

**SUBSTITUTE FOR
HOUSE BILL NO. 5792**

A bill to make appropriations for the department of licensing and regulatory affairs for the fiscal year ending September 30, 2023; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of licensing and regulatory affairs for the fiscal year ending September 30, 2023, from the following funds:

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

APPROPRIATION SUMMARY

Full-time equated unclassified positions	30.0
Full-time equated classified positions	1,827.9



1	GROSS APPROPRIATION		\$ 533,938,100
2	Interdepartmental grant revenues:		
3	Total interdepartmental grants and		
4	intradepartmental transfers		47,026,900
5	ADJUSTED GROSS APPROPRIATION		\$ 486,911,200
6	Federal revenues:		
7	Total federal revenues		29,659,200
8	Special revenue funds:		
9	Total local revenues		0
10	Total private revenues		0
11	Total other state restricted revenues		246,058,500
12	State general fund/general purpose		\$ 211,193,500
13	Sec. 102. DEPARTMENTAL ADMINISTRATION AND		
14	SUPPORT		
15	Full-time equated unclassified positions	30.0	
16	Full-time equated classified positions	100.0	
17	Unclassified salaries--FTEs	30.0	\$ 2,795,100
18	Administrative services--FTEs	73.0	8,813,300
19	Executive director programs--FTEs	24.0	2,944,900
20	FOIA coordination--FTEs	3.0	338,600
21	Property management		8,021,100
22	Worker's compensation		264,100
23	GROSS APPROPRIATION		\$ 23,177,100
24	Appropriated from:		
25	Interdepartmental grant revenues:		
26	IDG from MDIFS, accounting services		150,000
27	Federal revenues:		
28	EPA, underground storage tanks		30,500



1	HHS-Medicaid, certification of health care	
2	providers and suppliers	425,500
3	HHS-Medicare, certification of health care	
4	providers and suppliers	621,800
5	Special revenue funds:	
6	Aboveground storage tank fees	95,400
7	Accountancy enforcement fund	66,400
8	Boiler inspection fund	290,000
9	Builder enforcement fund	103,300
10	Construction code fund	830,500
11	Corporation fees	4,489,200
12	Elevator fees	310,900
13	Fire alarm fees	7,500
14	Fire safety standard and enforcement fund	2,100
15	Fire service fees	463,400
16	Fireworks safety fund	61,200
17	Health professions regulatory fund	1,748,800
18	Health systems fees	252,400
19	Licensing and regulation fund	965,000
20	Liquor license revenue	340,000
21	Liquor purchase revolving fund	3,252,000
22	Marihuana registry fund	833,000
23	Marihuana regulation fund	457,100
24	Marihuana regulatory fund	697,800
25	Michigan unarmed combat fund	5,900
26	Mobile home code fund	287,600
27	Nurse professional fund	39,800
28	PMECSEMA fund	47,400



1	Property development fees		7,600
2	Public utility assessments		3,233,500
3	Real estate appraiser education fund		2,600
4	Real estate education fund		11,600
5	Real estate enforcement fund		11,900
6	Refined petroleum fund		173,300
7	Restructuring mechanism assessments		32,200
8	Securities fees		1,561,900
9	Securities investor education and training fund		9,400
10	Security business fund		7,200
11	Survey and remonumentation fund		98,800
12	Tax tribunal fund		825,300
13	Utility consumer representation fund		54,000
14	State general fund/general purpose	\$	273,300
15	Sec. 103. PUBLIC SERVICE COMMISSION		
16	Full-time equated classified positions	188.0	
17	Public service commission--FTEs	188.0	\$ 33,886,300
18	GROSS APPROPRIATION	\$	33,886,300
19	Appropriated from:		
20	Federal revenues:		
21	DOT, gas pipeline safety		2,665,000
22	Special revenue funds:		
23	Public utility assessments		30,639,300
24	Restructuring mechanism assessments		582,000
25	State general fund/general purpose	\$	0
26	Sec. 104. LIQUOR CONTROL COMMISSION		
27	Full-time equated classified positions	145.0	
28	Liquor licensing and enforcement--FTEs	116.0	\$ 16,833,800



1	Management support services--FTEs	29.0	4,767,700
2	GROSS APPROPRIATION		\$ 21,601,500
3	Appropriated from:		
4	Special revenue funds:		
5	Direct shipper enforcement revolving fund		309,600
6	Liquor control enforcement and license		
7	investigation revolving fund		175,000
8	Liquor license fee enhancement fund		76,400
9	Liquor license revenue		7,961,900
10	Liquor purchase revolving fund		13,078,600
11	State general fund/general purpose		\$ 0
12	Sec. 105. OCCUPATIONAL REGULATION		
13	Full-time equated classified positions	1,166.9	
14	Adult foster care and camps licensing and		
15	regulation--FTEs	96.0	\$ 13,777,600
16	Bureau of community and health systems		
17	administration--FTEs	20.0	2,448,500
18	Bureau of construction codes--FTEs	182.0	24,780,500
19	Bureau of fire services--FTEs	79.0	13,969,500
20	Bureau of professional licensing--FTEs	205.0	40,817,700
21	Child care licensing and regulation--FTEs	117.0	20,648,400
22	Corporations, securities, and commercial		
23	licensing bureau--FTEs	109.0	15,520,500
24	Health facilities regulation--FTEs	192.9	33,449,000
25	Medical marihuana facilities licensing and		
26	tracking--FTEs	50.0	6,546,100
27	Medical marihuana program--FTEs	25.0	5,031,900
28	Nurse aide program--FTEs	8.0	1,780,800



1	Recreational marihuana regulation--FTEs	83.0	13,020,400
2	Urban search and rescue		1,000,000
3	GROSS APPROPRIATION	\$	192,790,900
4	Appropriated from:		
5	Interdepartmental grant revenues:		
6	IDG from MDE, child care licensing		20,146,700
7	Federal revenues:		
8	DHS, fire training systems		528,000
9	DOT, hazardous materials training and planning		20,000
10	EPA, underground storage tanks		820,600
11	HHS-Medicaid, certification of health care		
12	providers and suppliers		8,992,200
13	HHS-Medicare, certification of health care		
14	providers and suppliers		14,468,300
15	Special revenue funds:		
16	Aboveground storage tank fees		234,100
17	Accountancy enforcement fund		780,300
18	Adult foster care facilities licenses fund		417,600
19	Boiler inspection fund		2,983,900
20	Builder enforcement fund		644,000
21	Child care home and center licenses fund		501,700
22	Construction code fund		10,571,100
23	Corporation fees		8,922,200
24	Division on deafness fund		73,400
25	Elevator fees		3,964,700
26	Fire alarm fees		135,900
27	Fire safety standard and enforcement fund		31,200
28	Fire service fees		2,709,100



