

LINE ITEM AND BOILERPLATE SUMMARY

LICENSING AND REGULATORY AFFAIRS

**Fiscal Year 2020-21
Public Act 166 of 2020
House Bill 5396 as Enacted**



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Marcus Coffin, Fiscal Analyst

November 2020

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GOVERNING COMMITTEE**

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November 2020

TO: Members of the Michigan House of Representatives

The House Fiscal Agency has prepared a **Line Item Summary** for each of the FY 2019-20 appropriation acts. Each **Summary** contains line-by-line appropriation and revenue source detail, and a brief explanation of each boilerplate section in the appropriation bill.

In this report, line item vetoes are presented in the following manner: appropriation amounts shown in ~~strikeout~~ are those that appear in the enrolled bill; amounts shown directly below strikeout amounts reflect the effect of the veto.

Line Item Summaries are available on the HFA website (www.house.mi.gov/hfa), or from Kathryn Bateson, Administrative Assistant (373-8080 or kbateson@house.mi.gov).

A handwritten signature in black ink that reads "Mary Ann Cleary".

Mary Ann Cleary, Director

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GLOSSARY

STATE BUDGET TERMS

Line Item

Specific funding amount in an appropriation bill which establishes spending authorization for a particular program or function.

Boilerplate

Specific language sections in an appropriation bill which direct, limit, or restrict line-item expenditures, express legislative intent, and/or require reports.

Lapse

Appropriated amounts that are unspent or unobligated at the end of a fiscal year; appropriations are automatically terminated at the end of a fiscal year unless otherwise provided by law.

Work Project

Account authorized through statutory process which allows appropriated spending authorization from one fiscal year to be utilized for expenditures in a succeeding fiscal year or years for a specific project or purpose.

APPROPRIATIONS AND FUND SOURCES

Appropriations

Authority to expend funds for a particular purpose. An appropriation is not a mandate to spend.

Gross: Total of all applicable appropriations in an appropriation bill.

Adjusted Gross: Net amount of gross appropriations after subtracting interdepartmental grants (IDGs) and intradepartmental transfers (IDTs).

Interdepartmental Grant (IDG) Revenue

Funds received by one state department from another state department—usually for service(s) provided.

Intradepartmental Transfer (IDT) Revenue

Funds transferred from one appropriation unit to another within the same departmental budget.

Federal Revenue

Federal grant or match revenue; generally dedicated to specific programs or purposes.

Local Revenue

Revenue received from local units of government for state services.

Private Revenue

Revenue from non-government entities: rents, royalties or interest payments, payments from hospitals or individuals, or gifts and bequests.

State Restricted Revenue

State revenue restricted by the State Constitution, state statute, or outside restriction that is available only for specified purposes; includes most fee revenue; at year-end, unused restricted revenue generally remains in the restricted fund.

General Fund/General Purpose (GF/GP) Revenue

Unrestricted general fund revenue available to fund basic state programs and other purposes determined by the Legislature; unused GF/GP revenue lapses to the General Fund at the end of a fiscal year.

MAJOR STATE FUNDS

General Fund

The state's primary operating fund; receives state revenue not dedicated to another state fund.

School Aid Fund (SAF)

A restricted fund that serves as the primary state funding source for K-12 schools and Intermediate School Districts. Constitutionally, SAF revenue may also be used for postsecondary education.

Budget Stabilization Fund

The Countercyclical Economic and Budget Stabilization Fund (also known as the "rainy day fund"); the Management and Budget Act provides guidelines for making deposits into and withdrawals from the fund.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

The Department of Licensing and Regulatory Affairs (LARA) comprises agencies and programs that implement, administer, and enforce statutes and rules regulating alcoholic beverage activities, entities, and facilities; commercial, construction, and occupational activities; public utilities; fire safety; health care and human services; and marijuana facilities and activities. Agencies within LARA also conduct administrative hearings for state departments, provide staff support for several commissions, and administer multiple grant programs.

Full-time equated unclassified positions	30.0	Full-time equated (FTE) positions not in the state classified service.
Full-time equated classified positions	1,827.9	Full-time equated (FTE) positions in the state classified service. <i>Note: based on 2,088 hours for 1.0 FTE position.</i>
GROSS APPROPRIATION	\$484,389,600	Total of all applicable line item appropriations.
Total interdepartmental grant/intradepartmental transfer revenue	46,664,600	Revenue received from other departments or transferred within the department.
ADJUSTED GROSS APPROPRIATION	\$437,725,000	Gross appropriation less (or minus) interdepartmental grant (IDG) or intradepartmental transfer (IDT) revenue.
Total federal revenue	28,823,700	Revenue received from federal departments and agencies.
Total local revenue	0	Revenue received from local units of government.
Total private revenue	0	Revenue received from private individuals and entities.
Total state restricted revenue	259,295,700	State revenue dedicated to a specific fund (other than the General Fund) or restricted for a specific purpose.
STATE GENERAL FUND/ GENERAL PURPOSE	\$149,605,600	Unrestricted state revenue from taxes and other sources.

SECTION 102: DEPARTMENTAL ADMINISTRATION AND SUPPORT

This appropriation unit supports the executive direction and administrative functions of LARA and departmental overhead expenses, including Offices of Finance and Administrative Services, Policy and Legislative Affairs, Communications, Human Resources, and additional department-wide expenses associated with property management, FOIA coordination, and workers' compensation.

Full-time equated unclassified positions	30.0	Full-time equated (FTE) positions not in the state classified service.
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Full-time equated classified positions	100.0	Full-time equated (FTE) positions in the state classified service.
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Unclassified salaries – 30.0 FTE positions	\$2,572,400	Supports salaries of unclassified positions within LARA, including LARA director, LARA deputy directors, Marijuana Regulatory Agency executive director, Bureau of Professional Licensing director, and members of the Liquor Control Commission, Public Service Commission, and Tax Tribunal.
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Funding Source(s):	Federal	16,000
	Restricted	2,524,500
	GF/GP	31,900

Related Boilerplate Section(s): None

Administrative services – 73.0 FTE positions	8,644,800	Supports staff and operations of Office of Human Resources and Office of Finance and Administrative Services. Office of Human Resources manages personnel-related matters for LARA agencies, while Office of Finance and Administrative Services includes the following: <u>Budget Division</u> : Manages budget development, collaborates with State Budget Office, and monitors appropriation process and financial activities of LARA agencies. <u>Financial Services Division</u> : Manages fiscal year opening and closing activities, revenue processing, database security, federal funds reporting, and accounting of all expenditure and revenue transactions for LARA agencies. <u>Infrastructure Programs Division</u> : Supports departmental information technology (including coordination of new IT projects), provides cyber security and direct data management and protection, oversees Lean Process Improvement, and facilitates emergency management planning and coordination. <u>Office Services and Purchasing</u> : Manages mail, telecommunications, office space, and vehicles; procures goods and services from private contractors; administers and monitors grant programs for LARA agencies.
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Funding Source(s):	IDG/IDT	150,000
	Federal	527,400
	Restricted	7,967,400

Related Boilerplate Section(s): 204, 205, 207, 211, 212, 213, 216, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229

Executive director programs – 24.0 FTE positions	2,916,600	Supports staff and operations for offices of LARA director, deputy directors, and the following: <u>Office of Communications</u> : Coordinates public relations and disseminates information to stakeholders and news media. <u>Office of Policy and Legislative Affairs</u> : Coordinates department's legislative activity by monitoring legislation, reviewing legislative proposals, and drafting amendments to legislation; coordinates departmental rules promulgation activity; communicates departmental positions on legislation; responds to inquiries from legislators and staff, press, local governments, and the public.
		Funding Source(s): Federal 61,300 Restricted 2,855,300
		<i>Related Boilerplate Section(s): None</i>
FOIA coordination – 3.0 FTE positions	331,900	Supports operations and staff that coordinate requests regarding inspection or duplication of public records retained under the Freedom of Information Act of 1976.
		Funding Source(s): Restricted 331,900
		<i>Related Boilerplate Section(s): None</i>
Property management	8,218,600	Supports lease obligations for state-owned facilities managed by the Department of Technology, Management, and Budget (DTMB), and privately-owned facilities occupied by LARA agencies.
		Funding Source(s): Federal 420,100 Restricted 7,594,900 GF/GP 203,600
		<i>Related Boilerplate Section(s): None</i>
Worker's compensation	304,300	Supports estimated claims and reserve requirements for workers' compensation benefits paid to employees of LARA agencies, administered through DTMB.
		Funding Source(s): Federal 41,100 Restricted 263,200
		<i>Related Boilerplate Section(s): None</i>
GROSS APPROPRIATION	\$22,988,600	Total of all applicable line item appropriations.
IDG from DIFS, accounting services	150,000	<u>Source</u> : Department of Insurance and Financial Services, for cost of LARA-provided accounting services. <u>Use</u> : Accounting services provided by LARA.
EPA, underground storage tanks	30,500	<u>Source</u> : U.S. Environmental Protection Agency, Office of Solid Waste and Emergency Response. <u>Use</u> : Development and implementation of underground storage tank programs and for leak prevention, detection, and compliance.
HHS – Medicaid, certification of health care providers and suppliers	421,900	<u>Source</u> : U.S. Dept. of Health and Human Services, Center for Medicaid and Medicare Services. <u>Use</u> : Determining healthcare provider and supplier compliance with federal health and safety standards and conditions.
HHS – Medicare, certification of health care providers and suppliers	613,500	<u>Source</u> : U.S. Dept. of Health and Human Services, Center for Medicaid and Medicare Services. <u>Use</u> : Determining healthcare provider and supplier compliance with federal health and safety standards and conditions.

