

**SUBSTITUTE FOR
SENATE BILL NO. 233**

A bill to make appropriations for the department of consumer and industry services and certain other state purposes for the fiscal year ending September 30, 2002; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. The amounts listed in this part are appropriated for the
4 department of consumer and industry services, subject to the conditions
5 set forth in this act, for the fiscal year ending September 30, 2002,

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1 from the funds identified in this part. The following is a summary of
2 the appropriations in this part:

3 DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

4 APPROPRIATION SUMMARY:

5	Full-time equated unclassified positions.....	64.5	
6	Full-time equated classified positions.....	4,191.4	
7	GROSS APPROPRIATION.....	\$	537,701,300
8	Interdepartmental grant revenues:		
9	Total interdepartmental grants and intradepartmental		
10	transfers.....		111,800
11	ADJUSTED GROSS APPROPRIATION.....	\$	537,589,500
12	Federal revenues:		
13	Total federal revenues.....		240,725,500
14	Special revenue funds:		
15	Total local revenues.....		0
16	Total private revenues.....		740,000
17	Total other state restricted revenues.....		210,550,200
18	State general fund/general purpose.....	\$	85,573,800
19	Sec. 102. EXECUTIVE DIRECTION		
20	Full-time equated unclassified positions.....	64.5	
21	Full-time equated classified positions.....	97.0	
22	Unclassified salaries.....	\$	5,621,300
23	Executive director programs--12.0 FTE positions.....		2,004,100
24	Policy development--13.0 FTE positions.....		1,702,400
25	Utility consumer representation.....		550,000
26	Regulatory efficiency improvements/backlog reduction		
27	initiative.....		750,000

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1	MES board of review program--21.0 FTE positions.....	1,740,800
2	Bureau of hearings--41.0 FTE positions.....	4,301,400
3	Energy office--10.0 FTE positions.....	<u>2,609,500</u>
4	GROSS APPROPRIATION..... \$	19,279,500
5	Appropriated from:	
6	Federal revenues:	
7	DOE-OEERE, multiple grants.....	2,165,700
8	DOL-ETA, unemployment insurance.....	2,154,800
9	DOL, multiple grants for safety and health.....	158,400
10	Special revenue funds:	
11	Bank fees.....	156,000
12	Boiler fees.....	31,300
13	Construction code fund.....	358,200
14	Consumer finance fees.....	59,400
15	Corporation fees.....	442,800
16	Credit union fees.....	117,700
17	Elevator fees.....	36,900
18	Fees and collections/asbestos.....	12,000
19	Health professions regulatory fund.....	1,299,900
20	Health systems fees and collections.....	75,700
21	Insurance regulatory fees.....	586,300
22	Licensing and regulation fees.....	602,600
23	Liquor license fees.....	100,000
24	Liquor purchase revolving fund.....	1,476,100
25	Manufactured housing commission fees.....	141,300
26	Michigan state housing development authority fees and	
27	charges.....	411,800

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1	Motor carrier fees.....	35,200
2	Public utility assessments.....	2,017,600
3	Safety education and training fund.....	242,300
4	Second injury fund.....	81,400
5	Securities fees.....	66,900
6	Self-insurers security fund.....	21,500
7	Silicosis and dust disease fund.....	31,000
8	Tax tribunal fees.....	1,100
9	Utility consumer representation fund.....	550,000
10	Worker's compensation administrative revolving fund..	90,000
11	State general fund/general purpose..... \$	5,755,600
12	Sec. 103. COUNCIL FOR ARTS AND CULTURAL AFFAIRS	
13	Full-time equated classified positions.....9.0	
14	Administration--9.0 FTE positions..... \$	912,800
15	Arts and cultural grants.....	<u>25,648,700</u>
16	GROSS APPROPRIATION..... \$	26,561,500
17	Appropriated from:	
18	Federal revenues:	
19	NFAH-NEA, promotion of the arts, state and regional	
20	programs.....	700,000
21	State general fund/general purpose..... \$	25,861,500
22	Sec. 104. FIRE SAFETY	
23	Full-time equated classified positions.....61.0	
24	Office of fire safety--61.0 FTE positions..... \$	<u>4,808,700</u>
25	GROSS APPROPRIATION..... \$	4,808,700
26	Appropriated from:	

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1	Interdepartmental grant revenues:	
2	IDG from department of community health, inspection	
3	contract.....	111,800
4	Federal revenues:	
5	Federal funds.....	899,500
6	Special revenue funds:	
7	Fire alarm regulation fees.....	89,300
8	Fire services fees.....	1,926,800
9	State general fund/general purpose..... \$	1,781,300
10	Sec. 105. MANAGEMENT SERVICES	
11	Full-time equated classified positions.....187.0	
12	Administrative services--84.0 FTE positions..... \$	5,951,800
13	Technology support--103.0 FTE positions.....	13,665,800
14	Health services information systems.....	750,000
15	Office of financial and insurance service automation.	750,000
16	Rent.....	7,554,300
17	Building occupancy charges - property development	
18	services.....	7,731,600
19	Worker's compensation.....	952,800
20	Special project advances.....	<u>740,000</u>
21	GROSS APPROPRIATION..... \$	38,096,300
22	Appropriated from:	
23	Federal revenues:	
24	DOL-ETA, unemployment insurance.....	345,300
25	DOL, multiple grants for safety and health.....	491,700
26	Federal funds.....	394,000

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1	HHS, federal funds.....	66,000
2	Special revenue funds:	
3	Private - special project advances.....	740,000
4	Bank fees.....	468,100
5	Boiler fee revenue.....	286,000
6	Construction code fund.....	1,339,600
7	Consumer finance fees.....	190,300
8	Corporation fees.....	2,325,700
9	Credit union fees.....	340,800
10	Elevator fees.....	317,600
11	Fees and collections/asbestos.....	87,400
12	Health professions regulatory fund.....	3,433,900
13	Health systems fees and collections.....	612,300
14	Insurance regulatory fees.....	1,848,200
15	Licensing and regulation fees.....	1,963,000
16	Liquor purchase revolving fund.....	8,648,100
17	Manufactured housing commission fees.....	303,100
18	Michigan state housing development authority fees and	
19	charges.....	3,141,400
20	Motor carrier fees.....	287,000
21	Public utility assessments.....	2,580,300
22	Safety education and training fund.....	770,900
23	Second injury fund.....	526,600
24	Securities fees.....	319,700
25	Self-insurers security fund.....	139,100
26	Silicosis and dust disease fund.....	203,500