1	Fireworks safety fund		1,243,800
2	Health professions regulatory fund		25,713,500
3	Health systems fees		4,019,700
4	Licensing and regulation fund		12,588,100
5	Liquor purchase revolving fund		151,100
6	Marihuana registry fund		5,031,900
7	Marihuana regulation fund		13,020,400
8	Marihuana regulatory fund		7,046,100
9	Mobile home code fund		2,110,800
10	Nurse aide registration fund		597,500
11	Nurse professional fund		1,967,200
12	Nursing home administrative penalties		100,000
13	PMECSEMA fund		1,909,800
14	Property development fees		192,600
15	Real estate appraiser education fund		65,500
16	Real estate education fund		347,700
17	Real estate enforcement fund		554,400
18	Refined petroleum fund		2,704,100
19	Securities fees		5,273,900
20	Securities investor education and training fund		497,000
21	Security business fund		238,200
22	Survey and remonumentation fund		892,600
23	State general fund/general purpose	\$	29,580,000
24	Sec. 106. MICHIGAN OFFICE OF ADMINISTRATIVE		
25	HEARINGS AND RULES		
26	Full-time equated classified positions	212.0	
27	Michigan office of administrative hearings and		
28	rules--FTEs	212.0	\$ 38,965,000



1	GROSS APPROPRIATION		\$	38,965,000
2	Appropriated from:			
3	Interdepartmental grant revenues:			
4	IDG revenues - administrative hearings and			
5	rules			26,730,200
6	Special revenue funds:			
7	Construction code fund			26,700
8	Corporation fees			4,373,600
9	Health professions regulatory fund			860,200
10	Health systems fees			165,100
11	Licensing and regulation fund			903,300
12	Liquor purchase revolving fund			481,000
13	Marihuana regulation fund			100,000
14	Marihuana regulatory fund			252,000
15	Public utility assessments			2,490,700
16	Securities fees			1,038,800
17	Tax tribunal fund			847,600
18	State general fund/general purpose		\$	695,800
19	Sec. 107. COMMISSIONS			
20	Full-time equated classified positions	16.0		
21	Michigan indigent defense commission--FTEs	16.0	\$	2,763,000
22	Michigan unarmed combat commission			126,200
23	GROSS APPROPRIATION		\$	2,889,200
24	Appropriated from:			
25	Special revenue funds:			
26	Michigan unarmed combat fund			126,200
27	State general fund/general purpose		\$	2,763,000
28	Sec. 108. GRANTS			



1	Firefighter training grants	\$	2,300,000
2	Liquor law enforcement grants		8,400,000
3	Marihuana operation and oversight grants		3,000,000
4	Michigan indigent defense commission grants		148,917,400
5	Remonumentation grants		6,800,000
6	Utility consumer representation		850,000
7	GROSS APPROPRIATION	\$	170,267,400
8	Appropriated from:		
9	Special revenue funds:		
10	Fireworks safety fund		2,300,000
11	Liquor license revenue		8,400,000
12	Local indigent defense reimbursement		300,000
13	Marihuana registry fund		100
14	Marihuana regulation fund		2,999,900
15	Survey and remonumentation fund		6,800,000
16	Utility consumer representation fund		850,000
17	State general fund/general purpose	\$	148,617,400
18	Sec. 109. INFORMATION TECHNOLOGY		
19	Information technology services and projects	\$	19,807,100
20	GROSS APPROPRIATION	\$	19,807,100
21	Appropriated from:		
22	Federal revenues:		
23	DOT, gas pipeline safety		45,000
24	EPA, underground storage tanks		100,200
25	HHS-Medicaid, certification of health care		
26	providers and suppliers		358,300
27	HHS-Medicare, certification of health care		
28	providers and suppliers		583,800



1	Special revenue funds:	
2	Aboveground storage tank fees	34,600
3	Accountancy enforcement fund	1,100
4	Boiler inspection fund	328,100
5	Construction code fund	1,290,900
6	Corporation fees	4,240,100
7	Elevator fees	476,900
8	Fire safety standard and enforcement fund	3,000
9	Fire service fees	538,300
10	Fireworks safety fund	52,000
11	Health professions regulatory fund	1,854,100
12	Health systems fees	298,200
13	Licensing and regulation fund	1,101,700
14	Liquor purchase revolving fund	3,518,000
15	Marihuana registry fund	447,100
16	Marihuana regulation fund	361,600
17	Marihuana regulatory fund	741,300
18	Michigan unarmed combat fund	6,800
19	Mobile home code fund	176,100
20	PMECSEMA fund	38,600
21	Public utility assessments	1,242,900
22	Real estate appraiser education fund	1,000
23	Real estate education fund	1,900
24	Refined petroleum fund	170,800
25	Restructuring mechanism assessments	28,100
26	Securities fees	244,000
27	Securities investor education and training fund	1,000
28	Survey and remonumentation fund	74,100



1	Tax tribunal fund		183,500
2	State general fund/general purpose	\$	1,264,000
3	Sec. 110. ONE-TIME APPROPRIATIONS		
4	Bureau of fire services - smoke detectors	\$	1,000,000
5	Corporations online filing modernization		2,343,600
6	Customer service and business ethics training		210,000
7	Low carbon energy infrastructure enhancement		
8	and development		25,000,000
9	Urban search and rescue		2,000,000
10	GROSS APPROPRIATION	\$	30,553,600
11	Appropriated from:		
12	Special revenue funds:		
13	Corporation fees		2,553,600
14	State general fund/general purpose	\$	28,000,000

PART 2

PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2022-2023

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2022-2023 is \$457,393,000.00 and state spending from state sources to be paid to local units of government for fiscal year 2022-2023 is \$169,417,400.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

28	Firefighter training grants	\$	2,300,000
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1	Liquor law enforcement grants	8,400,000
2	Marihuana operation and oversight grants	3,000,000
3	Michigan indigent defense commission grants	148,917,400
4	Remonumentation grants	6,800,000
5	TOTAL	\$ 169,417,400

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

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

10 (a) "Department" means the department of licensing and
11 regulatory affairs.

12 (b) "DHS" means the United States Department of Homeland
13 Security.

14 (c) "MDIFS" means the Michigan department of insurance and
15 financial services.

16 (d) "Director" means the director of the department.

17 (e) "DOT" means the United States Department of
18 Transportation.

19 (f) "EPA" means the United States Environmental Protection
20 Agency.

21 (g) "FOIA" means the freedom of information act, 1976 PA 442,
22 MCL 15.231 to 15.246.

23 (h) "FTE" means full-time equated.

24 (i) "HHS" means the United States Department of Health and
25 Human Services.

26 (j) "IDG" means interdepartmental grant.

27 (k) "MDE" means the Michigan department of education.

28 (l) "PMECSEMA" means pain management education and controlled
29 substances electronic monitoring and antidiversion.



1 (m) "Subcommittees" means the subcommittees of the house and
2 senate appropriations committees with jurisdiction over the budget
3 for the department.

4 Sec. 204. The department shall use the internet to fulfill the
5 reporting requirements of this part. This requirement shall include
6 transmission of reports via email to the recipients identified for
7 each reporting requirement and it shall include placement of
8 reports on an internet site.

9 Sec. 205. To the extent permissible under section 261 of the
10 management and budget act, 1984 PA 431, MCL 18.1261, all of the
11 following apply to funds appropriated in part 1:

12 (a) The funds must not be used for the purchase of foreign
13 goods or services, or both, if competitively priced and of
14 comparable quality American goods or services, or both, are
15 available.

16 (b) Preference must be given to goods or services, or both,
17 manufactured or provided by Michigan businesses, if they are
18 competitively priced and of comparable quality.

19 (c) Preference must be given to goods or services, or both,
20 that are manufactured or provided by Michigan businesses owned and
21 operated by veterans, if they are competitively priced and of
22 comparable quality.