Aboveground storage tank fees	94,400	<u>Source:</u> Statutory fees for applications and tank certifications for firms maintaining filling locations or specified aboveground storage tanks for flammable compressed gases, liquefied petroleum, or flammable or combustible liquids. <u>Use:</u> Enforcement of Fire Prevention Code of 1941 and rules regarding delivery, dispensing, noncommercial transportation, or storage of hazardous materials.
Accountancy enforcement fund	61,300	<u>Source:</u> Portion of statutory licensure and registration fees and all peer-review fees for practice of public accounting. <u>Use:</u> Enforcement, disciplinary, and prosecution expenses for unlicensed accountancy activities under Occupational Code of 1980.
Boiler inspection fund	288,400	<u>Source:</u> Examination, licensure, permit, registration, and inspection fees for boiler-related occupations and facilities operating boilers. <u>Use:</u> BCC Boiler Division operations and LARA indirect overhead expenses.
Builder enforcement fund	102,900	<u>Source:</u> Portion of statutory licensure fees for residential building, residential maintenance and alteration contracting, and sales. <u>Use:</u> Enforcement and prosecution expenses for unlicensed activity described in sections 601(1) and (2) of Occupational Code of 1980.
Construction code fund	831,200	<u>Source:</u> Certification, examination, inspection, licensure, registration, permit, plan review, and other fees assessed for building-, electrical-, mechanical-, or plumbing-related occupations, or installing building-, electrical-, mechanical-, or plumbing-related products. <u>Use:</u> BCC operational and LARA overhead expenses for regulating individuals and products within construction industry.
Corporation fees	4,409,800	<u>Source:</u> Statutory copy, examination, filing, franchise, registration, and other fees assessed on business and nonprofit entities (e.g., corporations, partnerships, and LLCs) within Michigan. <u>Use:</u> Administration of LARA's statutory duties.
Elevator fees	310,600	<u>Source:</u> Examination, inspection, licensure, and permit fees for elevator-related occupations and facilities operating elevators. <u>Use:</u> Issuing elevator certificates, licenses, and permits; conducting inspections.
Fire alarm fees	7,400	<u>Source:</u> Statutory certification and documentation fees from firms providing fire alarm and suppression services. <u>Use:</u> Implementation of Sections 26 through 33 of Fire Prevention Code of 1941.
Fire safety standard and enforcement fund	2,100	<u>Source:</u> Triennial statutory fee on cigarette manufacturers for fire safe cigarette certification. <u>Use:</u> Enforcement, oversight, processing, and testing activities under Fire Safety Standard and Firefighter Protection Act of 2009.
Fire service fees	461,300	<u>Source:</u> Inspection and plan review fees charged to hospitals and schools. <u>Use:</u> Operation and maintenance inspections of hospitals and plan reviews and construction inspections of hospitals and schools.
Fireworks safety fund	60,500	<u>Source:</u> Consumer fireworks certificate fees and a statutory ad valorem fee on retail fireworks transactions. <u>Use:</u> Administration of Michigan Fireworks Safety Act of 2011, and firefighter training under direction of Firefighters Training Council.
Health professions regulatory fund	1,725,400	<u>Source:</u> Statutory licensure and examination fees for various health professions (e.g., physicians, pharmacists, psychologists, dentists, nurses). <u>Use:</u> Implementation, administration, and enforcement of Articles 7 and 15 of Public Health Code of 1978.

Health systems fees	257,600	<u>Source:</u> Statutory certification, licensure, and permit fees for licensed health care facilities (hospitals, hospices, nursing homes, freestanding surgical outpatient facilities, substance use disorder programs, etc.). <u>Use:</u> Implementation, administration, and enforcement of Articles 6 and 17 of Public Health Code of 1978 and Chapter 1 of Mental Health Code of 1974.
Licensing and regulation fund	995,700	<u>Source:</u> Examination, inspection, licensure, registration, and other statutory fees for individuals and entities in regulated occupations under Occupational Code of 1980 and other statutes (e.g., accountants, architects, barbers, cosmetologists, funeral directors, engineers, realtors, and residential builders). <u>Use:</u> LARA's operational costs.
Liquor license revenue	300,000	<u>Source:</u> Statutory licensure and permit fees for retailers of beer, wine, and liquor. <u>Use:</u> MLCC administration of licensing and enforcement provisions of Liquor Control Code of 1998, enforcement of code and associated rules by local law enforcement agencies, and programs to prevent and treat alcoholism.
Liquor purchase revolving fund	3,205,900	<u>Source:</u> Wholesale markup (subject to statutory limits) on liquor products MLCC sells to retail licensees. <u>Use:</u> Replenishing, maintaining, warehousing, and distributing liquor inventory throughout the state and administration of Liquor Control Code of 1998; unexpended revenue lapses to general fund.
Marihuana registry fund	823,300	<u>Source:</u> Medical marihuana registry identification card application and renewal fees. <u>Use:</u> Operation and oversight of Michigan Medical Marihuana Program.
Marihuana regulation fund	412,600	<u>Source:</u> Licensing and other fees levied under Michigan Regulation and Taxation of Marihuana Act of 2018, and revenues from 10% excise tax on marijuana sales made by adult-use establishments. <u>Use:</u> Implementation, administration, and enforcement of Michigan Regulation and Taxation of Marihuana Act of 2018, with other statutorily required distributions.
Marihuana regulatory fund	685,200	<u>Source:</u> Licensing fees and regulatory assessments levied on medical marihuana facilities. <u>Use:</u> Implementation, administration, and enforcement of Medical Marihuana Facilities Licensing Act of 2016.
Michigan unarmed combat fund	5,900	<u>Source:</u> Fees for individuals licensed to engage in unarmed combat activities (e.g., boxers, mixed martial artists, judges, referees, managers, and promoters). <u>Use:</u> Administration and enforcement of Michigan Unarmed Combat Regulatory Act of 2004.
Mobile home code fund	285,300	<u>Source:</u> Statutory licensure, permit, plan review, and transfer fees for mobile home dealers and installers, mobile home owners, and mobile home park developers and operators. <u>Use:</u> BCC and BFS operations and indirect LARA overhead expenses.
Nurse professional fund	38,900	<u>Source:</u> Portion of statutory licensure fees to practice as a registered nurse, licensed practical nurse, or trained attendant. <u>Use:</u> Promoting safe nursing practices and patient care; assuring high-quality nurses, nursing faculty, and nursing education; operating a nursing scholarship program.

PMECSEMA fund	46,500	<u>Source:</u> Portion of statutory licensure fees to dispense, distribute, manufacture, prescribe, or research controlled substances. <u>Use:</u> Pain management education for health professionals; controlled substances diversion prevention; development and maintenance of electronic monitoring system for controlled substances data.
Property development fees	7,400	<u>Source:</u> Statutory plat review fee for proprietors submitting final plats to municipal clerks. <u>Use:</u> Administration of Land Division Act of 1967.
Public utility assessments	3,163,200	<u>Source:</u> Statutory assessment on utilities (based on appropriation attributable to public utility regulation and in proportion to each utility's intrastate gross revenue) or fees in lieu of assessment prescribed by PSC. <u>Use:</u> Public utility regulation.
Real estate appraiser education fund	2,600	<u>Source:</u> Portion of statutory licensure and certification fees for individuals engaged in real estate appraisal. <u>Use:</u> Programs related to real estate appraisers' educational requirements.
Real estate education fund	11,400	<u>Source:</u> Portion of statutory licensure fees for engaging in real estate brokering, associate brokering, or sales. <u>Use:</u> Programs related to educational requirements of real estate brokers, associate brokers, and salespersons.
Real estate enforcement fund	11,700	<u>Source:</u> Portion of statutory licensure fees for engaging in real estate brokering, associate brokering, or sales. <u>Use:</u> Investigation and enforcement actions regarding unlicensed activity and real estate fraud.
Refined petroleum fund	173,300	<u>Source:</u> Statutory 1-cent per gallon regulatory fee levied on refined petroleum products. <u>Use:</u> Various programs within LARA, MDARD, and EGLE.
Restructuring mechanism assessments	31,900	<u>Source:</u> Monthly assessments (based on statutory formula) on providers of retail intrastate telecommunications services and commercial mobile services. <u>Use:</u> Administration of restructuring mechanism to compensate local exchange carriers for reduced intrastate access charges.
Securities fees	1,729,700	<u>Source:</u> Statutory filing and registration fees and administrative fines on individuals and entities (e.g., broker-dealers, agents, investment advisers, adviser representatives) registered within securities industry. <u>Use:</u> Administration of CSCLB's statutory duties; unexpended revenue for administering Uniform Securities Act of 2008 lapses to general fund at fiscal year close.
Securities investor education and training fund	9,200	<u>Source:</u> Statutory civil fines, costs of investigations, and administrative assessments for individuals and entities (e.g., broker-dealers, agents, investment advisers, adviser representatives) registered within securities industry. <u>Use:</u> Education and training of Michigan residents in matters concerning securities laws and investment issues; balance exceeding \$1.0 million lapses to general fund at fiscal year close.
Security business fund	7,000	<u>Source:</u> Statutory licensure fees for persons and entities providing private security or security alarm services. <u>Use:</u> Enforcement and administration of Private Security Business and Security Alarms Act of 1968.
Survey and remonumentation fund	98,300	<u>Source:</u> Statutory fee on county registers of deeds for recording of any instrument. <u>Use:</u> Implementation, directly or through annual grants to counties, of county plans under State Survey and Remonumentation Act of 1990.

Tax tribunal fund	825,300	<u>Source:</u> Filing and other fees established in promulgated rules and assessed on individuals appealing state tax levies or assessments. <u>Use:</u> Michigan Tax Tribunal operations.
Utility consumer representation fund	54,000	<u>Source:</u> Assessments on energy utilities applying to the PSC for initiation of energy cost recovery proceedings, based on statutory formulas. <u>Use:</u> Utility Consumer Participation Board operation and grants to support representation of residential utility customers' interests in administrative and judicial proceedings.
STATE GENERAL FUND/ GENERAL PURPOSE	\$235,500	Unrestricted state revenue from taxes and other sources.

SECTION 103: PUBLIC SERVICE COMMISSION

This appropriation unit supports the Public Service Commission (PSC), which regulates and adjudicates hearings involving investor-owned and cooperatively owned utilities and implements energy efficiency, renewable energy, customer choice, and energy assistance standards and programs.

Full-time equated classified positions	188.0	Full-time equated (FTE) positions in the state classified service.
Public service commission – 188.0 FTE positions	\$33,014,200	<p>Supports staff and operations of the PSC, a quasi-judicial agency which includes:</p> <p><u>Administrative Services Division</u>: Provides internal organizational support for PSC, including human resources, information technology, website administration, and facilities planning and maintenance.</p> <p><u>Customer Assistance Division</u>: Assists residents and businesses with questions regarding energy utility services and billing, navigating service options, and learning about energy and utility issues; oversees delivery of energy assistance grants to low-income residents.</p> <p><u>Energy Operations Division</u>: Ensures safe, reliable, and accessible energy supplies by administering the gas safety program, enforcing technical and service quality standards, and conducting emergency management and other activities.</p> <p><u>Energy Resources Division</u>: Implements the Clean and Renewable Energy and Energy Waste Reduction Act of 2016; reviews and analyzes certificate of necessity and integrated resource plan filings; administers gas and electric customer choice programs; provides electric resource adequacy and modeling; monitors federal issues related to wholesale energy markets and transmission.</p> <p><u>Energy Security</u>: Prepares for, responds to, monitors, and investigates any energy-related emergency; advises on energy emergency declarations; supports MSP in energy-related or pipeline-related emergencies caused by weather events, system issues, cybersecurity or terrorist attacks, or other factors; tracks issues related to propane supplies and natural gas prices; advises governor regarding declaration of petroleum and propane emergencies; oversees development and implementation of Michigan’s Energy Assurance Plan and Petroleum Shortage Response Plan.</p> <p><u>Regulated Energy Division</u>: Manages accounting and auditing issues, financial statistics, annual reports, annual public utility assessments, rate case participation, rate design, energy tariff administration, and cost of service.</p> <p><u>Regulatory Affairs Division</u>: Drafts PSC orders and administrative rules; maintains PSC files and official dockets; provides ethical and legal guidance to PSC employees.</p> <p><u>Strategic Operations Division</u>: Supports PSC decision-making processes and communications with stakeholders; oversees case management and strategy; implements new energy legislation.</p> <p><u>Telecommunications Division</u>: Provides technical assistance and recommendations pertaining to telecommunication standards, services, and subjects; oversees regulation of basic local telephone service, 9-1-1 service, services for speech and hearing impaired, and other statutory regulation; implements and administers Intrastate Switched Toll Access Restructuring Mechanism.</p>

Funding Source(s):	Federal	2,273,300
	Restricted	30,740,900

Related Boilerplate Section(s): 226, 301

GROSS APPROPRIATION \$33,014,200 Total of all applicable line item appropriations.