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1	Tax tribunal fees.....	67,200
2	Worker's compensation administrative revolving fund..	1,384,300
3	State general fund/general purpose..... \$	4,475,200
4	Sec. 106. OFFICE OF FINANCIAL AND INSURANCE SERVICES	
5	Full-time equated classified positions.....286.0	
6	Administration--27.0 FTE positions..... \$	3,008,600
7	Policy and consumer services--29.0 FTE positions.....	2,291,300
8	Securities regulation--20.0 FTE positions.....	2,304,400
9	Bank regulation--49.0 FTE positions.....	5,475,200
10	Credit union regulation--43.0 FTE positions.....	3,802,400
11	Consumer finance regulation--21.0 FTE positions.....	1,953,500
12	Insurance financial evaluation--46.0 FTE positions...	5,144,400
13	Insurance licensing and enforcement--36.0 FTE	
14	positions.....	3,549,000
15	Health plans--15.0 FTE positions.....	<u>1,348,900</u>
16	GROSS APPROPRIATION..... \$	28,877,700
17	Appropriated from:	
18	Federal revenues:	
19	Federal funds.....	50,600
20	Special revenue funds:	
21	Bank fees.....	6,297,300
22	Consumer finance fees.....	2,282,500
23	Credit union fees.....	4,504,900
24	Insurance continuing education fees.....	543,300
25	Insurance licensing and regulation fees.....	2,690,800
26	Insurance regulatory fees.....	9,682,300

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1	Multiple employer welfare arrangement.....	66,000
2	Securities fees.....	2,760,000
3	State general fund/general purpose..... \$	0
4	Sec. 107. PUBLIC SERVICE COMMISSION	
5	Full-time equated classified positions.....143.0	
6	Administration, planning and regulation--143.0 FTE	
7	positions..... \$	<u>15,824,300</u>
8	GROSS APPROPRIATION..... \$	15,824,300
9	Appropriated from:	
10	Federal revenues:	
11	DOE-OEERE, multiple grants.....	149,800
12	DOT-RSPA, gas pipeline safety.....	281,500
13	Special revenue funds:	
14	Motor carrier fees.....	1,898,800
15	Public utility assessments.....	13,494,200
16	State general fund/general purpose..... \$	0
17	Sec. 108. LIQUOR CONTROL COMMISSION	
18	Full-time equated classified positions.....179.0	
19	Management support services--39.0 FTE positions..... \$	2,927,700
20	Liquor licensing and enforcement--140.0 FTE positions	10,947,600
21	Liquor law enforcement grants.....	6,000,000
22	Grant to department of agriculture, wine industry	
23	council.....	<u>457,200</u>
24	GROSS APPROPRIATION..... \$	20,332,500
25	Appropriated from:	
26	Special revenue funds:	

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1	Liquor license revenue.....	11,068,600
2	Liquor purchase revolving fund.....	8,806,700
3	Nonretail liquor license revenue.....	457,200
4	State general fund/general purpose..... \$	0
5	Sec. 109. MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY	
6	Full-time equated classified positions.....234.0	
7	Payments on behalf of tenants..... \$	72,000,000
8	Housing and rental assistance program--227.0 FTE	
9	positions.....	23,224,500
10	Automatic data processing--7.0 FTE positions.....	1,006,900
11	Homeless program.....	<u>5,290,800</u>
12	GROSS APPROPRIATION..... \$	101,522,200
13	Appropriated from:	
14	Federal revenues:	
15	HUD, lower income housing assistance program.....	86,495,400
16	Special revenue funds:	
17	Michigan state housing development authority fees and	
18	charges.....	15,026,800
19	State general fund/general purpose..... \$	0
20	Sec. 110. TAX TRIBUNAL	
21	Full-time equated classified positions.....14.0	
22	Operations--14.0 FTE positions..... \$	<u>1,579,600</u>
23	GROSS APPROPRIATION..... \$	1,579,600
24	Appropriated from:	
25	Special revenue funds:	
26	Tax tribunal fees.....	635,500

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1	State general fund/general purpose.....	\$	944,100
2	Sec. 111. GRANTS		
3	Fire protection grants.....	\$	9,421,000
4	Video monitoring equipment.....		<u>70,000</u>
5	GROSS APPROPRIATION.....	\$	9,491,000
6	Appropriated from:		
7	Special revenue funds:		
8	Liquor purchase revolving fund.....		9,421,000
9	State general fund/general purpose.....	\$	70,000
10	Sec. 112. HEALTH REGULATORY SYSTEMS		
11	Full-time equated classified positions.....		344.0
12	Health systems administration--181.0 FTE positions...	\$	17,300,100
13	Nursing home quality incentives grants--3.0 FTE		
14	positions.....		10,005,500
15	Emergency medical services program state staff--7.0		
16	FTE positions.....		900,100
17	Radiological health administration and projects--24.0		
18	FTE positions.....		1,997,700
19	Substance abuse program administration--4.0 FTE		
20	positions.....		412,100
21	Emergency medical services grants and contracts.....		1,062,100
22	Health services--125.0 FTE positions.....		<u>13,300,500</u>
23	GROSS APPROPRIATION.....	\$	44,978,100
24	Appropriated from:		
25	Federal revenues:		
26	Federal funds.....		18,404,700

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1	Special revenue funds:		
2	Controlled substance license fees.....		1,353,000
3	Health professions regulatory fund.....		10,624,100
4	Health systems fees and collections.....		3,782,100
5	Nurse professional fund.....		452,000
6	State general fund/general purpose.....	\$	10,362,200
7	Sec. 113. REGULATORY SERVICES		
8	Full-time equated classified positions.....	313.0	
9	AFC, children's welfare and day care licensure--	313.0	
10	FTE positions.....	\$	<u>26,254,900</u>
11	GROSS APPROPRIATION.....	\$	26,254,900
12	Appropriated from:		
13	Federal revenues:		
14	HHS, federal funds.....		10,762,500
15	Special revenue funds:		
16	Health systems fees and collections.....		156,800
17	Licensing fees.....		495,500
18	State general fund/general purpose.....	\$	14,840,100
19	Sec. 114. OCCUPATIONAL REGULATION		
20	Full-time equated classified positions.....	332.0	
21	Commissions and boards.....	\$	49,700
22	Code enforcement--99.0 FTE positions.....		7,921,200
23	Code enforcement flexibility.....		1,181,200
24	Boiler inspection program--18.0 FTE positions.....		1,555,700
25	Elevator inspection program--23.0 FTE positions.....		1,870,800
26	Commercial services--154.0 FTE positions.....		13,743,900

