michigan
15 medical marihuana act, 2008 IL 1, MCL 333.26425.

16 Sec. 527. If the revenue collected by the department for
17 health systems administration or radiological health administration
18 and projects from fees and collections exceeds the amount
19 appropriated in part 1, the revenue may be carried forward into the
20 subsequent fiscal year. The revenue carried forward under this
21 section shall be used as the first source of funds in the
22 subsequent fiscal year.

23 Sec. 528. (1) Not later than January 31, 2015, the department
24 shall prepare a report that provides the number of registry
25 identification cards issued to or renewed for patients residing in
26 each county during the previous fiscal year, as of September 30,
27 2014, under the Michigan medical marihuana act, 2008 IL 1, MCL

1 333.26421 to 333.26430. The department shall submit this report to
2 the state budget director, the subcommittees, and the fiscal
3 agencies.

4 (2) The department shall expend the funds appropriated in part
5 1 for medical marihuana operation and oversight grants to county
6 law enforcement departments for the operation and oversight of the
7 Michigan medical marihuana program pursuant to section 6(1) of the
8 Michigan medical marihuana act, 2008 IL 1, MCL 333.26426. These
9 grants shall be distributed proportionately based on the number of
10 registry identification cards issued to or renewed for the
11 residents of each county whose county law enforcement department
12 applied for a grant under subsection (3). For the purposes of this
13 subsection, operation and oversight grants are grants for education
14 for law enforcement and the public, enforcement, and
15 communications.

16 (3) In order to be eligible to receive a grant under this
17 subsection, a county law enforcement department shall apply no
18 later than January 1, 2015 and agree to report how the grant was
19 expended and provide that report to the department no later than
20 September 15, 2015. The department shall submit a report no later
21 than October 15, 2015 to the state budget director, the
22 subcommittees, and the fiscal agencies detailing the amounts by
23 recipient and the reported uses of the grants.

24 (4) County law enforcement departments may distribute
25 discretionary grants made under subsection (2) to municipal law
26 enforcement agencies for the operation and oversight, education,
27 enforcement, and communications of the Michigan medical marihuana

1 program pursuant to section 6(1) of the Michigan medical marihuana
2 act, 2008 IL 1, MCL 333.26426. If a county law enforcement
3 department distributes a discretionary grant in this manner, that
4 county law enforcement department shall require the receiving
5 agency to provide a report on how that grant was spent. Reports
6 from municipal law enforcement agencies shall be included as part
7 of the report submitted to the department as required in subsection
8 (3).

9 (5) No later than January 1, 2015, the department shall post a
10 listing of potential grant money available to each county law
11 enforcement agency on its website. A county law enforcement agency
12 requesting a grant shall apply on a form developed by the
13 department and available on the website. The form shall contain the
14 county law enforcement agency's specific projected plan for use of
15 the money and its agreement to maintain all records and to submit
16 documentation to the department to support the use of the grant
17 money.

18 Sec. 531. By February 1, the bureau of health care services
19 shall provide the state budget office and the legislature an
20 updated schedule of fees to be charged by the bureau for regulating
21 health facilities. The updated fee schedule proposed by the bureau
22 shall be based on the schedule submitted previously, but include
23 updated figures from the prior fiscal year. It shall also bear a
24 direct relationship to the cost of the service or act, including
25 overhead expenses. The report shall also recommend the necessary
26 statutory and administrative rule changes necessary to implement
27 the recommended fee schedule.

1 Sec. 532. From the appropriations in part 1, the department
2 shall work with a nonprofit group with expertise in the field of
3 disability accessibility evaluations on a pilot project. The pilot
4 project shall include both of the following:

5 (a) Services to municipalities and businesses for the
6 improvement of accessibility for persons with disabilities.

7 (b) Creation of universal design blueprints that are
8 accessible electronically through the bureau of construction codes.

9 Sec. 533. To the extent allowed under applicable state and
10 federal laws, the bureau of health care services shall make
11 disciplinary actions taken against health professionals publicly
12 available through the online license verification website.

13 **EMPLOYMENT SERVICES**

14 Sec. 710. (1) The appropriation in part 1 for the bureau of
15 services for blind persons includes funds for case services. These
16 funds may be used for tuition payments for blind clients.

17 (2) Revenue collected by the bureau of services for blind
18 persons and from private and local sources that is unexpended at
19 the end of the fiscal year may carry forward to the subsequent
20 fiscal year.

21 Sec. 711. The bureau of services for blind persons shall work
22 collaboratively with service organizations and government entities
23 to identify qualified match dollars to maximize use of available
24 federal vocational rehabilitation funds.