DOT, gas pipeline safety	2,273,300	<u>Source:</u> U.S. Dept. of Transportation, Pipeline and Hazardous Materials Safety Administration. <u>Use:</u> Development, support, and maintenance of state gas and hazardous liquid pipeline safety programs.
Public utility assessments	30,168,300	<u>Source:</u> Statutory assessment on utilities (based on the appropriation attributable to public utility regulation and in proportion to each utility's intrastate gross revenue) or fees in lieu of assessment prescribed by PSC. <u>Use:</u> Public utility regulation.
Restructuring mechanism assessments	572,600	<u>Source:</u> Monthly assessments (based on statutory formula) on providers of retail intrastate telecommunications services and commercial mobile services. <u>Use:</u> Administration of the restructuring mechanism to compensate local exchange carriers for reduced intrastate access charges.
STATE GENERAL FUND/ GENERAL PURPOSE	\$0	Unrestricted state revenue from taxes and other sources.

SECTION 104: LIQUOR CONTROL COMMISSION

This appropriation unit supports the Michigan Liquor Control Commission (MLCC), which enforces the Liquor Control Code of 1998 by regulating the manufacture, importation, distribution, sale, possession, and consumption of all alcoholic beverages (e.g., beer, wine, and liquor) via licensure requirements and administrative rules. Additionally, the MLCC is the sole wholesaler of all liquor products legally sold within the state.

Full-time equated classified positions	145.0	Full-time equated (FTE) positions in the state classified service.
Liquor licensing and enforcement – 116.0 FTE positions	\$16,579,200	<p>Supports staff and operations related to MLCC’s licensing and enforcement activities under Liquor Control Code of 1998, including:</p> <p><u>Licensing Division</u>: Receives, processes, and reviews applications for licensure and permits submitted by retail (both on- and off-premise), non-retail (e.g., manufacturers and wholesalers), and nonprofit entities; issues approved licenses and permits, processes renewals and transfers, maintains and verifies relevant records, and approves labeling and advertising proposals.</p> <p><u>Enforcement Division</u>: Investigates licensure applicants and complaints against licensees; inspects licensed establishments for violations of Liquor Control Code of 1998 and associated rules; advises, assists, and trains law enforcement agencies on liquor law enforcement.</p> <p style="text-align: right;">Funding Source(s): Restricted 16,579,200</p> <p style="text-align: center;"><i>Related Boilerplate Section(s): 401</i></p>
Management support services – 29.0 FTE positions	4,710,600	<p>Supports staff and operations related to MLCC’s administration and enterprise activities under Liquor Control Code of 1998, including:</p> <p><u>Administrative Services Division</u>: Provides administrative services for MLCC by directing internal education and training, supervising server training programs, managing online spirit ordering, and overseeing certifications and contracts of Authorized Distribution Agents.</p> <p><u>Financial Management Division</u>: Provides financial and accounting services for MLCC by receiving, recording, reconciling, and remitting tax, sales, fee, and other revenues; administers Liquor Purchase Revolving Fund; oversees sales and inventories of Authorized Distribution Agents; develops budgets, authorizes expenditures, and verifies tax reports.</p> <p><u>Executive Services Division</u>: Provides staff support and assistance for MLCC by drafting orders and rulings, promulgating rules, analyzing legislation, processing reports, scheduling hearings, coordinating appeals, aiding enforcement, and responding to inquiries from state agencies.</p> <p style="text-align: right;">Funding Source(s): Restricted 4,710,600</p> <p style="text-align: center;"><i>Related Boilerplate Section(s): 225, 226, 401</i></p>
GROSS APPROPRIATION	\$21,289,800	Total of all applicable line item appropriations.
Direct shipper enforcement revolving fund	303,300	<p><u>Source</u>: Statutory licensure fees for wineries licensed to sell and deliver domestic wine to consumers.</p> <p><u>Use</u>: Regulating direct sale and shipment of wine to Michigan consumers.</p>
Liquor control enforcement and license investigation revolving fund	175,000	<p><u>Source</u>: Statutory wholesale vendor licensure fees.</p> <p><u>Use</u>: Enforcement of Liquor Control Code of 1998 and promulgated rules and license investigations.</p>

Liquor license fee enhancement fund	76,400	<u>Source:</u> Statutory fees for retailers of beer, wine, and liquor products issued an on-premise resort or resort economic development license. <u>Use:</u> Enforcement of Liquor Control Code of 1998 and other related projects determined by MLCC.
Liquor license revenue	7,848,500	<u>Source:</u> Statutory licensure and permit fees for retailers of beer, wine, and liquor. <u>Use:</u> MLCC administration of licensing and enforcement provisions of Liquor Control Code of 1998, enforcement of code and associated rules by local law enforcement agencies, and programs to prevent and treat alcoholism.
Liquor purchase revolving fund	12,886,600	<u>Source:</u> Wholesale markup (subject to statutory limits) on liquor products MLCC sells to retail licensees. <u>Use:</u> Replenishing, maintaining, warehousing, and distributing liquor inventory throughout the state, and administration of Liquor Control Code of 1998; unexpended revenue lapses to general fund.
STATE GENERAL FUND/ GENERAL PURPOSE	\$0	Unrestricted state revenue from taxes and other sources.

SECTION 105: OCCUPATIONAL REGULATION

This appropriation unit supports six bureaus and agencies, which perform licensing and regulatory activities in the commercial, occupational, construction, fire safety, and health care and human services sectors; includes the following: Bureau of Community and Health Systems (BCHS); Bureau of Construction Codes (BCC); Bureau of Fire Services (BFS); Bureau of Professional Licensing (BPL); Corporations, Securities, and Commercial Licensing Bureau (CSCLB); and the Marijuana Regulatory Agency (MRA). The unit also supports marijuana treatment research and urban search and rescue funding.

Full-time equated classified positions	1,166.9	Full-time equated (FTE) positions in the state classified service.								
Adult foster care and camps licensing and regulation – 96.0 FTE positions	\$13,144,400	<p>Supports the Adult Foster Care and Homes for the Aged Licensing Division and camps licensing. The division implements, administers, and enforces state licensure statutes and regulations and federal certification standards and requirements for various health care facilities and providers by processing licensure applications, issuing and renewing licenses, conducting periodic surveys of facilities, evaluating and monitoring compliance with regulatory requirements, receiving and investigating consumer complaints and alleged violations by adult foster care family and group homes, homes for the aged facilities, and adult and child care camps.</p> <p style="text-align: right;">Funding Source(s):</p> <table style="margin-left: auto; margin-right: 0;"> <tr> <td style="padding-right: 20px;">Federal</td> <td style="text-align: right;">206,300</td> </tr> <tr> <td>Restricted</td> <td style="text-align: right;">411,600</td> </tr> <tr> <td>GF/GP</td> <td style="text-align: right;">12,526,500</td> </tr> </table> <p style="text-align: right;"><i>Related Boilerplate Section(s): 511</i></p>	Federal	206,300	Restricted	411,600	GF/GP	12,526,500		
Federal	206,300									
Restricted	411,600									
GF/GP	12,526,500									
Bureau of community and health systems administration – 20.0 FTE positions	13,365,700	<p>Supports staff and operations to provide administrative functions for the Bureau of Community and Health Systems.</p> <p style="text-align: right;">Funding Source(s):</p> <table style="margin-left: auto; margin-right: 0;"> <tr> <td style="padding-right: 20px;">IDG/IDT</td> <td style="text-align: right;">1,683,500</td> </tr> <tr> <td>Federal</td> <td style="text-align: right;">9,837,300</td> </tr> <tr> <td>Restricted</td> <td style="text-align: right;">151,500</td> </tr> <tr> <td>GF/GP</td> <td style="text-align: right;">1,693,400</td> </tr> </table> <p style="text-align: right;"><i>Related Boilerplate Section(s): 226, 506, 511</i></p>	IDG/IDT	1,683,500	Federal	9,837,300	Restricted	151,500	GF/GP	1,693,400
IDG/IDT	1,683,500									
Federal	9,837,300									
Restricted	151,500									
GF/GP	1,693,400									
Bureau of construction codes – 182.0 FTE positions	23,980,600	<p>Supports Bureau of Construction Codes (BCC) operations and staff, including:</p> <p><u>Administrative Services Division</u>: Manages the BCC’s budget, FOIA requests, fees, internal controls, legislative tracking, personnel, performance reporting, records management, and training approvals; responsible for administrative rules promulgation; publishes the BCC’s newsletter; provides administrative support for BCC boards and commissions.</p> <p><u>Boiler Division</u>: Administers and enforces the state boiler code by issuing permits for installation and repair of boilers; inspecting boiler installations, repairs, and existing boilers; investigates boiler accidents and code violations.</p> <p><u>Building Division</u>: Administers and enforces the state building code and structural provisions of the Michigan Residential Code by issuing certificates of occupancy and performing inspections; follows up on violations of the building code and assures proper permits are issued.</p> <p><i>[continued on next page]</i></p>								

Bureau of construction
codes – 182.0 FTE
positions
(continued)

Compliance Division: Reviews and investigates complaints against boiler and elevator licensees, electricians, local government code enforcement agencies, maintenance and alteration contractors, mechanical contractors, mobile home parks and dealers, plumbers, and residential builders; investigates alleged non-compliance with barrier free design requirements.

Electrical Division: Administers and enforces state electrical code and electrical provisions of the Michigan Residential Code by inspecting electrical installations and wiring; follows up on violations of the electrical code and assures proper permits are issued.

Elevator and Ski/Amusement Division: Administers and enforces state elevator code by inspecting elevator installations and alterations and conducting annual safety inspections; investigates elevator accidents and code violations and assures proper permits are issued; implements, administers, and enforces the Ski Area Safety Act of 1962 and the Carnival-Amusement Safety Program (1966 PA 225).

Licensing Division: Determines licensure examinee eligibility, issues and renews licenses and registrations, conducts annual inspections of mobile home parks, delegates plan review and inspection authority for schools, and is responsible for requests for assistance from local enforcement agencies.