23 Sec. 206. The department shall not take disciplinary action
24 against an employee of the department or departmental agency in the
25 state classified civil service because the employee communicates
26 with a member of the legislature or a member's staff, unless the
27 communication is prohibited by law and the department or agency
28 taking disciplinary action is exercising its authority as provided
29 by law.



1 Sec. 207. The department shall prepare a report on out-of-
2 state travel expenses not later than January 1 of each year. The
3 travel report shall be a listing of all travel by classified and
4 unclassified employees outside this state in the immediately
5 preceding fiscal year that was funded in whole or in part with
6 funds appropriated in the department's budget. The report shall be
7 submitted to the senate and house appropriations committees, the
8 senate and house fiscal agencies, and the state budget office. The
9 report shall include the following information:

10 (a) The dates of each travel occurrence.

11 (b) The total transportation and related costs of each travel
12 occurrence, including the proportion funded with state general
13 fund/general purpose revenues, the proportion funded with state
14 restricted revenues, the proportion funded with federal revenues,
15 and the proportion funded with other revenues.

16 Sec. 208. Funds appropriated in this part and part 1 must not
17 be used by a principal executive department, state agency, or
18 authority to hire a person to provide legal services that are the
19 responsibility of the attorney general. This prohibition does not
20 apply to legal services for bonding activities and for those
21 outside services that the attorney general authorizes.

22 Sec. 209. Not later than November 30, the state budget office
23 shall prepare and transmit a report that provides for estimates of
24 the total general fund/general purpose appropriation lapses at the
25 close of the prior fiscal year. This report must summarize the
26 projected year-end general fund/general purpose appropriation
27 lapses by major departmental program or program areas. The report
28 shall be transmitted to the chairpersons of the senate and house
29 appropriations committees and the senate and house fiscal agencies.



1 Sec. 210. (1) In addition to the funds appropriated in part 1,
2 there is appropriated an amount not to exceed \$1,000,000.00 for
3 federal contingency authorization. These funds are not available
4 for expenditure until they have been transferred to another line
5 item in part 1 under section 393(2) of the management and budget
6 act, 1984 PA 431, MCL 18.1393.

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

13 (3) In addition to the funds appropriated in part 1, there is
14 appropriated an amount not to exceed \$200,000.00 for local
15 contingency authorization. These funds are not available for
16 expenditure until they have been transferred to another line item
17 in part 1 under section 393(2) of the management and budget act,
18 1984 PA 431, MCL 18.1393.

19 (4) In addition to the funds appropriated in part 1, there is
20 appropriated an amount not to exceed \$100,000.00 for private
21 contingency authorization. These funds are not available for
22 expenditure until they have been transferred to another line item
23 in part 1 under section 393(2) of the management and budget act,
24 1984 PA 431, MCL 18.1393.

25 Sec. 211. The department shall cooperate with the department
26 of technology, management, and budget to maintain a searchable
27 website accessible by the public at no cost that includes, but is
28 not limited to, all of the following for the department:

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



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

2 (c) Fiscal year-to-date payments to a selected vendor,
3 including the vendor name, payment date, payment amount, and
4 payment description.

5 (d) The number of active department employees by job
6 classification.

7 (e) Job specifications and wage rates.

8 Sec. 212. Within 14 days after the release of the executive
9 budget recommendation, the department shall cooperate with the
10 state budget office to provide the chairpersons of the senate and
11 house appropriations committees, the chairpersons of the
12 subcommittees, and the senate and house fiscal agencies with an
13 annual report on estimated state restricted fund balances, state
14 restricted fund projected revenues, and state restricted fund
15 expenditures for the prior 2 fiscal years.

16 Sec. 213. The department shall maintain, on a publicly
17 accessible website, a department scorecard that identifies, tracks,
18 and regularly updates key metrics that are used to monitor and
19 improve the department's performance.

20 Sec. 214. Total authorized appropriations from all sources
21 under part 1 for legacy costs for the fiscal year ending September
22 30, 2023 are estimated at \$40,356,700.00. From this amount, total
23 agency appropriations for pension-related legacy costs are
24 estimated at \$24,501,800.00. Total agency appropriations for
25 retiree health care legacy costs are estimated at \$15,854,900.00.

26 Sec. 215. To the extent permissible under the management and
27 budget act, 1984 PA 431, MCL 18.1101 to 18.1594, the director shall
28 take all reasonable steps to ensure that businesses in deprived and
29 depressed communities compete for and perform contracts to provide



1 services or supplies, or both. The director shall strongly
2 encourage firms with which the department contracts to subcontract
3 with certified businesses in depressed and deprived communities for
4 services, supplies, or both.

5 Sec. 216. (1) On a quarterly basis, the department shall
6 report to the senate and house appropriations committees, the
7 subcommittees, and the senate and house fiscal agencies the
8 following information:

9 (a) The number of FTEs in pay status by type of staff and
10 civil service classification.

11 (b) A comparison by line item of the number of FTEs authorized
12 from funds appropriated in part 1 to the actual number of FTEs
13 employed by the department at the end of the reporting period.

14 (2) By March 1 of the current fiscal year, the department
15 shall report to the senate and house appropriations committees, the
16 subcommittees, and the senate and house fiscal agencies the
17 following information:

18 (a) Number of employees that were engaged in remote work in
19 2022.

20 (b) Number of employees authorized to work remotely and the
21 actual number of those working remotely in the current reporting
22 period.

23 (c) Estimated net cost savings achieved by remote work.

24 (d) Reduced use of office space associated with remote work.

25 Sec. 217. Appropriations in part 1 shall, to the extent
26 possible by the department, not be expended until all existing work
27 project authorization available for the same purposes is exhausted.

28 Sec. 218. If the state administrative board, acting under
29 section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount



1 appropriated under this act, the legislature may, by a concurrent
2 resolution adopted by a majority of the members elected to and
3 serving in each chamber, intertransfer funds within this act for
4 the particular department, board, commission, officer, or
5 institution.

6 Sec. 219. The department and agencies receiving appropriations
7 in part 1 shall receive and retain copies of all reports funded
8 from appropriations in part 1. Federal and state guidelines for
9 short-term and long-term retention of records shall be followed.
10 The department may electronically retain copies of reports unless
11 otherwise required by federal or state guidelines.

12 Sec. 220. Not later than April 1, the department shall report
13 on each specific policy change made to implement a public act
14 affecting the department that took effect during the prior calendar
15 year to the senate and house appropriations committees, the
16 subcommittees, the joint committee on administrative rules, and the
17 senate and house fiscal agencies.

18 Sec. 221. (1) From the funds appropriated in part 1, the
19 department shall do all of the following:

20 (a) Report to the senate and house appropriations committees,
21 the senate and house fiscal agencies, the senate and house policy
22 offices, and the state budget office any amount of severance pay
23 for a department director, deputy director, or other high-ranking
24 department official not later than 14 days after a severance
25 agreement with the director or official is signed. The name of the
26 director or official and the amount of severance pay must be
27 included in the report required by this subdivision.

28 (b) Maintain an internet site that posts any severance pay in
29 excess of 6 weeks of wages, regardless of the position held by the



1 former department employee receiving severance pay.