25 Sec. 713. (1) The funds appropriated in part 1 for a regional
26 or subregional library shall not be released until a budget for

1 that regional or subregional library has been approved by the
2 department for expenditures for library services directly serving
3 the blind and persons with disabilities.

4 (2) In order to receive subregional state aid as appropriated
5 in part 1, a regional or subregional library's fiscal agency shall
6 agree to maintain local funding support at the same level in the
7 current fiscal year as in the fiscal agency's preceding fiscal
8 year. If a reduction in expenditures equally affects all agencies
9 in a local unit of government that is the regional or subregional
10 library's fiscal agency, that reduction shall not be interpreted as
11 a reduction in local support and shall not disqualify a regional or
12 subregional library from receiving state aid under part 1. If a
13 reduction in income affects a library cooperative or district
14 library that is a regional or subregional library's fiscal agency
15 or a reduction in expenditures for the regional or subregional
16 library's fiscal agency, a reduction in expenditures for the
17 regional or subregional library shall not be interpreted as a
18 reduction in local support and shall not disqualify a regional or
19 subregional library from receiving state aid under part 1.

20 Sec. 715. The bureau of services for blind persons may provide
21 and enter into agreements to provide general services, training,
22 meetings, information, special equipment, software, facility use,
23 and technical consulting services to other principal executive
24 departments, state agencies, local units of government, the
25 judicial branch of government, other organizations, and patrons of
26 department facilities. The bureau may charge fees for these
27 services that are reasonably related to the cost of providing the

1 services. In addition to the funds appropriated in part 1, funds
2 collected by the bureau for these services are appropriated for all
3 expenses necessary. The funds appropriated under this section are
4 allotted for expenditure when they are received by the department
5 of treasury.

6 Sec. 730. Funds earned or authorized by the DOL in excess of
7 the gross appropriation in part 1 for the unemployment insurance
8 agency from the DOL are appropriated and may be expended for
9 staffing and related expenses incurred in the operation of its
10 programs. These funds may be spent after the department notifies
11 the state budget director and the subcommittees of the purpose and
12 amount of each grant award.

13 Sec. 732. Until the integrated system project is complete, the
14 unemployment insurance agency shall provide the subcommittees,
15 fiscal agencies, and state budget office with quarterly status
16 reports on the development of the agency's integrated system
17 project. The quarterly status reports shall include, but not be
18 limited to, a summary of the expenditures for the project, project
19 budget information, a summary of the tasks completed and milestones
20 reached to date, the percentage of the total project completed to
21 date, and a summary of the tasks anticipated to be completed in the
22 subsequent quarter.

23 Sec. 753. The department shall report quarterly to the members
24 of the house and senate committees on appropriations, the fiscal
25 agencies, and the state budget director on the percentage of
26 unemployment claimants that meet the certification requirements for
27 receiving benefits by using the Internet MARVIN system or any

1 application developed for that purpose. The department shall
2 implement improvements to the Internet MARVIN system that promote
3 greater ease of access and security with a goal of reaching 80% of
4 users certifying by using the Internet MARVIN system or another
5 system that reduces staff face time and MARVIN telephone system
6 usage.

7 Sec. 780. (1) Funds remaining in the homeowner construction
8 lien recovery fund are appropriated to the department for payment
9 of court-ordered homeowner construction lien recovery fund
10 judgments entered prior to August 23, 2010. Pursuant to available
11 funds, the payment of final judgments shall be made in the order in
12 which the final judgments were entered and began accruing interest.

13 (2) Not later than April 1, the department shall submit to the
14 subcommittees and fiscal agencies a report on the revenues,
15 expenditures, and balance of the homeowner construction lien
16 recovery fund as of the end of the previous fiscal year.

17 **MICHIGAN ADMINISTRATIVE HEARING SYSTEM**

18 Sec. 890. (1) The Michigan tax tribunal within the Michigan
19 administrative hearing system shall submit a report containing all
20 of the following for the previous fiscal year:

21 (a) The number of cases heard and the number of cases decided
22 by MAHS hearings officers, contractual hearings officers, and
23 tribunal members during the fiscal year.

24 (b) The number of case filings and dispositions and the number
25 of active and pending cases before the small claims division and
26 the entire tribunal.

1 (c) The average and maximum time elapsed, both tolled and
2 untolled, between case filings and final dispositions.

3 (d) The amount and percentage of tax tribunal fees generated
4 by motions to amend.

5 (2) The report required under subsection (1) shall be
6 submitted to the subcommittees, fiscal agencies, and state budget
7 office not later than November 1.