Mechanical Division: Administers and enforces state mechanical code and mechanical provisions of the Michigan Residential Code by inspecting mechanical equipment and installations; follows up on code violations and assures proper permits are issued.

Office of Land Survey and Remonumentation: Administers statewide program monumenting and remonumenting original U.S. government public land survey corners, ensures an orderly and consistent review of subdivision of land, conducts final reviews of subdivision plats, provides support to State Boundary Commission, and affixes and detaches mobile homes from real property.

Permits Division: Issues boiler, building, electrical, elevator, mechanical, and plumbing permits.

Plan Review Division: Reviews boiler, building, electrical, mechanical, mobile home park, plumbing, and premanufactured unit plans; reviews requests for barrier free design exceptions and manufacturer compliance assurance manuals; issues permits to construct mobile home parks.

Plumbing Division: Administers and enforces state plumbing code and plumbing provisions of the Michigan Residential Code by inspecting plumbing equipment and installations; follows up on code violations and assures proper permits are issued.

Funding Source(s): Restricted 23,580,200
 GF/GP 400,400

Related Boilerplate Section(s): 225, 226, 502, 503, 504

Bureau of fire services – 12,552,700
79.0 FTE positions

Supports Bureau of Fire Services (BFS) operations and staff, including:
State Fire Marshal: Gubernatorial appointee to advise and advocate for fire safety and to direct the BFS.

State Fire Safety Board: Promulgates fire safety rules pertaining to construction, operation, and maintenance of regulated facilities and adjudicates appeals of BFS decisions via administrative hearings.

Field Services Division: Conducts annual inspections of regulated facilities and inspects new construction, additions, and renovations of such facilities to ensure compliance with fire safety laws.

[continued on next page]

Bureau of fire services –
79.0 FTE positions
(continued)

Fire Fighters Training Division: Prepares and publishes training standards, establishes training centers and courses, develops and administers examinations, evaluates and certifies instructors, maintains records, oversees regional training committees, serves as liaison with the Fire Fighters Training Council, and administers training grants to counties.

Fireworks Program: Implements, administers, and enforces provisions of Michigan Fireworks Safety Act of 2011 and rules promulgated under the Act.

Marijuana Unit: Performs fire safety field inspections of licensed marijuana facilities and reviews fire safety plans.

National Fire Incident Reporting System: Serves as the state program manager for NFIRS, which is a tool for collecting data and maintaining records on fires resulting in the loss of life or property.

Plan Review Division: Conducts plan reviews for construction, renovation, and alteration of regulated facilities and provides technical assistance and formal training to ensure compliance with fire safety laws; oversees certification of fire alarm and suppression firms.

Storage Tank Division: Implements, administers, and enforces regulation of aboveground and underground storage tanks containing flammable, combustible, or regulated substances.

Funding Source(s):	Federal	1,442,400
	Restricted	7,108,800
	GF/GP	4,001,500

Related Boilerplate Section(s): 226, 501, 507, 508

Bureau of professional
licensing – 205.0 FTE
positions

40,873,400

Supports Bureau of Professional Licensing (BPL) operations and staff, including:

Administration Division: Provides administrative services for the BPL, including document drafting, FOIA request processing, monitoring of relevant legal and legislative policy issues, IT support, and management of BPL webpages.

Licensing Division: Implements and administers professional license programs pursuant to Occupational Health Code (1980 PA 290) and Public Health Code (1978 PA 368) by reviewing applications; investigating eligibility and qualifications of applicants; issuing and renewing licenses, registrations, and permits; maintaining relevant records; responding to inquiries for information; and providing staff support to several advisory boards.

Investigations & Inspections Division: Investigates and inspects individual professionals regulated by Michigan Occupational Code and Public Health Code; conducts investigations related to allegations against professionals who may be in violation of applicable code; inspects for pre-licensure requirements and possible violations of applicable code; receives and processes allegations against individuals regulated by BPL; handles investigations of over prescribing, over dispensing, and drug diversion (these cases are related to the Michigan Automated Prescription System, which is also maintained and administered by the BPL).

Funding Source(s):	Restricted	40,143,600
	GF/GP	729,800

Related Boilerplate Section(s): 226, 503, 510

Childcare licensing and regulation – 117.0 FTE positions	18,652,000	Implements, administers, and enforces state licensure statutes; completes routine inspections and receives and investigates consumer complaints and alleged violations; enforces federal and state requirements for family childcare homes, group childcare homes, and childcare centers.
		Funding Source(s):
		IDG/IDT 18,150,300
		Restricted 501,700

Related Boilerplate Section(s): 503

Corporations, securities, and commercial licensing bureau – 109.0 FTE positions	15,275,400	Supports staff and operations of Corporations, Securities, and Commercial Licensing Bureau (CSCLB), including: <u>Bureau Administration</u> : Provides administrative direction and support services for CSCLB, manages occupational education and examination courses and contracts, sells licensing information, and implements regulation of and investigates complaints against cemeteries. <u>Corporations Division</u> : Enables the formation, transaction, and dissolution of business and nonprofit entities by reviewing and recording documents and reports filed by domestic and foreign entities; registers trademarks and service marks. <u>Licensing Division</u> : Determines individuals' eligibility for examination and subsequent licensure, oversees administration of applicable examinations, monitors licensee compliance with continuing education requirements, and provides administrative support to relevant boards. <u>Regulatory Compliance Division</u> : Assists the LARA FOIA office with responses to FOIA requests; drafts formal complaints, stipulations, and final orders; schedules and conducts settlement conferences; represents and coordinates the legal representation of the CSCLB at formal hearings. <u>Securities and Audit Division</u> : Ensures compliance with financial requirements and regulations by registering individuals and entities offering, selling, and advising on securities and registering and exempting securities sold in the state; investigates complaints related to securities.
		Funding Source(s):
		Restricted 15,275,400

Related Boilerplate Section(s): 225, 226, 503

Health facilities regulation – 192.9 FTE positions	23,289,400	Implements, administers, and enforces state licensure statutes and regulations and federal certification standards and requirements for various health care facilities and providers by processing licensure applications, issuing and renewing licenses, conducting plan reviews and periodic surveys of facilities, evaluating and monitoring compliance with regulatory requirements, receiving and investigating consumer complaints and allegations of violations, examining and maintaining records and reporting information, and promulgating administrative rules; conducts routine inspections; receives and investigates consumer complaints; enforces federal requirements for federally covered providers.
		Funding Source(s):
		Federal 12,811,200
		Restricted 4,385,900
		GF/GP 6,092,300

Related Boilerplate Section(s): 506

Marihuana treatment research	20,000,000	Supports clinical trials (approved by FDA and sponsored by non-profit organizations or researchers within academic institutions) researching marijuana efficacy for treating medical conditions afflicting veterans and for preventing veteran suicide, in accordance with Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1.
		Funding Source(s): Restricted 20,000,000
		<i>Related Boilerplate Section(s): None</i>
Medical marihuana facilities licensing and tracking – 99.0 FTE positions	11,682,200	Supports staff and operations of Marijuana Regulatory Agency responsible for licensing and enforcement activities for medical marijuana facilities and associated licensees (growers, processors, transporters, provisioning centers, and safety compliance facilities).
		Funding Source(s): Restricted 11,682,200
		<i>Related Boilerplate Section(s): 505</i>
Medical marihuana program – 25.0 FTE positions	5,162,500	Supports staff and operations of Medical Marihuana Program (administered by Marijuana Regulatory Agency), which maintains medical marihuana registry, receives and verifies medical marihuana applications and forms, issues and renews medical marihuana registry cards to qualified patients and caregivers, and promulgates relevant administrative rules.
		Funding Source(s): Restricted 5,162,500
		<i>Related Boilerplate Section(s): 505</i>
Nurse aide program – 8.0 FTE positions	600,000	Supports operations and staff responsible for implementing, administering, and enforcing provisions of Public Health Code, 1978 PA 368, relevant to nurse aides and nurse aide training programs, including registration of nurse aides and permitting of training programs and trainers.
		Funding Source(s): Restricted 600,000
		<i>Related Boilerplate Section(s): None</i>
Recreational marihuana regulation – 34.0 FTE positions	6,736,200	Supports staff and operations of Marijuana Regulatory Agency responsible for licensing and enforcement activities for adult-use marijuana facilities and associated licensees (growers, processors, transporters, provisioning centers, safety compliance facilities, and microbusinesses).
		Funding Source(s): Restricted 6,736,200
		<i>Related Boilerplate Section(s): 505</i>
Urban search and rescue	1,000,000	Includes funding for urban search and rescue in Michigan Task Force 1, which provides technical rescue operations expertise and equipment in the event of disasters or emergencies causing structural damage to buildings or trapping people in collapsed structures.
		Funding Source(s): GF/GP 1,000,000
		<i>Related Boilerplate Section(s): None</i>
GROSS APPROPRIATION	\$206,314,500	Total of all applicable line item appropriations.
IDG from MDE, child care licensing	19,833,800	<u>Source:</u> Department of Education. <u>Use:</u> Implementation, administration, and enforcement of child care organization regulation (e.g., licensure, registration, consultation, inspection, investigation).

DHS, fire training systems	528,000	<u>Source:</u> U.S. Dept. of Homeland Security, Federal Emergency Management Agency. <u>Use:</u> Delivery of National Fire Academy courses and programs, administrative costs, and electronic student feedback.
DOT, hazardous materials training and planning	60,000	<u>Source:</u> U.S. Dept. of Transportation, Pipeline and Hazardous Materials Safety Administration. <u>Use:</u> Increase effectiveness in safely and efficiently handling hazardous materials accidents and incidents and encourage comprehensive approach to emergency planning and training.
EPA, underground storage tanks	804,400	<u>Source:</u> U.S. Environmental Protection Agency, Office of Solid Waste and Emergency Response. <u>Use:</u> Development and implementation of underground storage tank programs and for leak prevention, detection, and compliance.
HHS – Medicaid, certification of health care providers and suppliers	8,757,200	<u>Source:</u> U.S. Dept. of Health and Human Services, Center for Medicaid and Medicare Services. <u>Use:</u> Determining healthcare provider and supplier compliance with federal health and safety standards and conditions
HHS – Medicare, certification of health care providers and suppliers	14,147,600	<u>Source:</u> U.S. Dept. of Health and Human Services, Center for Medicaid and Medicare Services. <u>Use:</u> Determining healthcare provider and supplier compliance with federal health and safety standards and conditions
Aboveground storage tank fees	230,400	<u>Source:</u> Statutory fees for applications and tank certifications for firms maintaining filling locations or specified aboveground storage tanks for flammable compressed gases, liquefied petroleum, or flammable or combustible liquids. <u>Use:</u> Enforcement of Fire Prevention Code of 1941, and rules regarding delivery, dispensing, noncommercial transportation, or storage of hazardous materials.
Accountancy enforcement fund	778,600	<u>Source:</u> Portion of statutory licensure and registration fees and all peer-review fees for practice of public accounting. <u>Use:</u> Enforcement, disciplinary, and prosecution expenses for unlicensed accountancy activities under Occupational Code of 1980.
Adult foster care facilities licenses fund	411,600	<u>Source:</u> Fees collected under Adult Foster Care Facility Licensing Act of 1979. <u>Use:</u> LARA's enforcement of Adult Foster Care Facility Licensing Act of 1979 and associated rules.
Boiler inspection fund	3,442,600	<u>Source:</u> Examination, licensure, permit, registration, and inspection fees for boiler-related occupations and facilities operating boilers. <u>Use:</u> BCC Boiler Division operations and LARA indirect overhead expenses.
Builder enforcement fund	644,000	<u>Source:</u> Portion of statutory licensure fees for residential building, residential maintenance and alteration contracting, and sales. <u>Use:</u> Enforcement and prosecution expenses for unlicensed activity described in sections 601(1) and (2) of Occupational Code of 1980.
Child care home and center licenses fund	501,700	<u>Source:</u> Fees collected for licensure of child care facilities. <u>Use:</u> LARA's regulatory activities for child care providers.
Construction code fund	8,335,400	<u>Source:</u> Certification, examination, inspection, licensure, registration, permit, plan review, and other fees assessed for building-, electrical-, mechanical-, or plumbing-related occupations, or installing building-, electrical-, mechanical-, or plumbing-related products. <u>Use:</u> BCC operational and LARA overhead expenses for regulating individuals and products within construction industry.