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1	Local manufactured housing communities inspections...	250,000
2	Manufactured housing and land resources program--26.0	
3	FTE positions.....	2,610,300
4	Property development group--12.0 FTE positions.....	1,328,300
5	Remonumentation grants.....	<u>6,000,000</u>
6	GROSS APPROPRIATION..... \$	36,511,100
7	Appropriated from:	
8	Special revenue funds:	
9	Boiler fee revenue.....	1,703,300
10	Construction code fund.....	9,488,200
11	Corporation fees.....	4,889,100
12	Elevator fees.....	1,979,300
13	Homeowner construction lien recovery fund.....	1,532,800
14	Licensing and regulation fees.....	7,341,700
15	Limited liability partnership revenue.....	10,000
16	Manufactured housing commission fees.....	2,258,100
17	Property development fees.....	239,500
18	Remonumentation fees.....	6,600,500
19	Real estate appraiser continuing education fund.....	45,000
20	Real estate education fund.....	217,500
21	State general fund/general purpose..... \$	206,100
22	Sec. 115. EMPLOYMENT RELATIONS	
23	Full-time equated classified positions.....28.0	
24	Fact finding and arbitration..... \$	144,300
25	Employment and labor relations--28.0 FTE positions...	<u>2,996,400</u>
26	GROSS APPROPRIATION..... \$	3,140,700

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1	Appropriated from:	
2	Federal revenues:	
3	EEOC, federal funds.....	10,000
4	State general fund/general purpose..... \$	3,130,700
5	Sec. 116. SAFETY AND REGULATION	
6	Full-time equated classified positions.....	281.0
7	Commissions and boards..... \$	21,400
8	Employment standards enforcement--39.0 FTE positions.	2,701,900
9	Subgrantees.....	1,226,900
10	Occupational safety and health--242.0 FTE positions..	<u>21,489,500</u>
11	GROSS APPROPRIATION..... \$	25,439,700
12	Appropriated from:	
13	Federal revenues:	
14	DOL, multiple grants for safety and health.....	10,946,000
15	Special revenue funds:	
16	Fees and collections/asbestos.....	694,200
17	Safety education and training fund.....	6,009,800
18	State general fund/general purpose..... \$	7,789,700
19	Sec. 117. WORKER'S DISABILITY COMPENSATION	
20	Full-time equated classified positions.....	171.4
21	Administration--119.0 FTE positions..... \$	8,567,300
22	Board of magistrates administration--8.0 FTE	
23	positions.....	1,864,700
24	Appellate commission administration--11.4 FTE	
25	positions.....	874,000
26	Supplemental benefit fund.....	1,200,000

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1	Insurance funds administration--33.0 FTE positions...	5,064,000
2	Automatic data processing.....	506,000
3	Grant to the department of career development - hire	
4	the handicapped program.....	<u>50,000</u>
5	GROSS APPROPRIATION..... \$	18,126,000
6	Appropriated from:	
7	Special revenue funds:	
8	Second injury fund.....	3,341,800
9	Self-insurers security fund.....	911,400
10	Silicosis and dust disease fund.....	1,366,800
11	Worker's compensation administrative revolving fund..	2,148,700
12	State general fund/general purpose..... \$	10,357,300
13	Sec. 118. UNEMPLOYMENT AGENCY	
14	Full-time equated classified positions.....1,512.0	
15	Worker's compensation..... \$	706,200
16	Rent.....	6,127,100
17	Building occupancy charges - property development	
18	service.....	3,640,000
19	Unemployment programs--1,434.7 FTE positions.....	97,306,000
20	Advocacy assistance program--8.0 FTE positions.....	1,550,200
21	Special audit and collections program--34.0 FTE	
22	positions.....	2,225,600
23	Training program for agency staff--2.1 FTE positions.	2,784,800
24	Expanded fraud control program--33.2 FTE positions...	<u>2,537,600</u>
25	GROSS APPROPRIATION..... \$	116,877,500
26	Appropriated from:	

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1 Federal revenues:

2 DOL, employment and training administration..... 532,500

3 DOL, unemployment insurance..... 101,457,300

4 Federal Reed act funds..... 4,259,800

5 Special revenue funds:

6 Contingent fund, penalty and interest account..... 10,627,900

7 State general fund/general purpose..... \$ 0

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10 PART 2

11 PROVISIONS CONCERNING APPROPRIATIONS

12 **GENERAL SECTIONS**

13 Sec. 201. Pursuant to section 30 of article IX of the state consti-
14 tution of 1963, total state spending from state resources under part 1
15 for fiscal year 2001-2002 is \$295,865,000.00 and state spending from
16 state resources to be paid to local units of government for fiscal year
17 2001-2002 is \$36,921,000.00. The itemized statement below identifies
18 appropriations from which spending to units of local government will
19 occur:

20 DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

21 Arts and cultural grants..... \$ 15,000,000

22 Fire protection grants..... 9,421,000

23 Liquor law enforcement..... 6,000,000

24 Local manufactured housing inspections..... 250,000

25 Remonumentation grants..... 6,000,000

26 Subgrantees..... 250,000

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1 Total department of consumer and industry services... \$ 36,921,000

2 Sec. 202. The appropriations authorized under this act are subject
3 to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

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

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

6 (b) "Department" means the department of consumer and industry
7 services.

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

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

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

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

13 (g) "DOL-OSHA" means the DOL occupational safety and health
14 administration.

15 (h) "DOT" means the United States department of transportation.

16 (i) "DOT-RSPA" means the DOT research and special programs
17 administration.

18 (j) "EEOC" means equal employment opportunity commission.

19 (k) "Fiscal agencies" means Michigan house fiscal agency and
20 Michigan senate fiscal agency.

21 (l) "FTE" means full-time equated.

22 (m) "HHS" means the United States department of health and human
23 services.

24 (n) "HUD" means the United States department of housing and urban
25 development.