2 (c) By February 1, report to the subcommittees, the senate and
3 house fiscal agencies, the senate and house policy offices, and the
4 state budget office on the total amount of severance pay remitted
5 to former department employees during the fiscal year ending
6 September 30, 2022, and the number of former department employees
7 that were remitted severance pay during the fiscal year ending
8 September 30, 2022.

9 (2) As used in this section, "severance pay" means
10 compensation that is both payable or paid upon the termination of
11 employment and in addition to either wages or benefits earned
12 during the course of employment or generally applicable retirement
13 benefits.

14 Sec. 222. (1) Any department, agency, board, commission, or
15 public officer that receives funding under part 1 shall not:

16 (a) Require as a condition of accessing any facility or
17 receiving services that an individual provide proof that he or she
18 has received a COVID-19 vaccine except as provided by federal law
19 or as a condition of receiving federal Medicare or Medicaid
20 funding.

21 (b) Produce, develop, issue, or require a COVID-19 vaccine
22 passport.

23 (c) Develop a database or make any existing database publicly
24 available to access an individual's COVID-19 vaccine status by any
25 person, company, or governmental entity.

26 (d) Require as a condition of employment that an employee or
27 official provide proof that he or she has received a COVID-19
28 vaccine. This subdivision does not apply to any hospital,
29 congregate care facility, or other medical facility or any



1 hospital, congregate care facility, or other medical facility
2 operated by a local subdivision that receives federal Medicare or
3 Medicaid funding.

4 (2) A department, agency, board, commission, or public officer
5 may not subject any individual to any negative employment
6 consequence, retaliation, or retribution because of that
7 individual's COVID-19 vaccine status.

8 (3) Subsection (1) does not prohibit any person, department,
9 agency, board, commission, or public officer from transmitting
10 proof of an individual's COVID-19 vaccine status to any person,
11 company, or governmental entity, so long as the individual provides
12 affirmative consent.

13 (4) If a department, agency, board, commission, subdivision,
14 or official or public officer is required to establish a vaccine
15 policy due to a federal mandate, it must provide exemptions to any
16 COVID-19 vaccine policy to the following individuals:

17 (a) An individual for whom a physician certifies that a COVID-
18 19 vaccine is or may be detrimental to the individual's health or
19 is not appropriate.

20 (b) An individual who provides a written statement to the
21 effect that the requirements of the COVID-19 vaccine policy cannot
22 be met because of religious convictions or other consistently held
23 objection to immunization.

24 (5) As used in this section, "public officer" means a person
25 appointed by the governor or another executive department official
26 or an elected or appointed official of this state or a political
27 subdivision of this state.

28 Sec. 223. An executive branch department, agency, board, or
29 commission that receives funding under part 1 must not permit a



1 state employee who was not working remotely, either full-time or
2 part-time, before February 28, 2020 to work remotely, either full-
3 time or part-time, during the current fiscal year.

4 Sec. 224. The department may carry into the succeeding fiscal
5 year unexpended federal pass-through funds to local institutions
6 and governments that do not require additional state matching
7 funds. Federal pass-through funds to local institutions and
8 governments that are received in amounts in addition to those
9 included in part 1 and that do not require additional state
10 matching funds are appropriated for the purposes intended. Within
11 14 days after the receipt of federal pass-through funds, the
12 department shall notify the chairpersons of the subcommittees, the
13 senate and house fiscal agencies, and the state budget office of
14 pass-through funds appropriated under this section.

15 Sec. 225. (1) Grants supported with private revenues received
16 by the department are appropriated upon receipt and are available
17 for expenditure by the department, subject to subsection (3), for
18 purposes specified within the grant agreement and as permitted
19 under state and federal law.

20 (2) Within 10 days after the receipt of a private grant
21 appropriated in subsection (1), the department shall notify the
22 chairpersons of the subcommittees, the senate and house fiscal
23 agencies, and the state budget office of the receipt of the grant,
24 including the fund source, purpose, and amount of the grant.

25 (3) The amount appropriated under subsection (1) shall not
26 exceed \$1,500,000.00.

27 Sec. 226. (1) The department may charge registration fees to
28 attendees of informational, training, or special events sponsored
29 by the department, and related to activities that are under the



1 department's purview.

2 (2) These fees shall reflect the costs for the department to
3 sponsor the informational, training, or special events.

4 (3) Revenue generated by the registration fees is appropriated
5 upon receipt and available for expenditure to cover the
6 department's costs of sponsoring informational, training, or
7 special events.

8 (4) Revenue generated by registration fees in excess of the
9 department's costs of sponsoring informational, training, or
10 special events shall carry forward to the subsequent fiscal year
11 and not lapse to the general fund.

12 (5) The amount appropriated under subsection (3) shall not
13 exceed \$500,000.00.

14 Sec. 227. The department may make available to interested
15 entities otherwise unavailable customized listings of
16 nonconfidential information in its possession, such as names and
17 addresses of licensees. The department may establish and collect a
18 reasonable charge to provide this service. The revenue received
19 from this service is appropriated when received and shall be used
20 to offset expenses to provide the service. Any balance of this
21 revenue collected and unexpended at the end of the fiscal year
22 shall lapse to the appropriate restricted fund.

23 Sec. 228. (1) The department shall sell documents at a price
24 not to exceed the cost of production and distribution. Money
25 received from the sale of these documents shall revert to the
26 department. In addition to the funds appropriated in part 1, these
27 funds are available for expenditure when they are received by the
28 department of treasury. This subsection applies only for the
29 following documents:



1 (a) Corporation and securities division documents, reports,
2 and papers required or permitted by law pursuant to section 1060(6)
3 of the business corporation act, 1972 PA 284, MCL 450.2060.

4 (b) The Michigan liquor control code of 1998, 1998 PA 58, MCL
5 436.1101 to 436.2303.

6 (c) The mobile home commission act, 1987 PA 96, MCL 125.2301
7 to 125.2350; the business corporation act, 1972 PA 284, MCL
8 450.1101 to 450.2098; the nonprofit corporation act, 1982 PA 162,
9 MCL 450.2101 to 450.3192; and the uniform securities act (2002),
10 2008 PA 551, MCL 451.2101 to 451.2703.

11 (d) Construction code manuals.

12 (e) Copies of transcripts from administrative law hearings.

13 (2) In addition to the funds appropriated in part 1, funds
14 appropriated for the department under sections 57, 58, and 59 of
15 the administrative procedures act of 1969, 1969 PA 306, MCL 24.257,
16 24.258, and 24.259, and section 203 of the legislative council act,
17 1986 PA 268, MCL 4.1203, are appropriated for all expenses
18 necessary to provide for the cost of publication and distribution.

19 (3) Unexpended funds at the end of the fiscal year shall carry
20 forward to the subsequent fiscal year and not lapse to the general
21 fund.

22 Sec. 229. (1) Not later than December 31, the department shall
23 submit a report to the subcommittees, the senate and house fiscal
24 agencies, and the state budget office pertaining to licensing and
25 regulatory programs during the previous 3 fiscal years, if
26 available, for the following agencies:

27 (a) Liquor control commission.

28 (b) Bureau of fire services.

29 (c) Bureau of construction codes.



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

2 (e) Bureau of professional licensing.

3 (f) Bureau of community and health systems.