Corporation fees	7,734,600	<u>Source:</u> Statutory copy, examination, filing, franchise, registration, and other fees assessed on business and nonprofit entities (e.g., corporations, partnerships, and LLCs) within Michigan. <u>Use:</u> Administration of LARA's statutory duties.
Division on deafness fund	93,400	<u>Source:</u> Fees for certification as an interpreter for the deaf. <u>Use:</u> Implementation and administration of Division on Deaf, Deafblind, and Hard of Hearing Act of 1937.
Elevator fees	4,413,900	<u>Source:</u> Examination, inspection, licensure, and permit fees for elevator-related occupations and facilities operating elevators. <u>Use:</u> Issuing elevator certificates, licenses, and permits; conducting inspections.
Fire alarm fees	133,700	<u>Source:</u> Statutory certification and documentation fees from firms providing fire alarm and suppression services. <u>Use:</u> Implementation of Sections 26 through 33 of Fire Prevention Code of 1941.
Fire safety standard and enforcement fund	41,000	<u>Source:</u> Triennial statutory fee on cigarette manufacturers for fire safe cigarette certification. <u>Use:</u> Enforcement, oversight, processing, and testing activities under Fire Safety Standard and Firefighter Protection Act of 2009.
Fire service fees	2,662,100	<u>Source:</u> Inspection and plan review fees charged to hospitals and schools. <u>Use:</u> Operation and maintenance inspections of hospitals and plan reviews and construction inspections of hospitals and schools.
Fireworks safety fund	1,236,200	<u>Source:</u> Consumer fireworks certificate fees and a statutory ad valorem fee on retail fireworks transactions. <u>Use:</u> Administration of Michigan Fireworks Safety Act of 2011, and firefighter training under direction of Firefighters Training Council.
Health professions regulatory fund	25,407,700	<u>Source:</u> Statutory licensure and examination fees for various health professions (e.g., physicians, pharmacists, psychologists, dentists, nurses). <u>Use:</u> Implementation, administration, and enforcement of Articles 7 and 15 of Public Health Code of 1978.
Health systems fees	3,937,400	<u>Source:</u> Statutory certification, licensure, and permit fees for licensed health care facilities (hospitals, hospices, nursing homes, freestanding surgical outpatient facilities, substance use disorder programs, etc.). <u>Use:</u> Implementation, administration, and enforcement of Articles 6 and 17 of Public Health Code of 1978 and Chapter 1 of Mental Health Code of 1974.
Licensing and regulation fund	12,654,100	<u>Source:</u> Examination, inspection, licensure, registration, and other statutory fees for individuals and entities in regulated occupations under Occupational Code of 1980 and other statutes (e.g., accountants, architects, barbers, cosmetologists, funeral directors, engineers, realtors, and residential builders). <u>Use:</u> LARA's operational costs.
Liquor purchase revolving fund	149,500	<u>Source:</u> Wholesale markup (subject to statutory limits) on liquor products MLCC sells to retail licensees. <u>Use:</u> Replenishing, maintaining, warehousing, and distributing liquor inventory throughout the state, and administration of Liquor Control Code of 1998; unexpended revenue lapses to general fund.
Marihuana registry fund	5,162,500	<u>Source:</u> Medical marihuana registry identification card application and renewal fees. <u>Use:</u> Operation and oversight of Michigan Medical Marihuana Program.

Marihuana regulation fund	26,736,200	<u>Source:</u> Licensing and other fees levied under Michigan Regulation and Taxation of Marihuana Act of 2018, and revenues from 10% excise tax on marijuana sales made by adult-use establishments. <u>Use:</u> Implementation, administration, and enforcement of Michigan Regulation and Taxation of Marihuana Act of 2018, with other statutorily required distributions.
Marihuana regulatory fund	12,182,200	<u>Source:</u> Licensing fees and regulatory assessments levied on medical marihuana facilities. <u>Use:</u> Implementation, administration, and enforcement of Medical Marihuana Facilities Licensing Act of 2016.
Mobile home code fund	3,088,500	<u>Source:</u> Statutory licensure, permit, plan review, and transfer fees for mobile home dealers and installers, mobile home owners, and mobile home park developers and operators. <u>Use:</u> BCC and BFS operations and indirect LARA overhead expenses.
Nurse aide registration fund	600,000	<u>Source:</u> Registration and permit fees for nurse aides, nurse aide trainers, and nurse aide training programs. <u>Use:</u> Administration of nurse aide training and registration program under Article 17 of Public Health Code of 1978.
Nurse professional fund	1,967,000	<u>Source:</u> Portion of statutory licensure fees to practice as a registered nurse, licensed practical nurse, or trained attendant. <u>Use:</u> Promoting safe nursing practices and patient care; assuring high-quality nurses, nursing faculty, and nursing education; operating a nursing scholarship program.
Nursing home administrative penalties	100,000	<u>Source:</u> Statutory penalties assessed on health facilities and professionals for violations of licensure standards. <u>Use:</u> BCHS administration.
PMECSEMA fund	1,894,000	<u>Source:</u> Portion of statutory licensure fees to dispense, distribute, manufacture, prescribe, or research controlled substances. <u>Use:</u> Pain management education for health professionals; controlled substances diversion prevention; development and maintenance of electronic monitoring system for controlled substances data.
Property development fees	292,600	<u>Source:</u> Statutory plat review fee for proprietors submitting final plats to municipal clerks. <u>Use:</u> Administration of Land Division Act of 1967.
Real estate appraiser education fund	65,500	<u>Source:</u> Portion of statutory licensure and certification fees for individuals engaged in real estate appraisal. <u>Use:</u> Programs related to real estate appraisers' educational requirements.
Real estate education fund	347,100	<u>Source:</u> Portion of statutory licensure fees for engaging in real estate brokering, associate brokering, or sales. <u>Use:</u> Programs related to educational requirements of real estate brokers, associate brokers, and salespersons.
Real estate enforcement fund	704,400	<u>Source:</u> Portion of statutory licensure fees for engaging in real estate brokering, associate brokering, or sales. <u>Use:</u> Investigation and enforcement actions regarding unlicensed activity and real estate fraud.
Refined petroleum fund	2,655,900	<u>Source:</u> Statutory 1-cent per gallon regulatory fee levied on refined petroleum products. <u>Use:</u> Various programs within LARA, MDARD, and EGLE.

Securities fees	5,519,600	<u>Source:</u> Statutory filing and registration fees and administrative fines on individuals and entities (e.g., broker-dealers, agents, investment advisers, and adviser representatives) registered within securities industry. <u>Use:</u> Administration of CSCLB's statutory duties; unexpended revenue for administering Uniform Securities Act of 2008 lapses to general fund at fiscal year close.
Securities investor education and training fund	494,300	<u>Source:</u> Statutory civil fines, costs of investigations, and administrative assessments for individuals and entities (e.g., broker-dealers, agents, investment advisers, and adviser representatives) registered within securities industry. <u>Use:</u> Education and training of Michigan residents in matters concerning securities laws and investment issues; balance exceeding \$1.0 million lapses to general fund at fiscal year close.
Security business fund	236,500	<u>Source:</u> Statutory licensure fees for persons and entities providing private security or security alarm services. <u>Use:</u> Enforcement and administration of Private Security Business and Security Alarms Act of 1968.
Survey and remonumentation fund	885,400	<u>Source:</u> Statutory fee on county registers of deeds for recording of any instrument. <u>Use:</u> Implementation, directly or through annual grants to counties, of county plans under State Survey and Remonumentation Act of 1990.
STATE GENERAL FUND/ GENERAL PURPOSE	\$26,443,900	Unrestricted state revenue from taxes and other sources.

SECTION 106: MICHIGAN OFFICE OF ADMINISTRATIVE HEARINGS AND RULES

This appropriation unit supports the Michigan Office of Administrative Hearings and Rules (MOAHR), which centralizes, coordinates, and conducts most administrative hearing functions and rulemaking processes for state government and includes the Michigan Tax Tribunal.

Full-time equated classified positions	212.0	Full-time equated (FTE) positions in the state classified service.
Michigan office of administrative hearings and rules – 212.0 FTE positions	\$38,834,800	Supports staff and operations of Michigan Office of Administrative Hearings and Rules, which consolidates most administrative hearing functions of state agencies and departments into a single entity within LARA. MOAHR conducts hearings and adjudications of contested cases and appeals related to regulations and programs administered by the Departments of Corrections; Education; Environment, Great Lakes, and Energy; Health and Human Services; Insurance and Financial Services; Labor and Economic Opportunity; Licensing and Regulatory Affairs; Natural Resources; State Police; and Transportation. MOAHR includes the Michigan Tax Tribunal, an administrative court with authority to resolve assessment disputes related to both property and non-property (e.g., individual and corporate income, sales and use, business) tax matters by conducting hearings and rendering decisions based on submitted evidence. MOAHR also contains an administrative rules division, which oversees administrative rulemaking for each state department.
		Funding Source(s): IDG/IDT 26,680,800 Restricted 11,468,400 GF/GP 685,600
		<i>Related Boilerplate Section(s): 225</i>
GROSS APPROPRIATION	\$38,834,800	Total of all applicable line item appropriations.
IDG revenues – administrative hearings and rules	26,680,800	<u>Source:</u> Various state departments for costs of conducting hearings and adjudicating cases. <u>Use:</u> Conducting hearings and adjudicating cases.
Construction code fund	26,800	<u>Source:</u> Certification, examination, inspection, licensure, registration, permit, plan review, and other fees assessed for building-, electrical-, mechanical-, or plumbing-related occupations, or installing building-, electrical-, mechanical-, or plumbing-related products. <u>Use:</u> BCC operational and LARA overhead expenses of regulating individuals and products within construction industry.
Corporation fees	4,321,200	<u>Source:</u> Statutory copy, examination, filing, franchise, registration, and other fees assessed on business and nonprofit entities (e.g., corporations, partnerships, and LLCs) within Michigan. <u>Use:</u> Administration of LARA’s statutory duties.
Health professions regulatory fund	411,100	<u>Source:</u> Statutory licensure and examination fees for various health professions (e.g., physicians, pharmacists, psychologists, dentists, nurses). <u>Use:</u> Implementation, administration, and enforcement of Articles 7 and 15 of Public Health Code of 1978.