26 (o) "IDG" means interdepartmental grant.

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1 (p) "MES" means Michigan employment security.

2 (q) "NFAH" means the national foundation of the arts and the
3 humanities.

4 (r) "NFAH-NEA" means the NFAH national endowment for the arts.

5 (s) "OSHA" means the DOL occupational safety and health
6 administration.

7 (t) "Subcommittees" means all members of the appropriate
8 subcommittees of the house and senate appropriations committees.

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

14 Sec. 205. (1) Beginning October 1, a hiring freeze is imposed on
15 the state classified civil service. State departments and agencies are
16 prohibited from hiring any new full-time state classified civil service
17 employees and prohibited from filling any vacant state classified civil
18 service positions. This hiring freeze does not apply to internal trans-
19 fers of classified employees from 1 position to another within a depart-
20 ment or to any new positions created by the legislature as provided for
21 in this act or 2000 PA 292.

22 (2) The state budget director shall grant exceptions to this hiring
23 freeze when the state budget director believes that the hiring freeze
24 will result in rendering a state department or agency unable to deliver
25 basic services, cause a loss of revenue to the state, result in the
26 inability of the state to receive federal funds, or would necessitate
27 additional expenditures that exceed any savings from maintaining a

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1 vacancy. The state budget director shall report by the thirtieth of each
2 month to the chairpersons of the senate and house of representatives
3 standing committees on appropriations the number of exceptions to the
4 hiring freeze approved during the previous month and the justification
5 for the exception.

6 Sec. 206. (1) In addition to the funds appropriated in part 1,
7 there is appropriated an amount not to exceed \$23,500,000.00 for federal
8 contingency funds. These funds are not available for expenditure until
9 they have been transferred to another line item in this act pursuant to
10 section 393(2) of the management and budget act, 1984 PA 431,
11 MCL 18.1393.

12 (2) In addition to the funds appropriated in part 1, there is appro-
13 priated an amount not to exceed \$12,200,000.00 for state restricted con-
14 tingency funds. These funds are not available for expenditure until they
15 have been transferred to another line item in this act pursuant to sec-
16 tion 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

17 (3) In addition to the funds appropriated in part 1, there is appro-
18 priated an amount not to exceed \$180,800.00 for local contingency funds.
19 These funds are not available for expenditure until they have been trans-
20 ferred to another line item in this act pursuant to section 393(2) of the
21 management and budget act, 1984 PA 431, MCL 18.1393.

22 (4) In addition to the funds appropriated in part 1, there is appro-
23 priated an amount not to exceed \$50,000.00 for private contingency
24 funds. These funds are not available for expenditure until they have
25 been transferred to another line item in this act pursuant to section
26 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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1 Sec. 207. At least 60 days before beginning any effort to
2 privatize, the department shall submit a complete project plan to the
3 subcommittees and the fiscal agencies. The plan shall include the cri-
4 teria under which the privatization initiative will be evaluated. The
5 evaluation shall be completed and submitted to the fiscal agencies and to
6 the subcommittees within 30 months.

7 Sec. 208. Unless otherwise specified, the department shall use the
8 Internet to fulfill the reporting requirements of this act. This may
9 include transmission of reports via electronic mail to the recipients
10 identified for each reporting requirement or it may include placement of
11 reports on the Internet or Intranet site. Quarterly, the department
12 shall provide to the subcommittees, state budget office, and the fiscal
13 agencies an electronic and paper copy listing of the reports submitted
14 during the most recent 3-month period along with the Internet or Intranet
15 site of each report, if any.

16 Sec. 209. Funds appropriated in part 1 shall not be used for the
17 purchase of foreign goods or services, or both, if competitively priced
18 and of comparable quality American goods or services, or both, are
19 available.

20 Sec. 210. The director of the department shall take all reasonable
21 steps to ensure businesses in deprived and depressed communities compete
22 for and perform contracts to provide services or supplies, or both. The
23 director shall strongly encourage firms with which the department con-
24 tracts to subcontract with certified businesses in depressed and deprived
25 communities for services, supplies, or both.

26 Sec. 211. Of the funds appropriated in part 1 that are in units
27 other than the grants unit, the department shall not provide grants to

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1 local government agencies, institutions of higher education, or nonprofit
2 organizations unless the department provides notice of the grant to the
3 subcommittees at least 10 days before the grant is issued or at least 72
4 hours before any announcement to local governmental units or the public.

5 Sec. 212. The department shall establish and maintain affirmative
6 action programs based on guidelines developed by the state equal opportu-
7 nity workforce planning council which was created by Executive Order
8 No. 1996-13 in order to receive general fund/general purpose dollars.

9 Sec. 213. The departments and state agencies receiving appropria-
10 tions under this act shall receive and retain copies of all reports
11 funded from appropriations in part 1. These departments and state agen-
12 cies shall follow federal and state guidelines for short-term and
13 long-term retention of these reports and records.

14 DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

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

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

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

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

9 Sec. 304. The department may make available to interested entities
10 otherwise unavailable customized listings of nonconfidential information
11 in its possession, such as names and addresses of licensees, and charge
12 for this information as follows: base fee for 1 to 1,000 records at the
13 cost to the department; 1,001 to 10,000 records at 2.5 cents per record;
14 and 10,001 or more records at .5 cents per record. The revenue received
15 from this service may be used to offset expenses of programs as appropri-
16 ated in part 1. The balance of this revenue collected and unexpended at
17 the end of the fiscal year shall revert to the appropriate restricted
18 revenue account or fund or, in absence of such an account or fund, to the
19 general fund. The department shall submit an annual report on or before
20 June 1, 2002 to the state budget office and the subcommittees that states
21 the amount of revenue received from the sale of information.