4 (2) The report shall be in a format that is consistent between
5 the agencies listed in subsection (1). Agencies listed in
6 subsection (1)(a) and (b) shall report by regulated activity, and
7 agencies listed in subsection (1)(c), (d), (e), and (f) shall
8 report by regulatory product or regulated activity, or both.
9 Subject to this subsection, the report shall provide, but is not
10 limited to, the following information for the previous 3 fiscal
11 years, as applicable, for each agency:

12 (a) Revenue generated by and expenditures disbursed by
13 regulatory fund.

14 (b) Revenue generated by regulatory product or regulated
15 activity.

16 (c) The renewal cycle and amount of each fee charged.

17 (d) Number of initial applications.

18 (e) Number of initial applications denied.

19 (f) Number of license renewals.

20 (g) Average amount of time to approve or deny completed
21 applications.

22 (h) Number of examinations proctored for initial applications.

23 (i) A description of the types of complaints received.

24 (j) A description of the process used to resolve complaints.

25 (k) Number of complaints received.

26 (l) Number of complaints investigated.

27 (m) Number of complaints closed with no action.

28 (n) Number of complaints resulting in administrative actions
29 or citations.



1 (o) Average amount of time to complete investigations.

2 (p) Number of enforcement actions, including license
3 revocations, suspensions, and fines.

4 (q) A description of the types of enforcement actions taken
5 against licensees.

6 (r) Number of administrative hearing adjudications.

7 (3) As used in subsection (2), "regulatory product" means each
8 occupation, profession, trade, or program, which includes
9 licensure, certification, registration, inspection, review,
10 permitting, approval, or any other regulatory service provided by
11 the agencies specified in subsection (1) for each regulated
12 activity. As used in this subsection and subsection (2), "regulated
13 activity" means the particular activities, entities, facilities,
14 and industries regulated by the agencies specified in subsection
15 (1).

16 Sec. 230. It is the intent of the legislature that the
17 department establish an employee performance monitoring process
18 that is consistent throughout the department in addition to current
19 civil service commission evaluations. The department shall submit
20 quarterly reports to the subcommittees, the senate and house fiscal
21 agencies, and the state budget office on changes to the employee
22 performance monitoring process that are planned or implemented, as
23 well as the number of employee evaluations performed.

24 Sec. 231. Unless prohibited by law, the department may accept
25 credit card or other electronic means of payment for licenses,
26 fees, or permits.

27 Sec. 232. The department shall submit a report to the
28 subcommittees, the senate and house fiscal agencies, and the state
29 budget office by September 30 detailing any expenditure of funds



1 for a television or radio production that was made to a third-party
 2 vendor in the fiscal year ending September 30, 2023. The report
 3 must include the following information for each expenditure:

4 (a) Total amount of the expenditure.

5 (b) Fund source for the expenditure.

6 (c) Name of any vendor that created the production and the
 7 amount paid to each vendor.

8 (d) Purpose of the production.

9 Sec. 233. Pending litigation related to a licensee must not
 10 delay investigations and licensing actions taken by the department
 11 toward that licensee under its statutory authority, unless
 12 otherwise prohibited by law.

13

14 **PUBLIC SERVICE COMMISSION**

15 Sec. 301. The public service commission administers the low-
 16 income energy assistance grant program on behalf of the Michigan
 17 department of health and human services via an interagency
 18 agreement. Funds supporting the grant program are appropriated in
 19 the department upon awarding of grants and may be expended for
 20 grant payments and administrative related expenses incurred in the
 21 operation of the grant program.

22

23 **LIQUOR CONTROL COMMISSION**

24 Sec. 401. (1) From the appropriations in part 1 from the
 25 direct shipper enforcement revolving fund, the liquor control
 26 commission shall expend these funds as required under section
 27 203(11) of the Michigan liquor control code of 1998, 1998 PA 58,
 28 MCL 436.1203, to investigate and audit unlawful direct shipments of
 29 wine by unlicensed wineries and retailers, with priority directed



1 toward unlicensed out-of-state retailers and third-party marketers.
2 In addition to other investigative methods, the commission shall
3 use shipping records available to it under section 203(21) of the
4 Michigan liquor control code of 1998, 1998 PA 58, MCL 436.1203, to
5 assist with this effort. The liquor control commission must refer
6 all unlicensed out-of-state retailers and third-party marketers
7 identified with the shipping records to the attorney general.

8 (2) By February 1, the liquor control commission shall provide
9 a report to the legislature, the subcommittees, and the state
10 budget office detailing the commission's activities to investigate
11 and audit the illegal shipping of wine and the results of these
12 activities. The report shall include the following:

13 (a) Work hours spent, specific actions undertaken, and the
14 number of FTEs dedicated to identifying and stopping unlicensed
15 out-of-state retailers, third-party marketers, and wineries that
16 ship illegally in Michigan.

17 (b) General overview of expenditures associated with efforts
18 to identify and stop unlicensed out-of-state retailers, third-party
19 marketers, and wineries that ship illegally in Michigan.

20 (c) Number of out-of-state entities found to have illegally
21 shipped wine into Michigan and total number of bottles (750 ml),
22 number of cases with 750 ml bottles, number of liters, number of
23 gallons, or weight of illegally shipped wine. These items must be
24 broken down by total number of retailers and total number of
25 wineries.

26 (d) Suggested areas of focus on how to address direct shipper
27 enforcement and illegal importation in the future.

28 (e) Number of unlicensed out-of-state entities found to have
29 illegally shipped wine into Michigan identified with the shipping



1 records under subsection (1).

2 (f) Number of notices sent under subsection (3).

3 (3) From the appropriations in part 1 from the direct shipper
4 enforcement revolving fund, the liquor control commission shall
5 send a notice to each unlicensed out-of-state entity found to have
6 illegally shipped wine into Michigan that has been identified via
7 the shipping records under subsection (1). The notice must include
8 all of the following:

9 (a) Notification that shipping wine into Michigan by retailers
10 and third-party marketers is illegal, and wineries shipping into
11 Michigan must obtain a direct shipper license.

12 (b) Under section 909 of the Michigan liquor control code of
13 1998, 1998 PA 58, MCL 436.1909, making unlawful shipments of wine
14 into Michigan may be a felony punishable by imprisonment for not
15 more than 4 years or a fine of not more than \$5,000.00, or both.

16 (c) Notice that the matter has been referred to the attorney
17 general.

18

19 **OCCUPATIONAL REGULATION**

20 Sec. 501. Money appropriated under this part and part 1 for
21 the bureau of fire services shall not be expended unless, in
22 accordance with section 2c of the fire prevention code, 1941 PA
23 207, MCL 29.2c, inspection and plan review fees will be charged
24 according to the following schedule:

25 Operation and maintenance inspection fee

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

26
27
28 Plan review and construction inspection fees for
29 hospitals and schools



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

7 Sec. 502. The funds collected by the department for licenses,
8 permits, and other elevator regulation fees set forth in the
9 Michigan Administrative Code and as determined under section 8 of
10 1976 PA 333, MCL 338.2158, and section 16 of 1967 PA 227, MCL
11 408.816, that are unexpended at the end of the fiscal year shall
12 carry forward to the subsequent fiscal year.