Health systems fees	161,600	<u>Source:</u> Statutory certification, licensure, and permit fees for licensed health care facilities (hospitals, hospices, nursing homes, freestanding surgical outpatient facilities, substance use disorder programs, etc.). <u>Use:</u> Implementation, administration, and enforcement of Articles 6 and 17 of Public Health Code of 1978 and Chapter 1 of Mental Health Code of 1974.
Licensing and regulation fund	890,300	<u>Source:</u> Examination, inspection, licensure, registration, and other statutory fees for individuals and entities in regulated occupations under Occupational Code of 1980 and other statutes (e.g., accountants, architects, barbers, cosmetologists, funeral directors, engineers, realtors, and residential builders). <u>Use:</u> LARA's operational costs.
Liquor purchase revolving fund	713,500	<u>Source:</u> Wholesale markup (subject to statutory limits) on liquor products MLCC sells to retail licensees. <u>Use:</u> Replenishing, maintaining, warehousing, and distributing liquor inventory throughout the state, and administration of Liquor Control Code of 1998; unexpended revenue lapses to general fund.
Marihuana regulation fund	100,000	<u>Source:</u> Licensing and other fees levied under Michigan Regulation and Taxation of Marihuana Act of 2018, and revenues from 10% excise tax on marijuana sales made by adult-use establishments. <u>Use:</u> Implementation, administration, and enforcement of Michigan Regulation and Taxation of Marihuana Act of 2018, with other statutorily required distributions.
Marihuana regulatory fund	252,500	<u>Source:</u> Licensing fees and regulatory assessments levied on medical marihuana facilities. <u>Use:</u> Implementation, administration, and enforcement of Medical Marihuana Facilities Licensing Act of 2016.
Public utility assessments	2,668,600	<u>Source:</u> Statutory assessment on utilities (based on appropriation attributable to public utility regulation and in proportion to each utility's intrastate gross revenue) or fees in lieu of assessment prescribed by PSC. <u>Use:</u> Public utility regulation.
Securities fees	1,070,500	<u>Source:</u> Statutory filing and registration fees and administrative fines on individuals and entities (e.g., broker-dealers, agents, investment advisers, and adviser representatives) registered within securities industry. <u>Use:</u> Administration of CSCLB's statutory duties; unexpended revenue for administering Uniform Securities Act of 2008 lapses to general fund at fiscal year close.
Tax tribunal fund	852,300	<u>Source:</u> Filing and other fees established in promulgated rules and assessed on individuals appealing state tax levies or assessments. <u>Use:</u> Michigan Tax Tribunal operations.
STATE GENERAL FUND/ GENERAL PURPOSE	\$685,600	Unrestricted state revenue from taxes and other sources.

SECTION 107: COMMISSIONS

This appropriation unit supports the Michigan Indigent Defense Commission and Michigan Unarmed Combat Commission. The Michigan Indigent Defense Commission creates and implements standards to improve indigent defense services and the Michigan Unarmed Combat Commission regulates boxing and mixed martial arts.

Full-time equated classified positions	16.0	Full-time equated (FTE) positions in the state classified service.
Michigan indigent defense commission – 16.0 FTE positions	2,714,000	Supports staff and administrative expenses of the commission, which develops, implements, enforces, and modifies minimum standards to ensure consistency and uniformity of indigent criminal defense services delivered in jurisdictions throughout the state. Funding Source(s): GF/GP 2,714,000 <i>Related Boilerplate Section(s): 801, 802</i>
Michigan unarmed combat commission	126,200	Supports regulation of professional boxing, mixed martial arts, and associated events within the state. Funding Source(s): Restricted 126,200 <i>Related Boilerplate Section(s): None</i>
GROSS APPROPRIATION	\$2,840,200	Total of all applicable line item appropriations.
Michigan unarmed combat fund	126,200	<u>Source</u> : Fees for individuals licensed to engage in unarmed combat activities (e.g., boxers, mixed martial artists, judges, referees, managers, and promoters). <u>Use</u> : Administration and enforcement of Michigan Unarmed Combat Regulatory Act of 2004.
STATE GENERAL FUND/ GENERAL PURPOSE	\$2,714,000	Unrestricted state revenue from taxes and other sources.

SECTION 108: DEPARTMENT GRANTS

This appropriation unit supports various state grant programs – largely financing specified functions of local units of government – administered and awarded by agencies within LARA.

Firefighter training grants	\$2,300,000	Pursuant to Firefighter Training Council Act of 1966 and Michigan Fireworks Safety Act of 2011, supports grants administered by Firefighters Training Council and Bureau of Fire Services and awarded to counties (determined via population and land area subject to a \$5,000 minimum) to reimburse organized fire departments for firefighter training and other activities required under Firefighter Training Council Act of 1966.	
		Funding Source(s):	Restricted 2,300,000
		<i>Related Boilerplate Section(s): 902</i>	
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Liquor law enforcement grants	8,400,000	Pursuant to Michigan Liquor Control Code of 1998, supports grants administered by Michigan Liquor Control Commission and awarded to local law enforcement agencies (approximately equivalent to 55% of revenue generated by retail liquor licensure fees collected within each jurisdiction) for enforcement of Liquor Control Code of 1998 and associated rules.	
		Funding Source(s):	Restricted 8,400,000
		<i>Related Boilerplate Section(s): None</i>	
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Medical marihuana operation and oversight grants	3,000,000	Supports grants administered by LARA and awarded to counties (upon application and proportional to the number of medical marihuana registration cards issued or renewed in each county) for education and outreach under Michigan Medical Marihuana Act of 2008.	
		Funding Source(s):	Restricted 3,000,000
		<i>Related Boilerplate Section(s): 901</i>	
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Michigan indigent defense commission grants	117,467,400	Supports grants distributed to funding units of district and circuit courts to implement MIDC-approved compliance plans. Compliance plans are intended to bring indigent defense systems into compliance with four standards approved by MIDC.	
		Funding Source(s):	Restricted 200,000 GF/GP 117,267,400
		<i>Related Boilerplate Section(s): None</i>	
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Remonumentation grants	6,800,000	Pursuant to State Survey and Remonumentation Act of 1990, supports grants administered by Office of Land Survey and Remonumentation and awarded to counties (upon application and subject to minimum allocations of recording fees collected by Register of Deeds for each county) for implementation of plans to survey, remonument, and maintain original national Public Land Survey System corners.	
		Funding Source(s):	Restricted 6,800,000
		<i>Related Boilerplate Section(s): None</i>	

Utility consumer representation	750,000	Pursuant to Michigan Public Service Commission Act of 1939, supports grants administered by Utility Consumer Participation Board and awarded to nonprofit organizations and local units of government (upon application and approval) for representation and advancement of residential utility customers' interests in administrative and judicial proceedings.
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Funding Source(s): Restricted 750,000

Related Boilerplate Section(s): None

GROSS APPROPRIATION \$138,717,400 Total of all applicable line item appropriations.

Fireworks safety fund	2,300,000	<u>Source:</u> Consumer fireworks safety certificate fees and a statutory ad valorem fee on retail fireworks transactions. <u>Use:</u> Administration of Michigan Fireworks Safety Act of 2011, and firefighter training under direction of Firefighters Training Council.
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Liquor license revenue	8,400,000	<u>Source:</u> Statutory licensure and permit fees for retailers of beer, wine, and liquor. <u>Use:</u> MLCC administration of licensing and enforcement provisions of Liquor Control Code of 1998, enforcement of Code and associated rules by local law enforcement agencies, and programs to prevent and treat alcoholism.
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Local indigent defense reimbursement	200,000	<u>Source:</u> 20% of partially indigent reimbursements collected by indigent defense systems in district and circuit courts. <u>Use:</u> Supporting indigent criminal defense systems.
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Marihuana registry fund	3,000,000	<u>Source:</u> Medical marihuana registry identification card application and renewal fees. <u>Use:</u> Operation and oversight of Michigan Medical Marihuana Program.
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Survey and remonumentation fund	6,800,000	<u>Source:</u> Statutory fee on county registers of deeds for recording of any instrument. <u>Use:</u> Implementation, directly or through annual grants to counties, of county plans under State Survey and Remonumentation Act of 1990.
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Utility consumer representation fund	750,000	<u>Source:</u> Assessments on energy utilities applying to PSC for initiation of energy cost recovery proceedings, based on statutory formulae. <u>Use:</u> Operation of Utility Consumer Participation Board and grants to support representation of residential utility customers' interests in administrative and judicial proceedings.
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STATE GENERAL FUND/ \$117,267,400 Unrestricted state revenue from taxes and other sources.
GENERAL PURPOSE

SECTION 109: INFORMATION TECHNOLOGY

This appropriation unit supports department-wide information technology (IT) services and projects.

Information technology services and projects	\$19,390,100	Supports various information technology services and projects provided by the Department of Technology, Management, and Budget for LARA; individual programmatic line items also incur IT-related charges.
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Funding Source(s):	Federal	1,187,300
	Restricted	16,943,600
	GF/GP	1,259,200

Related Boilerplate Section(s): None

GROSS APPROPRIATION \$19,390,100 Total of all applicable line item appropriations.