22 Sec. 305. The appropriation in part 1 may be used for per diem pay-
23 ments to the members of commissions or boards for a full day of committee
24 work at which a quorum is present or for performing official business as
25 authorized by each respective commission or board. The per diem payments
26 shall be at a rate as follows:

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1	(a) Michigan board of chiropractic medicine.....	\$50.00 per day
2	(b) Michigan board of dentistry.....	\$50.00 per day
3	(c) Michigan board of medicine.....	\$50.00 per day
4	(d) Board of nursing.....	\$50.00 per day
5	(e) Michigan board of optometry.....	\$50.00 per day
6	(f) Michigan board of osteopathic medicine and	
7	surgery.....	\$50.00 per day
8	(g) Michigan board of pharmacy.....	\$50.00 per day
9	(h) Michigan board of podiatric medicine and	
10	surgery.....	\$50.00 per day
11	(i) Michigan board of psychology.....	\$50.00 per day
12	(j) Michigan board of physical therapy.....	\$50.00 per day
13	(k) Physicians' assistants task force.....	\$50.00 per day
14	(l) Michigan board of veterinary medicine.....	\$50.00 per day
15	(m) Michigan board of occupational therapists....	\$50.00 per day
16	(n) Michigan board of professional counselors....	\$50.00 per day
17	(o) Health occupations council.....	\$50.00 per day
18	(p) Board of accountancy.....	\$50.00 per day
19	(q) Board of architects.....	\$50.00 per day
20	(r) Athletic board of control.....	\$50.00 per day
21	(s) Board of barber examiners.....	\$50.00 per day
22	(t) Residential builders' and maintenance and	
23	alteration contractor's board.....	\$50.00 per day
24	(u) Carnival-amusement safety board.....	\$50.00 per day
25	(v) Collection practices board.....	\$50.00 per day
26	(w) Board of cosmetology.....	\$50.00 per day

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1	(x) Employment agency board.....	\$50.00 per day
2	(y) Board of professional engineers.....	\$50.00 per day
3	(z) Board of land surveyors.....	\$50.00 per day
4	(aa) Board of landscape architects.....	\$50.00 per day
5	(bb) Board of marriage counselors.....	\$50.00 per day
6	(cc) Board of examiners in mortuary science.....	\$50.00 per day
7	(dd) Nursing home administrators' board.....	\$50.00 per day
8	(ee) Board of real estate brokers and	
9	salespersons.....	\$50.00 per day
10	(ff) Ski area safety board.....	\$50.00 per day
11	(gg) Michigan board of social work.....	\$50.00 per day
12	(hh) Commission on professional and occupational	
13	licensure.....	\$50.00 per day
14	(ii) Board of real estate appraisers.....	\$50.00 per day
15	(jj) Utility consumer participation board.....	\$50.00 per day
16	(kk) Construction code commission.....	\$50.00 per day
17	(ll) Plumbing board.....	\$50.00 per day
18	(mm) Electrical board.....	\$50.00 per day
19	(nn) Barrier free design board.....	\$50.00 per day
20	(oo) Mechanical board.....	\$50.00 per day
21	(pp) Boiler board.....	\$50.00 per day
22	(qq) Elevator board.....	\$50.00 per day
23	(rr) General industry safety standards commission	\$50.00 per day
24	(ss) General industry safety standards advisory	
25	committees.....	\$50.00 per day
26	(tt) Construction safety standards commission....	\$50.00 per day

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1 (uu) Construction safety standards advisory
2 committees..... \$50.00 per day
3 (vv) Board of health and safety compliance
4 appeals..... \$50.00 per day
5 (wv) Occupation health standards commission..... \$50.00 per day
6 (xx) Fire safety board..... \$50.00 per day
7 (yy) Occupational health standards advisory
8 committee..... \$50.00 per day
9 Sec. 306. (1) The Michigan council for arts and cultural affairs in
10 the department shall administer the arts and cultural grants appropriated
11 in part 1. The council shall provide for fair and independent decisions
12 on arts and cultural grant requests based upon published criteria to
13 evaluate program quality. This criteria shall include a prohibition of
14 art projects that include displays of human wastes on religious symbols,
15 displays of sex acts, and depictions of flag desecration. The council
16 shall seek to award grants on an equitable geographic basis to the extent
17 possible given the quality of grant applications received. Priority
18 shall be given to projects that serve multiple counties and that leverage
19 significant additional public and private investment. Counties, cities,
20 villages, townships, community foundations, and organizations, including
21 science museums/centers, may apply for the following categories of
22 grants:
23 (a) Anchor organization program for organizations that serve a
24 statewide audience. Anchor organizations shall demonstrate a commitment
25 to education, to mentoring smaller organizations, and to reaching under-
26 served audiences.

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1 (b) Arts projects program.

2 (c) Arts and learning program.

3 (d) Artists in schools program.

4 (e) Arts organization development program.

5 (f) Capital improvement projects for cities, villages, and townships
6 (CTV) program.

7 (g) Local, regional, or statewide arts agencies services program.

8 (h) Regional regranting program.

9 (i) Partnership program.

10 (j) Discretionary grants program.

11 (k) Rural arts and cultural projects.

12 (2) The council shall establish a regional services provider subcat-
13 egory within the arts projects program to serve mid-level and larger
14 organizations that serve a regional audience. Organizations receiving
15 grants within this subcategory shall demonstrate that they have regional
16 impact as well as a commitment to education, to mentoring smaller organi-
17 zations, and to reaching underserved audiences.

18 (3) Potential applicants, including anchor organizations, that are
19 considered ineligible to apply for grants and applicants that are unsuc-
20 cessful in obtaining a grant shall be provided by the council with the
21 following:

22 (a) A written rationale as to why the potential applicant was con-
23 sidered ineligible or why the applicant's grant was not funded.

24 (b) A description of actions the potential applicant or applicant
25 needs to take in order to become eligible or to receive funding in future
26 years.

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1 (4) The council shall distribute the funds appropriated in part 1 in
2 a manner which achieves the following criteria:

3 (a) Supports the development of the regional services provider sub-
4 category and provides sufficient funding to organizations meeting the
5 criteria for this subcategory as described in subsection (2) and the
6 council's guidelines.

7 (b) Preserves the funding capacity for the council to provide suffi-
8 cient funding to new applicants for the anchor organization program that
9 meet the criteria for this category as described in subsection (1)(a) and
10 the council's guidelines.

11 (5) Funds allocated outside of the categories described in subsec-
12 tion (4)(a) and (b) shall be allocated to the remaining grant categories
13 in the same general proportions as the council has allocated funding to
14 these categories in recent fiscal years.