13 Sec. 503. Not later than February 15, the department shall
14 submit a report to the subcommittees, the senate and house fiscal
15 agencies, and the state budget office providing the following
16 information:

17 (a) The number of veterans who were separated from service in
18 the Armed Forces of the United States with an honorable character
19 of service or under honorable conditions (general) character of
20 service, individually or if a majority interest of a corporation or
21 limited liability company, that were exempted from paying
22 licensure, registration, filing, or any other fees collected under
23 each licensure or regulatory program administered by the bureau of
24 construction codes, the bureau of professional licensing, and the
25 corporations, securities, and commercial licensing bureau during
26 the preceding fiscal year.

27 (b) The specific fees and total amount of revenue exempted
28 under each licensure or regulatory program administered by the
29 bureau of construction codes, the bureau of professional licensing,



1 and the corporations, securities, and commercial licensing bureau
2 during the preceding fiscal year.

3 (c) The actual costs of providing licensing and other
4 regulatory services to veterans exempted from paying licensure,
5 registration, filing, or any other fees during the preceding fiscal
6 year and a description of how these costs were calculated.

7 (d) The estimated amount of revenue that will be exempted
8 under each licensure or regulatory program administered by the
9 bureau of construction codes, the bureau of professional licensing,
10 and the corporations, securities, and commercial licensing bureau
11 in both the current and subsequent fiscal years and a description
12 of how the exempted revenue was estimated.

13 Sec. 504. The department shall submit a comprehensive annual
14 report for all marihuana programs administered by the cannabis
15 regulatory agency by January 31 to the senate and house
16 appropriations committees, the senate and house fiscal agencies,
17 and the state budget office. This report shall include, but is not
18 limited to, all of the following information for the prior fiscal
19 year regarding the marihuana programs under the Michigan Medical
20 Marihuana Act, 2008 IL 1, MCL 333.26421 to 333.26430; the medical
21 marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to
22 333.27801, and the Michigan Regulation and Taxation of Marihuana
23 Act, 2018 IL 1, MCL 333.27951 to 333.27967:

24 (a) The number of initial applications received, by license
25 category.

26 (b) The number of initial applications approved and the number
27 of initial applications denied, by license category.

28 (c) The average amount of time, from receipt to approval or
29 denial, to process an initial application, by license category.



1 (d) The number of renewal applications approved, by license
2 category and by county.

3 (e) The number of renewal applications received, by license
4 category, and by county, if applicable.

5 (f) The number of renewal applications denied, by license
6 category and by county.

7 (g) The average amount of time, from receipt to approval or
8 denial, to process a renewal application, by license category, if
9 applicable.

10 (h) The percentage of initial applications not approved or
11 denied within the time requirements established in the respective
12 act, by license category, if applicable.

13 (i) The percentage of renewal applications not approved or
14 denied within the time requirements established in the respective
15 act, by license category, if applicable.

16 (j) The total amount collected from application fees or
17 established regulatory assessment and the specific fund this amount
18 is deposited into, by license category.

19 (k) The costs of administering the licensing program under
20 each of the above-referenced acts.

21 (l) The registered name and addresses of all facilities
22 licensed under the above-referenced acts, by license category and
23 by county.

24 (m) Number of complaints received pertaining to the above-
25 referenced acts, by license type or regulatory activity.

26 (n) A description of the types of complaints received.

27 (o) A description of the process used to resolve complaints.

28 (p) Number of investigations opened pertaining to each license
29 category.



1 (q) Number of investigations closed pertaining to each license
2 category.

3 (r) Average amount of time to complete investigations
4 pertaining to each license category.

5 (s) Number of enforcement actions pertaining to each license
6 category.

7 (t) A description of the types of enforcement actions taken
8 against licensees.

9 (u) Number of administrative hearing adjudications pertaining
10 to each license type.

11 (v) A list of the fees charged for license applications,
12 license renewals, and registry cards.

13 Sec. 505. If the revenue collected by the department for
14 health systems administration from fees and collections exceeds the
15 amount appropriated in part 1, the revenue may be carried forward
16 into the subsequent fiscal year. The revenue carried forward under
17 this section shall be used as the first source of funds in the
18 subsequent fiscal year.

19 Sec. 506. Not later than February 1, the department shall
20 submit a report to the subcommittees, the senate and house fiscal
21 agencies, and the state budget office providing the following
22 information:

23 (a) The total amount of reimbursements made to local units of
24 government for delegated inspections of fireworks retail locations
25 pursuant to section 11 of the Michigan fireworks safety act, 2011
26 PA 256, MCL 28.461, from the funds appropriated in part 1 for the
27 bureau of fire services during the preceding fiscal year.

28 (b) The amount of reimbursement for delegated inspections of
29 fireworks retail locations for each local unit of government that



1 received reimbursement from the funds appropriated in part 1 for
2 the bureau of fire services during the preceding fiscal year.

3 Sec. 507. (1) Beginning October 1, for the purpose of
4 defraying the costs associated with responding to false final
5 inspection appointments and to discourage the practice of calling
6 for final inspections when the project is incomplete or
7 noncompliant with a plan of correction previously provided by the
8 bureau of fire services, the bureau of fire services may assess a
9 fee not to exceed \$200.00 for responding to a second or subsequent
10 confirmed false inspection appointment. Fees collected under this
11 section shall be deposited into the restricted account referenced
12 by section 2c(2) of the fire prevention code, 1941 PA 207, MCL
13 29.2c, and explicitly identified within the statewide integrated
14 governmental management applications system.

15 (2) Not later than September 30, the department shall prepare
16 a report that provides the amount of the fee assessed under
17 subsection (1), the number of fees assessed and issued per region,
18 the cost allocation for the work performed and reduced as a result
19 of this section, and any recommendations for consideration by the
20 legislature. The department shall submit this information to the
21 subcommittees, the senate and house fiscal agencies, and the state
22 budget office.

23 Sec. 508. The department shall submit a report on the Michigan
24 automated prescription system to the senate and house
25 appropriations committees, the senate and house fiscal agencies,
26 and the state budget office by November 30. The report shall
27 include, but is not limited to, the following:

28 (a) Total number of licensed health professionals registered
29 to the Michigan automated prescription system.



1 (b) Total number of dispensers registered to the Michigan
2 automated prescription system.

3 (c) Total number of prescribers using the Michigan automated
4 prescription system.

5 (d) Total number of dispensers using the Michigan automated
6 prescription system.

7 (e) Number of cases related to overprescribing,
8 overdispensing, and drug diversion where the department took
9 administrative action as a result of information and data generated
10 from the Michigan automated prescription system.

11 (f) The number of hospitals, doctor's offices, pharmacies, and
12 other health facilities that have integrated the Michigan automated
13 prescription system into their electronic health records systems.

14 (g) Total number of delegate users registered to the Michigan
15 automated prescription system.

16 Sec. 509. From the amount appropriated in part 1 for bureau of
17 community and health systems administration, upon receipt of the
18 order of suspension of a licensed adult foster care home, home for
19 the aged, or nursing home, the department shall serve the facility
20 and provide contemporaneous notice to the offices of legislators
21 representing a district where the licensed facility is situated and
22 to the senate and house subcommittees on health and human services.

23 Sec. 510. The department shall not enforce any directive
24 requiring the masking of children less than 5 years of age and
25 shall not take any licensing or administrative action against any
26 licensee for failure to enforce or require the masking of children
27 less than 5 years of age.