DOT, gas pipeline safety	45,000	<u>Source:</u> U.S. Dept. of Transportation, Pipeline and Hazardous Materials Safety Administration. <u>Use:</u> Development, support, and maintenance of state gas and hazardous liquid pipeline safety programs.
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EPA, underground storage tanks	100,200	<u>Source:</u> U.S. Environmental Protection Agency, Office of Solid Waste and Emergency Response. <u>Use:</u> Development and implementation of underground storage tank programs and for leak prevention, detection, and compliance.
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HHS – Medicaid, certification of health care providers and suppliers	358,300	<u>Source:</u> U.S. Dept. of Health and Human Services, Center for Medicaid and Medicare Services. <u>Use:</u> Determining healthcare provider and supplier compliance with federal health and safety standards and conditions.
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HHS – Medicare, certification of health care providers and suppliers	683,800	<u>Source:</u> U.S. Dept. of Health and Human Services, Center for Medicaid and Medicare Services. <u>Use:</u> Determining healthcare provider and supplier compliance with federal health and safety standards and conditions.
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Aboveground storage tank fees	34,600	<u>Source:</u> Statutory fees for applications and tank certifications for firms maintaining filling locations or specified aboveground storage tanks for flammable compressed gases, liquefied petroleum, or flammable or combustible liquids. <u>Use:</u> Enforcement of Fire Prevention Code of 1941, and rules regarding delivery, dispensing, noncommercial transportation, or storage of hazardous materials.
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Accountancy enforcement fund	1,100	<u>Source:</u> Portion of statutory licensure and registration fees and all peer-review fees for practice of public accounting. <u>Use:</u> Enforcement, disciplinary, and prosecution expenses for unlicensed accountancy activities under Occupational Code of 1980.
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Boiler inspection fund	338,800	<u>Source:</u> Examination, licensure, permit, registration, and inspection fees for boiler-related occupations and facilities operating boilers. <u>Use:</u> BCC Boiler Division operations and LARA indirect overhead expenses.
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Construction code fund	778,800	<u>Source:</u> Certification, examination, inspection, licensure, registration, plan review, permit, and other fees assessed for building-, electrical-, mechanical-, or plumbing-related occupations, or installing building-, electrical-, mechanical-, or plumbing-related products. <u>Use:</u> BCC operational and LARA overhead expenses for regulating individuals and products within construction industry.
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Corporation fees	4,693,100	<u>Source:</u> Statutory copy, examination, filing, franchise, registration, and other fees assessed on business and nonprofit entities (e.g., corporations, partnerships, and LLCs) within Michigan. <u>Use:</u> Administration of LARA's statutory duties.
Elevator fees	476,900	<u>Source:</u> Examination, inspection, licensure, and permit fees for elevator-related occupations and facilities operating elevators. <u>Use:</u> Issuing elevator certificates, licenses, and permits; conducting inspections.
Fire safety standard and enforcement fund	3,000	<u>Source:</u> Triennial statutory fee on cigarette manufacturers for fire safe cigarette certification. <u>Use:</u> Enforcement, oversight, processing, and testing activities under Fire Safety Standard and Firefighter Protection Act of 2009.
Fire service fees	199,200	<u>Source:</u> Inspection and plan review fees charged to hospitals and schools. <u>Use:</u> Operation and maintenance inspections of hospitals and plan reviews and construction inspections of hospitals and schools.
Fireworks safety fund	47,200	<u>Source:</u> Consumer fireworks safety certificate fees and a statutory ad valorem fee on retail fireworks transactions. <u>Use:</u> Administration of Michigan Fireworks Safety Act of 2011, and firefighter training under direction of Firefighters Training Council.
Health professions regulatory fund	1,371,300	<u>Source:</u> Statutory licensure and examination fees for various health professions (e.g., physicians, pharmacists, psychologists, dentists, nurses). <u>Use:</u> Implementation, administration, and enforcement of Articles 7 and 15 of Public Health Code of 1978.
Health systems fees	348,200	<u>Source:</u> Statutory licensure, certification, and permit fees for licensed health care facilities (hospitals, hospices, nursing homes, freestanding surgical outpatient facilities, substance use disorder programs, etc.). <u>Use:</u> Implementation, administration, and enforcement of Articles 6 and 17 of Public Health Code of 1978 and Chapter 1 of Mental Health Code of 1974.
Licensing and regulation fund	1,901,700	<u>Source:</u> Examination, inspection, licensure, registration, and other statutory fees for individuals and entities regulated in occupations under Occupational Code of 1980 and other statutes (e.g., accountants, architects, barbers, cosmetologists, funeral directors, engineers, realtors, and residential builders). <u>Use:</u> LARA's operational costs.
Liquor purchase revolving fund	3,389,800	<u>Source:</u> Wholesale markup (subject to statutory limits) on liquor products the MLCC sells to retail licensees. <u>Use:</u> Replenishing, maintaining, warehousing, and distributing liquor inventory throughout the state, and administration of Liquor Control Code of 1998; unexpended revenue lapses to general fund.
Marihuana registry fund	352,100	<u>Source:</u> Medical marihuana registry identification card application and renewal fees. <u>Use:</u> Operation and oversight of Michigan Medical Marihuana Program.
Marihuana regulation fund	270,900	<u>Source:</u> Licensing and other fees levied under Michigan Regulation and Taxation of Marihuana Act of 2018, and revenues from 10% excise tax on marijuana sales made by adult-use establishments. <u>Use:</u> Implementation, administration, and enforcement of Michigan Regulation and Taxation of Marihuana Act of 2018, with other statutorily required distributions.

Marihuana regulatory fund	291,800	<u>Source:</u> Licensing fees and regulatory assessments levied on medical marihuana facilities. <u>Use:</u> Implementation, administration, and enforcement of Medical Marihuana Facilities Licensing Act of 2016.
Michigan unarmed combat fund	6,800	<u>Source:</u> Fees for individuals licensed to engage in unarmed combat activities (e.g., boxers, mixed martial artists, judges, referees, managers, and promoters). <u>Use:</u> Administration and enforcement of Michigan Unarmed Combat Regulatory Act of 2004.
Mobile home code fund	171,400	<u>Source:</u> Statutory licensure, permit, plan review, and transfer fees for mobile home dealers and installers, mobile home owners, and mobile home park developers and operators. <u>Use:</u> BCC and BFS operations and LARA indirect overhead expenses.
PMECSEMA fund	68,600	<u>Source:</u> Portion of statutory licensure fees to dispense, distribute, manufacture, prescribe, or research controlled substances. <u>Use:</u> Pain management education for health professionals; controlled substances diversion prevention; development and maintenance of electronic monitoring system for controlled substances data.
Public utility assessments	1,508,200	<u>Source:</u> Statutory assessment on utilities (based on appropriation attributable to public utility regulation and in proportion to each utility's intrastate gross revenue) or fees in lieu of assessment prescribed by PSC. <u>Use:</u> Public utility regulation.
Real estate appraiser education fund	1,000	<u>Source:</u> Portion of statutory licensure and certification fees for individuals engaged in real estate appraisal. <u>Use:</u> Programs related to real estate appraisers' educational requirements.
Real estate education fund	1,900	<u>Source:</u> Portion of statutory licensure fees for engaging in real estate brokering, associate brokering, or sales. <u>Use:</u> Programs related to educational requirements of real estate brokers, associate brokers, and salespersons.
Refined petroleum fund	170,800	<u>Source:</u> Statutory 1-cent per gallon regulatory fee levied on refined petroleum products. <u>Use:</u> Various programs within LARA, MDARD, and EGLE.
Restructuring mechanism assessments	28,100	<u>Source:</u> Monthly assessments (based on statutory formula) on providers of retail intrastate telecommunications services and commercial mobile services. <u>Use:</u> Administration of restructuring mechanism to compensate local exchange carriers for reduced intrastate access charges.
Securities fees	229,700	<u>Source:</u> Statutory filing and registration fees and administrative fines on individuals and entities (e.g., broker-dealers, agents, investment advisers, and adviser representatives) registered within securities industry. <u>Use:</u> Administration of CSCLB's statutory duties; unexpended revenue for administering Uniform Securities Act of 2008 lapses to general fund at fiscal year close.
Securities investor education and training fund	1,000	<u>Source:</u> Statutory civil fines, costs of investigations, and administrative assessments for individuals and entities (e.g., broker-dealers, agents, investment advisers, and adviser representatives) registered within securities industry. <u>Use:</u> Education and training of Michigan residents in matters concerning securities laws and investment issues; balance exceeding \$1.0 million lapses to general fund at fiscal year close.

Survey and remonumentation fund	74,100	<u>Source</u> : Statutory fee on county registers of deeds for recording any instrument. <u>Use</u> : Implementation, directly or through annual grants to counties, of county plans under State Survey and Remonumentation Act of 1990.
Tax tribunal fund	183,500	<u>Source</u> : Filing and other fees established in promulgated rules and assessed on individuals appealing state tax levies or assessments. <u>Use</u> : Michigan Tax Tribunal operations.
STATE GENERAL FUND/ GENERAL PURPOSE	\$1,259,200	Unrestricted state revenue from taxes and other sources.

SECTION 110: ONE-TIME APPROPRIATIONS

This appropriation unit contains FY 2020-21 appropriations that are intended by the legislature to be one-time allocations and may not be reauthorized in future fiscal years.

Michigan Saves \$1,000,000 Provides funding for a \$1.0 million grant from the PSC to a nonprofit green bank to provide credit enhancement tools for renewable energy and energy efficiency improvement loans to commercial, residential, and public entities.

Funding Source(s): GF/GP 1,000,000

Related Boilerplate Section(s): 1001

GROSS APPROPRIATION	\$1,000,000	Total of all applicable line item appropriations.
STATE GENERAL FUND/ GENERAL PURPOSE	\$1,000,000	Unrestricted state revenue from taxes and other sources.

BOILERPLATE SECTION INFORMATION

A specific listing of boilerplate sections deemed unenforceable was not provided. Rather, the governor's signing letter generally stated that sections violating the following provisions of the Michigan Constitution are unenforceable:

- Article 3, Section 2: Separation of Powers of Government
- Article 4, Section 22 and Article 4, Section 33: An attempt to authorize legislation other than by bill
- Article 4, Section 24: No law shall embrace more than one object, which shall be expressed in its title
- Article 4, Section 25: Amendment by reference
- Article 4, Section 53: Duties of the Auditor General
- Article 5, Section 28: Duties of the State Transportation Commission

Where a specific section was provided as an example in the signing letter, it is noted in the boilerplate section description below. This document will be updated upon the receipt of a more comprehensive list of unenforceable boilerplate sections.

GENERAL SECTIONS

Sec. 201. State Spending and Payments to Local Units of Government

Provides total state spending from state sources and payments to be made to local units of government.

Sec. 202. Applicability of Management and Budget Act

Subjects appropriations to Management and Budget Act, 1984 PA 431.

Sec. 203. Terms and Acronyms

Defines various terms and acronyms appearing in the act.

Sec. 204. Internet Reporting Requirements

Requires LARA to use internet to fulfill reporting requirements; authorizes transmission of reports via e-mail.

Sec. 205. Purchase of Foreign Goods

Prohibits purchase of foreign goods or services if competitively priced and comparable quality American goods or services are available; gives preference to goods and services from Michigan businesses and Michigan businesses owned and operated by veterans.

Sec. 206. Communication with the Legislature

Prohibits LARA from taking disciplinary action against employees for communicating with legislators or their staff, unless the communication is prohibited by law.

Sec. 207. Out-of-State Travel

Stipulates conditions when LARA may send employees on out-of-state travel; limits expenditure of state funds on out-of-state professional development conferences; requires detailed report on all out-of-state travel.

Sec. 208. Hiring of External Counsel

Prohibits using appropriations to hire a person to provide legal services that are the responsibility of the attorney general; prohibition does not apply to legal services for bonding activities or services authorized by attorney general.