15 (6) The appropriation for arts and cultural grants in part 1 and
16 disbursed under this section shall, at a minimum, be matched on an equal
17 dollar-for-dollar basis from local and private contributions paid and
18 received by each awardee receiving grants under this section. The
19 dollar-for-dollar match may include the reasonable value of services,
20 materials, and equipment as allowed under the federal internal revenue
21 code for charitable contributions subject also to the preapproval of such
22 a match by the Michigan council for arts and cultural affairs. The coun-
23 cil shall receive proof of the entire amount of the matching funds, serv-
24 ices, materials, or equipment by the end of the award period. The coun-
25 cil shall submit a report to the subcommittees regarding those counties,
26 cities, villages, townships, community foundations, and organizations

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1 failing to meet their matching requirements by the end of the award
2 period.

3 (7) Before any amount appropriated for arts and cultural grants in
4 part 1 may be expended for a grant to eligible applicants for the pur-
5 poses in this section, the department shall execute a grant agreement
6 with each grantee. The grant agreement shall specify the criteria
7 included in this section with which the application complies. The grant
8 agreement shall include a list of the projects funded. The subcommittees
9 shall receive a summary of the projects funded for each grant recipient
10 by November 1, 2001.

11 (8) By February 1, 2002, the department shall report to the state
12 budget office and the subcommittees on how the council intends to imple-
13 ment the arts and cultural grants program for the following fiscal year,
14 including the process for evaluating organization quality, efforts to
15 achieve an equitable geographic distribution of grants, and a summary of
16 any revisions to the guidelines for the council's grant programs. The
17 department shall submit copies of the guidelines for each grant category
18 to the state budget office and the subcommittees by February 1, 2002.

19 (9) The department shall submit a report to the state budget office,
20 the subcommittees, and the fiscal agencies by October 1, 2001, listing
21 the grant applicants under this section. The report shall include the
22 following:

23 (a) The amount requested by the applicant.

24 (b) Any amount awarded to the applicant.

25 (c) The grant category under which the applicant applied.

26 (d) The county in which the organization resides.

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1 (e) The expected number of patrons during the grant period.

2 (f) The amount of matching funds proposed to be contributed by the
3 applicant.

4 (g) The organization's score as determined by the relevant peer
5 review panel during the application evaluation process.

6 (10) By September 1, 2002, the department shall submit to the state
7 budget office, the fiscal agencies, and the subcommittees a summary of
8 the regranted awards made by regranteeing organizations from funds appro-
9 priated in part 1. For each regranteeing organization, the report shall
10 include the following:

11 (a) The name of each grantee.

12 (b) The amount received by the grantee.

13 (c) The county in which the grantee resides.

14 (11) Counties, cities, villages, townships, community foundations,
15 and organizations receiving funds under this section shall provide the
16 following reports to the Michigan council for arts and cultural affairs,
17 to the subcommittees, and to the fiscal agencies:

18 (a) A final report covering the grant period and due within 30 days
19 after the end of the grant period indicating at least the following:

20 (i) Revenues and expenditures, indicating whether revenues are from
21 private donations or fees.

22 (ii) Number of employees.

23 (iii) Number of new hires.

24 (iv) Number of patrons attracted during the grant period.

25 (b) For awardees receiving grants greater than \$100,000.00, a copy
26 of the awardee's annual report and audit report for the fiscal year in
27 which the majority of the grant took place due within 90 days after the

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1 end of the awardee's fiscal year. The audit report shall include an
2 audit of grant funds. A representative sampling of grant agreements
3 shall be audited by the state auditor general. The audit report shall be
4 submitted to the state budget office and the subcommittees for review.
5 These awardees shall also submit the information in subdivision (a) on a
6 quarterly basis for the immediately preceding quarter due on January 7,
7 April 7, July 7, and October 7 of each year.

8 (12) The recipients of grant funds under this section shall be
9 announced by the department by October 1, 2001. The department shall,
10 within 1 day following the final council vote, provide the subcommittees
11 and each legislator whose district is receiving a grant with a list of
12 grant awardees.

13 (13) A grant awarded under this section and the matching funds which
14 conferred eligibility for the grant award shall be used by the recipient
15 of the grant award and shall not be redistributed by that recipient to
16 any other entity unless specifically provided for in the grant agreement
17 between the funded grant awardee and the Michigan council for arts and
18 cultural affairs.

19 (14) The applicants for arts and cultural grant funds shall be
20 charged a nonrefundable application fee of \$100.00 or 1% of the grant,
21 whichever is less. The application fee may be used by the department to
22 recover direct and indirect costs as appropriated in part 1.

23 (15) It is the intent of the legislature that the Michigan council
24 for arts and cultural affairs continue to take appropriate steps to
25 ensure that all organizations receiving state arts anchor organization
26 grants have combined grant awards, as defined in subsection (17), of no
27 more than 15.0% of operating revenue for the fiscal year ending

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1 September 30, 2005 and beyond. As used in this subsection, "operating
2 revenue" is defined in the same manner as it was defined during the
3 fiscal year 2000 state arts anchor organization application process.

4 (16) The council shall continue and expand its efforts to encourage
5 and support nonprofit arts and cultural organizations transitioning from
6 solely volunteer-based organizations to professional directed
7 operations. This includes the provision of funds and services from the
8 arts organization development, partnership, arts projects, regional serv-
9 ices provider, and regional regranting programs as well as the rural arts
10 and culture initiative to support professional development within these
11 organizations. Criteria for support include the requirement of collabo-
12 ration between these organizations and other community organizations.

13 (17) Any organizations receiving grants within the anchor organiza-
14 tion program category in excess of 10.0% of their operating revenue, as
15 defined in subsection (15), for the fiscal year ending September 30,
16 2001, shall not receive a combined grant award from all grant categories,
17 except the partnership program, that is greater than the combined grant
18 award from these categories that the organization received for the fiscal
19 year ending September 30, 2001.

20 (18) The council shall make available to an awardee any written com-
21 ments that are available regarding that awardee's application and peer
22 review process.

23 (19) The council shall provide for fair, equitable, and efficient
24 distribution of funds granted through the regional regranting program.
25 The council shall provide for an annual assessment of grant management
26 and distribution of mini-grant awards by designated regional regranting

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1 agencies and review the methodology employed and report these findings to
2 the state budget office and the subcommittees.

3 (20) The arts organization development program shall provide funding
4 for organizations that deliver services to cultural groups and individual
5 artists in all disciplines and that foster long-term development of a
6 community or region. Projects and programs funded through this program
7 shall be designed to strengthen Michigan families and communities by
8 ensuring full public access to quality arts and cultural activities, pro-
9 moting cultural tourism, and providing for quality arts and cultural
10 education.