28 Sec. 511. From the funds appropriated in part 1 for bureau of
29 construction codes, at least \$500,000.00 must be allocated for



1 additional inspections and enforcement activities related to the
2 carnival-amusement safety act of 1966, 1966 PA 225, MCL 408.651 to
3 408.670.

4 Sec. 512. Funds remaining in the homeowner construction lien
5 recovery fund are appropriated to the department for payment of
6 court-ordered homeowner construction lien recovery fund judgments
7 entered before August 23, 2010. Pursuant to available funds, the
8 payment of final judgments shall be made in the order in which the
9 final judgments were entered and began accruing interest.

10 Sec. 513. The department shall submit a comprehensive annual
11 report for all hemp programs administered by the cannabis
12 regulatory agency by January 31 to the subcommittees, the senate
13 and house fiscal agencies, and the state budget office. This report
14 must include a description of all programs transferred from the
15 Michigan department of agriculture and rural development to the
16 cannabis regulatory agency under Executive Order No. 2022-1. The
17 report must include, but is not limited to, all of the following:

18 (a) Total amount collected by the cannabis regulatory agency
19 from regulatory and licensing activities related to hemp and hemp
20 processor-handlers.

21 (b) Total cost of administering hemp regulatory and licensing
22 programs.

23 (c) Total number of hemp-processor handlers and any other hemp
24 licensees licensed in this state, by county.

25 (d) A list and description of any fees that the cannabis
26 regulatory agency assesses on hemp licensees.

27 (e) A list and description of the functions of any personnel
28 transferred to the cannabis regulatory agency under Executive Order
29 No. 2022-1.



1 Sec. 514. From the funding reduction in part 1 from the
 2 licensing and regulation fund, the bureau of professional licensing
 3 must reduce expenditures for licensing and regulatory activities by
 4 \$250,000.00 for professions regulated under articles 11 and 12 of
 5 the occupational code, 1980 PA 299, MCL 339.1101 to 339.1218. The
 6 department must not utilize any fund source to offset this
 7 reduction.

8 Sec. 515. From the funds appropriated in part 1, the bureau of
 9 fire services shall allocate \$228,900.00 to increase the number of
 10 inspections that the bureau conducts at places of public assembly.

11

12 **COMMISSIONS**

13 Sec. 801. If Byrne formula grant funding is awarded to the
 14 Michigan indigent defense commission, the Michigan indigent defense
 15 commission may receive and expend Byrne formula grant funds in an
 16 amount not to exceed \$250,000.00 as an interdepartmental grant from
 17 the department of state police. The Michigan indigent defense
 18 commission, created under section 5 of the Michigan indigent
 19 defense commission act, 2013 PA 93, MCL 780.985, may receive and
 20 expend federal grant funding from the United States Department of
 21 Justice in an amount not to exceed \$300,000.00 as other federal
 22 grants.

23 Sec. 802. From the funds appropriated in part 1, the Michigan
 24 indigent defense commission shall submit a report by September 30
 25 to the subcommittees, the senate and house fiscal agencies, and the
 26 state budget office on the incremental costs associated with the
 27 standard development process, the compliance plan process, and the
 28 collection of data from all indigent defense systems and attorneys
 29 providing indigent defense. Particular emphasis shall be placed on



1 those costs that may be avoided after standards are developed and
2 compliance plans are in place.

3 Sec. 803. A grant distributed by the Michigan indigent defense
4 commission must not be used by an indigent defense system to
5 support any construction expenses for a new structure. This section
6 does not prohibit expenditures for renovations to existing
7 structures, if such a renovation is part of an indigent defense
8 system's approved compliance plan.

9

10 **GRANTS**

11 Sec. 901. (1) The department shall expend the funds
12 appropriated in part 1 for marihuana operation and oversight grants
13 for grants to counties for education and outreach programs relating
14 to the Michigan medical marihuana program and the adult-use
15 marihuana program, pursuant to section 6(1) of the Michigan Medical
16 Marihuana Act, 2008 IL 1, MCL 333.26426, and section 14 of the
17 Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL
18 333.27964. The grant funds may be generated from application and
19 license fees authorized under section 8(1)(b) of the Michigan
20 Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27958.
21 These grants shall be distributed proportionately based on the
22 number of registry identification cards issued to or renewed for
23 the residents of each county that applied for a grant under
24 subsection (2). For the purposes of this subsection, operation and
25 oversight grants are for education, communication, and outreach
26 regarding the Michigan Medical Marihuana Act, 2008 IL 1, MCL
27 333.26421 to 333.26430, and the Michigan Regulation and Taxation of
28 Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967. Grants
29 provided under this section must not be used for law enforcement



1 purposes.

2 (2) Not later than December 1, the department shall post a
3 listing of potential grant money available to each county on its
4 website. In addition, the department shall work collaboratively
5 with counties regarding the availability of these grant funds. A
6 county requesting a grant shall apply on a form developed by the
7 department and available on its website. The form shall contain the
8 county's specific projected plan for use of the money and its
9 agreement to maintain all records and to submit documentation to
10 the department to support the use of the grant money.

11 (3) In order to be eligible to receive a grant under
12 subsection (1), a county shall apply not later than January 1 and
13 agree to report how the grant was expended and to provide that
14 report to the department not later than September 15. The
15 department shall submit a report not later than October 15 of the
16 subsequent fiscal year to the state budget office, the
17 subcommittees, and the senate and house fiscal agencies detailing
18 the grant amounts by recipient and the reported uses of the grants
19 in the preceding fiscal year.

20 Sec. 902. (1) The amount appropriated in part 1 for
21 firefighter training grants shall only be expended for payments to
22 counties to reimburse organized fire departments for firefighter
23 training and other activities required under the firefighters
24 training council act, 1966 PA 291, MCL 29.361 to 29.377.

25 (2) If the amount appropriated in part 1 for firefighter
26 training grants is expended by the firefighters training council,
27 established in section 3 of the firefighters training council act,
28 1966 PA 291, MCL 29.363, for payments to counties under section 14
29 of the firefighters training council act, 1966 PA 291, MCL 29.374,



1 it is the intent of the legislature that:

2 (a) The amount appropriated in part 1 for firefighter training
3 grants shall be allocated pursuant to section 14(2) of the
4 firefighters training council act, 1966 PA 291, MCL 29.374.

5 (b) If the amount allocated to any county under subdivision
6 (a) is less than \$5,000.00, the amounts disbursed to each county
7 under subdivision (a) shall be adjusted to provide for a minimum
8 payment of \$5,000.00 to each county.

9 (3) Not later than February 1, the department shall submit a
10 financial report to the subcommittees, the senate and house fiscal
11 agencies, and the state budget office identifying the following
12 information for the preceding fiscal year:

13 (a) The amount of the payments that would be made to each
14 county if the distribution formula described by the first sentence
15 of section 14(2) of the firefighters training council act, 1966 PA
16 291, MCL 29.374, would have been utilized to allocate the total
17 amount appropriated in part 1 for firefighter training grants.

18 (b) The amount of the payments approved by the firefighters
19 training council for allocation to each county.

20 (c) The amount of the payments actually expended or encumbered
21 within each county.

22 (d) A description of any other payments or expenditures made
23 under the authority of the firefighters training council.