Sec. 209. General Fund Lapse Report

Requires SBO to report on estimated general fund lapses by major program or program areas at close of prior fiscal year.

Sec. 210. Contingency Funding

Appropriates up to \$1.0 million in federal, \$1.5 million in state restricted, \$200,000 in local, and \$100,000 in private contingency funds; authorizes expenditure of funds after legislative transfer to specific line items.

Sec. 211. Transparency Website

Requires LARA, in cooperation with DTMB, to maintain a searchable website accessible by public at no cost that includes information on expenditures, vendor payments, number of active employees, job specifications, and wage rates.

Sec. 212. Restricted Funds Report

Requires LARA to work with SBO to report on estimated restricted fund revenues, expenditures, and fund balances for the prior two fiscal years.

BOILERPLATE SECTION INFORMATION

Sec. 213. Department Scorecard Website

Requires LARA to maintain, on a publicly accessible website, a scorecard that identifies, tracks, and regularly updates key metrics used to monitor and improve department performance.

Sec. 214. Legacy Costs

Identifies total funding estimated to be expended on legacy costs in FY 2020-21; \$47.4 million (\$22.7 million on pension related legacy costs and \$24.6 million on health care legacy costs).

Sec. 215. Deprived and Depressed Communities

Requires LARA director to make an effort to contract with businesses in deprived and depressed communities.

Sec. 216. FTE Vacancies and Remote Work Report

Requires LARA to submit a quarterly report on FTE staffing and a semiannual report on remote work and associated metrics.

Sec. 217. Work Project Usage

Stipulates that appropriations are not to be expended, if possible, until all existing work project authorization for the same purpose is exhausted. (*Governor's signing letter states this section is unenforceable.*)

Sec. 218. State Administrative Board Transfers

Stipulates that the legislature may intertransfer funds via concurrent resolution if the State Administrative Board transfers funds.

Sec. 219. Retention of Reports

Requires LARA to receive and retain copies of all reports funded by the department's budget, while complying with federal and state guidelines for records retention.

Sec. 220. Report on Policy Changes for Public Act Implementation

Requires LARA to report on policy changes made to implement public acts that took effect during the prior calendar year.

Sec. 221. Federal Funds Carry-Forward

Authorizes LARA to carry-forward federal pass-through funds to local governments into succeeding fiscal year, so long as no additional state matching funds are required; requires department to report the receipt of federal pass-through funds within 14 days of their receipt.

Sec. 222. Private Grant Funded Projects

Authorizes appropriation of private grant revenues, subject to a limitation of \$1.5 million; requires report to legislature within 10 days of receiving grants from private entities.

Sec. 223. Informational, Training, and Special Events Revenues and Expenditures

Authorizes LARA to charge registration fees for events sponsored by LARA; requires fees to reflect costs of sponsoring events; appropriates revenue generated by fees for sponsorship costs; authorizes excess revenue to be carried forward; limits appropriation to \$500,000.

Sec. 224. Fees for Customized Listings

Authorizes LARA to provide customized lists of non-confidential information to interested parties and to charge reasonable fees; requires funds to lapse to appropriate restricted fund accounts.

Sec. 225. Sale of Documents

Authorizes LARA to sell various agency documents at cost of production; requires revenue to carry forward; appropriates funds collected under 1969 PA 306 for cost of publication and distribution.

Sec. 226. Regulatory Statistical Report

Requires LARA to submit annual report specifying and summarizing statistical information pertaining to fees, revenues, expenditures, application determinations, timeliness, examinations, complaints, investigations, enforcement actions, administrative hearings, and adjudications for regulatory products administered by specified agencies within LARA.

Sec. 227. Employee Performance Monitoring Process

Expresses legislative intent that LARA establish a consistent employee performance monitoring process and requires a report on planned or implemented changes to that process and the number of evaluations performed.

BOILERPLATE SECTION INFORMATION

Sec. 228. Increased Payment Options

Authorizes LARA to receive payment for licenses, permits, and fees via credit card or other electronic payment means.

Sec. 229. Television and Radio Production Expenditure Report

Requires LARA to report any expenditure of funds to a third-party vendor for television or radio productions; delineates information to be included.

PUBLIC SERVICE COMMISSION

Sec. 301. Low-Income Energy Assistance Grant Program

Stipulates PSC administers the low-income energy assistance grant program on behalf of MDHHS, and funds supporting the program are appropriated upon awarding of grants and may be used for grant payments or administrative program expenses.

LIQUOR CONTROL COMMISSION

Sec. 401. Investigation of Direct Shipments of Wine and Report

Requires MLCC to use funds appropriated from Direct Shipper Enforcement Fund – as required under Section 203(11) of Michigan Liquor Control Code, 1998 PA 58 – to investigate illegal direct shipments of wine and that notice be sent to entities found to have illegally shipped wine into the state; requires MLCC to submit report detailing activities to investigate illegal shipping of wine.

OCCUPATIONAL REGULATION

Sec. 501. Fire Safety Fees

Establishes fee schedule for inspections of hospitals and plan reviews of hospitals and schools by Bureau of Fire Services, in accordance with Section 2c of 1941 PA 207.

Sec. 502. Elevator Fees

Authorizes license and permit fee revenue, collected under 1967 PA 227 and 1976 PA 333, to be carried forward.

Sec. 503. Veteran Fee Exemption Report

Requires LARA to submit report providing number of veterans exempted from fees, specific fees and amount of revenue exempted, costs of services provided to exempted veterans during preceding fiscal year, and estimate of revenue lost due to exemptions in current and subsequent fiscal years.

Sec. 504. Homeowner Construction Lien Recovery Fund

Appropriates unexpended funds in Homeowner Construction Lien Recovery Fund for payment of court-ordered construction lien judgments entered prior to repeal of fund on August 23, 2010.

Sec. 505. Marijuana Regulatory Agency Programs Report

Requires LARA to submit report on all programs administered by the MRA, which must include information on application volumes and determinations, timeliness, revenues, expenditures, complaints, investigations, enforcement actions, and other topics.

Sec. 506. Health Systems Revenue Carryforward

Authorizes LARA to carry forward collected revenue in excess of appropriation for Health Systems Administration.

Sec. 507. Fireworks Safety Inspection Reimbursement Report

Requires LARA to submit report providing information on amount of reimbursements to local units of government for delegated inspections of fireworks retail locations pursuant to Michigan Fireworks Safety Act.

Sec. 508. Fees for False Final Inspections by the BFS

Authorizes Bureau of Fire Services to assess a fee not to exceed \$200 if BFS responds to multiple confirmed false inspection appointments; requires LARA to identify revenue generated by fee within state's accounting system; requires report pertaining to fee, its effect on BFS costs, and recommendations to legislature.

Sec. 510. Michigan Automated Prescription System (MAPS) Report

Requires LARA to submit report detailing usage statistics for MAPS, department actions resulting from information obtained from MAPS, and integrations between MAPS and electronic health record systems.

Sec. 511. Notice of AFC, HFA, and LTC Facility Closing

Requires LARA to serve a facility and notify offices of representing legislators and the subcommittees on MDHHS when an order of suspension is received for a licensed adult foster care home, home for the aged, or nursing home.

BOILERPLATE SECTION INFORMATION

COMMISSIONS

Sec. 801. Michigan Indigent Defense Commission Receipt of Federal Funding

Authorizes MIDC to receive and expend up to \$250,000 in federal Byrne grant funding and up to \$300,000 in other federal grant funding, if made available from U.S. Department of Justice.

Sec. 802. Michigan Indigent Defense Commission Report on Incremental Costs

Requires MIDC to submit report on incremental costs associated with standard development process, compliance plan process, and collection of data from all indigent defense systems and attorneys providing indigent defense.

DEPARTMENT GRANTS

Sec. 901. Medical Marihuana Operation and Oversight Grants

Requires LARA to award Medical Marihuana Operation and Oversight Grants to counties; requires LARA to post a listing of available grant funds; requires report submission by counties and LARA pertaining to amounts, recipients, and uses of grants.

Sec. 902. Firefighter Training Grants

Requires appropriation to be expended for payments to counties for purposes pursuant to 1966 PA 291; stipulates intent regarding appropriation distribution to counties; specifies minimum disbursement to each county; requires annual report identifying potential and actual disbursements and other information.

ONE-TIME APPROPRIATIONS

Sec. 1001. Michigan Saves Appropriation Use

Allows PSC to award a \$1.0 million grant to a nonprofit green bank to make loans more affordable for families, businesses, and public entities in Michigan; stipulates grant funds may be used for a loan loss reserve fund or similar financial instrument.



Mary Ann Cleary, Director
 Kevin Koorstra, Deputy Director
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AREAS OF RESPONSIBILITY

Agriculture and Rural Development.....	William E. Hamilton
Attorney General	Michael Clossen
Auditor General	Benjamin Gielczyk
Bill Analysis	Rick Yuille
	Edith Best; Jenny McInerney; Emily Smith; Sue Stutzky
Capital Outlay	Perry Zielak
Civil Rights.....	Michael Clossen
Community Colleges.....	Perry Zielak
Corrections	Robin R. Risko
Economic and Revenue Forecasting	Jim Stansell
Education (Department)	Samuel Christensen
Environment, Great Lakes, and Energy	Austin Scott
Executive Office	Benjamin Gielczyk
Fiscal Oversight, Audit, and Litigation	Mary Ann Cleary
Health and Human Services:	
Child Welfare, Child Support, Community Services	Viola Bay Wild
Medicaid, Physical and Behavioral Health	Kevin Koorstra
Public Assistance, Field Operations, Medicaid-backup	Kent Dell
Public Health and Aging.....	Susan Frey
Higher Education.....	Perry Zielak
Insurance and Financial Services	Marcus Coffin
Judiciary.....	Robin R. Risko
Labor and Economic Opportunity	Benjamin Gielczyk
Legislature	Benjamin Gielczyk
Licensing and Regulatory Affairs.....	Marcus Coffin
Local Finance	Benjamin Gielczyk
Lottery	Benjamin Gielczyk
Michigan Strategic Fund	Benjamin Gielczyk
Military and Veterans Affairs.....	Michael Clossen
Natural Resources.....	Austin Scott
Natural Resources Trust Fund.....	Austin Scott
Retirement.....	Benjamin Gielczyk
Revenue Forecasting	Jim Stansell
Revenue Sharing	Jim Stansell; Benjamin Gielczyk
School Aid.....	Samuel Christensen; Jacqueline Mullen
State (Department)	Michael Clossen
State Police	Marcus Coffin
Supplemental Coordinator	Robin R. Risko
Tax Analysis	Jim Stansell; Benjamin Gielczyk
Technology, Management, and Budget.....	Michael Clossen
Transfer Coordinator	Viola Bay Wild
Transportation	William E. Hamilton
Treasury	Benjamin Gielczyk
Unemployment Insurance	Marcus Coffin



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