11 (21) The council shall make every effort to provide total grant
12 awards in the anchor organization program at a level not to exceed 65% of
13 the total amount appropriated for arts and cultural grants.

14 (22) The council shall assess its granting processes and procedures
15 to strengthen consumer and industry access to arts and cultural informa-
16 tion, services, and funding opportunities and shall explore new technol-
17 ogy applications. The council shall report these findings and shall pro-
18 vide a progress report on steps taken to implement the new initiatives
19 prescribed by the legislature in this section by February 1, 2002, to the
20 subcommittees.

21 (23) Of the funds appropriated in part 1 for the arts and cultural
22 grants, capital improvement program for counties, cities, townships and
23 villages program, consideration shall be given to Jackson County for the
24 renovation of the Cascades Manor House.

25 Sec. 307. The department may receive and expend contributions from
26 public, private, and federal sources, except state agencies, for the
27 purpose of acquiring or constructing art objects or promoting or

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1 preserving the arts in or on state properties. Expenditures of any funds
2 received shall be consistent with the purposes of the Faxon-McNamee art
3 in public places act, 1980 PA 105, MCL 18.71 to 18.81. Any funds
4 received under this section are considered a work project account and may
5 be carried forward into the succeeding fiscal year.

6 Sec. 308. The Michigan state housing development authority shall
7 annually present a report to the state budget office and the subcommit-
8 tees on the status of the authority's housing production goals under all
9 financing programs established or administered by the authority. The
10 report shall give special attention to efforts to raise affordable multi-
11 family housing production goals.

12 Sec. 309. The department shall assess and collect fees in the
13 licensing and regulation of child care organizations as defined in 1973
14 PA 116, MCL 722.111 to 722.128, and adult foster care facilities as
15 defined in the adult foster care facility licensing act, 1979 PA 218,
16 MCL 400.701 to 400.737. Fees collected by the department shall be used
17 exclusively for the purpose of licensing and regulating child care organ-
18 izations and adult foster care facilities.

19 Sec. 310. The appropriation in part 1 for the department, bureau of
20 safety and regulation, safety education and training division, includes
21 funding for on-site consultation and education and training programs.
22 The appropriation in part 1 anticipates that 90% of the on-site consulta-
23 tion program costs and 50% of the education and training program costs
24 will be supported by federal OSHA funds and the remaining 10% and 50%
25 respectively will be supported by safety education and training funds.
26 If federal OSHA funding does not become available to cover up to 90% of
27 the program costs for on-site consultation and 50% for education and

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1 training, up to 50% of the program costs for on-site consultation and 90%
2 of the program costs for education and training may be paid from the
3 safety education and training fund as a match for available federal
4 funds.

5 Sec. 311. The funds collected by the department for licenses, per-
6 mits, and other elevator regulation fees set forth in R 408.8151 of the
7 Michigan administrative code and as determined under section 8 of 1976
8 PA 333, MCL 338.2158, and section 16 of 1967 PA 227, MCL 408.816, that
9 are unexpended at the end of the fiscal year shall carry forward to the
10 subsequent fiscal year. The department shall submit a report on an
11 annual basis to the state budget office and the subcommittees on the
12 amount of funds available under this section.

13 Sec. 312. If the revenue collected by the department for occupa-
14 tional safety and health, health systems administration, or radiological
15 health administration and projects from fees and collections exceeds the
16 amount appropriated in part 1, the revenue may be carried forward into
17 the subsequent fiscal year. The revenue carried forward under this sec-
18 tion shall be used as the first source of funds in the subsequent fiscal
19 year.

20 Sec. 313. Money appropriated under this act for fire safety pro-
21 grams shall not be expended unless, in accordance with section 2c of the
22 fire prevention code, 1941 PA 207, MCL 29.2c, inspection and plan review
23 fees will be charged according to the following schedule:

24 Operation and maintenance inspection fee

25 Facility type	Facility	Fee
26	size	
27 Hospitals	Any	\$8.00 per bed

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1 Plan review and construction inspection fees for hospitals and schools

<u>2 Project cost range</u>	<u>Fee</u>
3 \$101,000.00 or less	minimum fee of \$155.00
4 \$101,001.00 to \$1,500,000.00	\$1.60 per \$1,000.00
5 \$1,500,001.00 to \$10,000,000.00	\$1.30 per \$1,000.00
6 \$10,000,001.00 or more	\$1.10 per \$1,000.00
7	or a maximum fee of \$60,000.00.

8
9 Sec. 314. The department shall furnish the clerk of the house, the
10 secretary of the senate, the state budget office, and all members of the
11 house and senate appropriations committees with a summary of any evalu-
12 ation reports and subsequent approvals or disapprovals of juvenile resi-
13 dential facilities operated by the family independence agency, as
14 required by 1973 PA 116, MCL 722.116. If no evaluations are conducted
15 during the fiscal year, the department shall notify the fiscal agencies
16 and all members of the appropriate subcommittees of the house and senate
17 appropriation committees.

18 Sec. 315. (1) From the amount appropriated in part 1 to health sys-
19 tems administration, the department shall provide funding for not less
20 than 113 inspectors to annually survey and investigate the care and serv-
21 ices delivered in nursing homes, county medical care facilities, and hos-
22 pital long-term care units in accordance with provisions in the public
23 health code, 1978 PA 368, MCL 333.1101 to 333.25211, and federal Medicare
24 and Medicaid certification standards.

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

30 Sec. 316. If the revenue collected by the department from licensing
31 and regulation fees exceeds the amount appropriated in part 1, the

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1 revenue may be carried forward into the subsequent fiscal year. The
2 revenue carried forward under this section shall be used as the first
3 source of funds in the subsequent fiscal year.

4 Sec. 317. Funds earned or authorized by the United States depart-
5 ment of labor in excess of the gross appropriation in part 1 for the
6 Michigan unemployment agency from the United States department of labor
7 are appropriated and may be expended for staffing and related expenses
8 incurred in the operation of its programs. These funds may be spent
9 after the department notifies the state budget office and the subcommit-
10 tees of the purpose and amount of each grant award.