24 (e) The amount of payments approved for allocations to
25 counties that was not expended or encumbered and lapsed back to the
26 fireworks safety fund.

27

28 **ONE-TIME APPROPRIATIONS**

29 Sec. 1001. From the funds appropriated in part 1 for bureau of



1 fire services - smoke detectors, the bureau of fire services must
 2 purchase and distribute sealed-battery smoke detectors to the
 3 residents of this state. The bureau of fire services may purchase
 4 smoke detectors with additional capabilities for individuals with
 5 physical or psychological conditions that require an accommodative
 6 technology.

7 Sec. 1002. (1) From the funds appropriated in part 1 for
 8 customer service and business ethics training, the department must
 9 provide 1 hour of customer service and business ethics training to
 10 each classified employee and 2 hours of customer service and
 11 business ethics training to each unclassified employee. This
 12 training must include, but is not limited to, instruction in
 13 customer service professionalism, consumer support, and ethics in
 14 business.

15 (2) Not later than November 3, 2022, the department shall
 16 submit a report to the subcommittees, the senate and house fiscal
 17 agencies, and the state budget office containing all of the
 18 following information:

19 (a) The number of classified and unclassified employees that
 20 received the customer service and business ethics training.

21 (b) A copy of the material that was presented in the customer
 22 service and business ethics training.

23 (c) Information on the entity that provided the customer
 24 service and business ethics training.

25 Sec. 1003. (1) From the funds appropriated in part 1 for low
 26 carbon energy infrastructure enhancement and development, funding
 27 must be expended only for grants to businesses, nonprofit
 28 organizations, and units of local government for the purposes of
 29 planning, developing, designing, acquiring, or constructing low



1 carbon energy facilities, which may include, but are not limited
2 to, natural gas facilities, combined heat and power facilities,
3 renewable natural gas facilities, and electrification programs.

4 (2) The Michigan public service commission must develop
5 program guidelines and implement an application process for the
6 grant program within 6 months after the effective date of this act
7 and must first prioritize and approve grants that do all of the
8 following:

9 (a) Are supported by a cost-benefit analysis.

10 (b) Facilitate the largest number of end-use customers
11 achieving access to low carbon energy facilities at the lowest
12 total cost.

13 (c) Reduce customer energy cost burdens.

14 (d) Support the reduction of emissions.

15 (3) Grant applicants must do all of the following:

16 (a) Perform an impact study that includes an analysis of
17 potential cost savings, environmental impacts, and local economic
18 benefits of the proposed low carbon energy facilities. A utility,
19 at its sole discretion, may prepare a single impact study covering
20 the utility's service territory that accounts for likely proposals,
21 evaluates regional opportunities, and minimizes or eliminates the
22 need for repetitive studies. Sufficient detail must be provided in
23 the study to allow the Michigan public service commission to
24 evaluate each low carbon energy facility proposed.

25 (b) Submit a proposal that details the associated costs and
26 benefits of the proposal, including all of the following:

27 (i) The cost impact to potential new customers, including a
28 cost-benefit analysis demonstrating the impact and cost savings to
29 customers that are directly part of the infrastructure development



1 proposal. The cost-benefit analysis must include all of the
2 following:

3 (A) A summary of the project, including detailed cost
4 estimates for completion, project timing, and locations impacted.

5 (B) A prospective list outlining the volume of potential
6 customers that would be impacted by the project development.

7 (C) A comprehensive analysis of prospective customers' energy
8 costs using those customers' current energy supply versus the
9 proposed new energy supply source and other alternative energy
10 sources that may be available, including all of the following:

11 (I) The forecasted annual energy costs of a customer's current
12 energy supply in direct comparison with the proposed new energy
13 supply source and other alternative energy sources that may be
14 available.

15 (II) Any installation or project costs that are the customer's
16 responsibility.

17 (III) A detailed comparison of the scope 1, scope 2, and scope
18 3 emissions, as defined by the Environmental Protection Agency,
19 associated with the energy supply within the proposal versus the
20 current energy supply being used by prospective customers and other
21 alternative energy sources that may be available, including all of
22 the following:

23 (1) The calculated emissions savings for an average customer
24 under the different energy supply options.

25 (2) Any supporting details for the emissions calculation,
26 including any models and detail on assumptions.

27 (ii) An analysis to demonstrate impact on the local economy and
28 this state's economy, including all of the following:

29 (A) The number of jobs created during the project.



1 (B) The potential impact to the small business community
2 within the local area where the grant or loan is proposed to be
3 spent.

4 (C) The cost savings to other customers due to the grant being
5 used to supplement spending and revenue in other areas.

6 (iii) A detailed summary indicating any support from customers
7 and communities associated with the project plans for the
8 infrastructure development, including all of the following:

9 (A) Any outreach campaigns or events conducted, including
10 dates, times, and number of households reached.

11 (B) A list of any customers or businesses that have expressed
12 or signaled interest in supporting the project development.

13 (iv) An analysis of the anticipated community health impacts
14 related to the proposed low carbon energy facility.

15 (4) In addition to the requirements of subsection (3), an
16 applicant applying for a grant to be used to develop RNG
17 infrastructure shall include all of the following:

18 (a) The project details, including the location of biogas and
19 the proposed interconnection.

20 (b) The cost estimates for the interconnection, metering, and
21 gas conditioning equipment needed to connect to an existing
22 pipeline system.

23 (c) A summary of the environmental and health impacts of the
24 project, including the forecasted emission reductions.

25 (d) Any local economic impact from the RNG infrastructure
26 development.

27 (e) The end-use application for the RNG infrastructure with a
28 focus on projects being used for opportunities in this state.

29 (5) After receiving an application under this section, the



1 Michigan public service commission must allow local units of
2 government, environmental groups, and business interests directly
3 affected by the proposal 45 days to review the application and
4 provide comments. The Michigan public service commission must give
5 the applicant 15 days after the comments have been received from
6 interested parties, at the applicant's discretion, to modify or
7 maintain their initial proposal.

8 (6) The Michigan public service commission must review all
9 proposals and award grants to applicants it determines have met the
10 criteria in this section. All grants must include full and timely
11 cost recovery from the fund for the infrastructure requirements of
12 the affected utility made necessary by the grant.

13 (7) Grant recipients under this section must submit a report
14 to the Michigan public service commission detailing how the grant
15 money was used within 30 days after the completion of the relevant
16 project.

17 (8) As used in this section, "renewable natural gas" or "RNG"
18 means methane derived from organic waste material and degradable
19 carbon sources including, but not limited to, agricultural waste,
20 manure, municipal waste, plant materials, sewage, green waste, or
21 food waste.

22 (9) The unexpended funds appropriated in part 1 for low carbon
23 energy infrastructure enhancement and development are designated as
24 a work project appropriation. Any unencumbered or unallotted funds
25 shall not lapse at the end of the fiscal year and shall be
26 available for expenditures for projects under this section until
27 the projects have been completed. The following is in compliance
28 with section 451a(1) of the management and budget act, 1984 PA 431,
29 MCL 18.1451a:



1 (a) The purpose of the project is to support improvements to
2 low carbon energy infrastructure projects.

3 (b) The project will be accomplished by utilizing state
4 employees or contracts with service providers, or both.

5 (c) The total estimated cost of the project is \$25,000,000.00.

6 (d) The tentative completion date is September 30, 2027.