11 Sec. 318. The department shall sell documents at a price not to
12 exceed the cost of production and distribution. Money received from the
13 sale of these documents shall revert to the department. The funds are
14 available for expenditure when they are received by the department of
15 treasury and may only be used for costs directly related to the continued
16 updating and distribution of the documents pursuant to this section.
17 This section applies only for the following documents:

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

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

23 (c) The Michigan liquor control code of 1998, 1998 PA 58,
24 MCL 436.1101 to 436.2303, with amendments.

25 (d) The mobile home commission act, 1987 PA 96, MCL 125.2301 to
26 125.2349; the business corporation act, 1972 PA 284, MCL 450.1101 to
27 450.2098; the nonprofit corporation act, 1982 PA 162, MCL 450.2101 to

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1 450.3192; and the uniform securities act, 1964 PA 265, MCL 451.501 to
2 451.818.

3 (e) Labor law books.

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

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

6 Sec. 319. The department shall report to the state budget office,
7 the fiscal agencies, and the subcommittees on March 1, 2002 and September
8 1, 2002 on the initial and follow-up surveys conducted on all nursing
9 homes in this state. The report shall include all of the following
10 information:

11 (a) The number of surveys conducted.

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

13 (c) The number referred to the Michigan public health institute for
14 remediation.

15 (d) The number of citations per home.

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

17 (f) The number of night and weekend responses to complaints con-
18 ducted by the department.

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

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

22 (i) The number and percentage of citations overturned and/or
23 modified.

24 Sec. 320. The department, bureau of safety and regulation, shall
25 provide an annual report by February 1 of each year to the state budget
26 office, the fiscal agencies, and the subcommittees on the number of
27 individuals killed and the number of individuals injured on the job

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1 within industries regulated by the bureau during the preceding calendar
2 year.

3 Sec. 321. The department shall report by November 1, 2001 to the
4 state budget office, the legislature, and the fiscal agencies the status
5 of the nursing home complaint investigation backlog.

6 Sec. 322. As a condition for receiving the general fund/general
7 purpose appropriations in part 1 for health systems administration, the
8 department shall provide assistance to any person making an oral request
9 for a nursing home investigation in putting his or her request into writ-
10 ing, shall initiate investigations on all written nursing home complaints
11 filed with the department within 15 days of receipt of the complaint, and
12 shall provide a written response to the complainant within 30 days of
13 receipt of the written complaint.

14 Sec. 323. The unemployment agency, during its transition to the
15 remote initial claims system, may operate a sufficient number of unem-
16 ployment agency offices, including itinerant or satellite offices, within
17 Michigan's Upper Peninsula to ensure that the citizens of the Upper
18 Peninsula can access these offices without excessive travel or, in cases
19 where unemployment claims are filed or renewed by phone, without exces-
20 sive long-distance toll charges.

21 Sec. 324. The department shall continue to work with grantees sup-
22 ported through the appropriation in part 1 for emergency medical services
23 grants and contracts to ensure that a sufficient number of qualified
24 emergency medical services personnel exist to serve rural areas of the
25 state.

26 Sec. 325. (1) Of the funds appropriated in part 1 to the office of
27 financial and insurance services created under Executive Order No. 4 of

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1 2000, the funds allocated to the office of financial and insurance
2 services and the commissioner of the office of financial and insurance
3 services under the insurance code of 1956, 1956 PA 218, MCL 500.100 to
4 500.8302, shall be accounted for separately by the department from any
5 other funds of the office of financial and insurance services and shall
6 be separated and allocated as restricted funds to be held and expended
7 only in the manner provided for under section 225 of the insurance code
8 of 1956, 1956 PA 218, MCL 500.225, and this act.

9 (2) The director shall report to the state budget office and the
10 subcommittees by February 1, 2002 regarding the expenditures for the pre-
11 vious fiscal year from insurance regulatory fees for the following:

12 (a) The executive direction unit.

13 (b) The management services unit.

14 (c) The salary and expenditures of the commissioner of financial and
15 insurance services.

16 Sec. 326. In response to recent changes in the administrative rules
17 governing day care facilities, the appropriation in part 1 for AFC,
18 children's welfare and day care licensure, shall allow the department to
19 add up to 20 additional staff above the level appropriated as of
20 September 30, 2000. These new positions shall support day care licensing
21 activities that promote a higher quality environment for children in day
22 care facilities. The department shall maintain a facility to inspector
ratio of no more than 210 to 1.

23 Sec. 327. (1) The department in consultation with nursing home pro-
24 vider groups, the department of community health, the state long-term
25 care ombudsman, and the federal health care finance administration shall
26 continue to work to clarify the following terms as those terms are used

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1 in title XVIII and title XIX and applied by the department to provide
2 more consistent regulation of nursing homes in Michigan:

3 (a) Immediate jeopardy.

4 (b) Harm.

5 (c) Potential harm.

6 (d) Avoidable.

7 (e) Unavoidable.

8 (2) The department shall semiannually provide for joint training
9 with nursing home surveyors and providers on at least 1 of the 10 most
10 frequently issued federal citations in this state during the past calen-
11 dar year. The department shall provide a mechanism to measure the effect
12 of the training and shall report to the legislature on the effect of the
13 training by January 15, 2002.

14 Sec. 328. Of the funds appropriated in part 1 for nursing home
15 quality incentive grants, funds shall not be distributed to a nursing
16 home under the program unless that nursing home posts the executive sum-
17 mary of the nursing home's last annual inspection in a conspicuous place
18 within the nursing home for public review.

19 Sec. 329. The unemployment agency shall work collaboratively with
20 the department of career development to ensure each 1-stop center has the
21 ability to assist individuals or respond to inquiries regarding unemploy-
22 ment benefits and the remote initial claims system.

23 Sec. 330. (1) The department shall post on the Internet the execu-
24 tive summary of the latest inspection for each licensed nursing home.

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

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1 Sec. 331. (1) Of the funding appropriated in part 1 for the video
2 monitoring equipment, up to \$35,000.00 shall be provided to the Oakland
3 County sheriff's department and \$35,000.00 shall be provided to the Wayne
4 County sheriff's department. These amounts shall be matched on an equal
5 dollar-for-dollar basis.

6 (2) If the match amounts are less than \$35,000.00, the unexpended
7 balance from this section shall lapse to the general fund.

8 Sec. 332. Of the funds appropriated in part 1 for occupational
9 safety and health, \$224,000.00 shall be used to hire 3 additional inspec-
10 tors for either the construction or the general industry safety
11 division.