

LINE ITEM AND BOILERPLATE SUMMARY

LICENSING AND REGULATORY AFFAIRS

**Fiscal Year 2018-19
Article XIII, Public Act 207 of 2018
Senate Bill 848 as Enacted**



Marcus Coffin, Fiscal Analyst

September 2018

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September 2018

TO: Members of the Michigan House of Representatives

The House Fiscal Agency has prepared a **Line Item Summary** for each of the FY 2018-19 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". The signature is written in a cursive, flowing style.

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; energy and public utilities; fire safety; health care and human services; and medical marihuana facilities and activities. Agencies within LARA are also responsible for administering and enforcing occupational safety and health standards, labor and wage laws, and workers' compensation requirements, as well as providing vocational rehabilitation services for the blind. Lastly, agencies within LARA conduct administrative hearings for departments statewide, provide staff support for several commissions, and administer multiple grant programs.

Full-time equated unclassified positions	57.5	Full-time equated (FTE) positions not in the state classified service.
Full-time equated classified positions	2,322.3	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	\$517,762,200	Total of all applicable line item appropriations.
Total interdepartmental grant/intradepartmental transfer revenue	48,414,300	Revenue received from other departments or transferred within the department.
ADJUSTED GROSS APPROPRIATION	\$469,347,900	Gross appropriation less (or minus) interdepartmental grant (IDG) or intradepartmental transfer (IDT) revenue.
Total federal revenue	65,744,400	Revenue received from federal departments and agencies.
Total local revenue	100,000	Revenue received from local units of government.
Total private revenue	111,800	Revenue received from private individuals and entities.
Total state restricted revenue	276,471,400	State revenue dedicated to a specific fund (other than the General Fund) or restricted for a specific purpose.
STATE GENERAL FUND/ GENERAL PURPOSE	\$126,920,300	Unrestricted state revenue from taxes and other sources.
		GF/GP Subtotals: Ongoing 126,920,300 One-time 0

SECTION 102: DEPARTMENTAL ADMINISTRATION AND SUPPORT

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

Full-time equated unclassified positions	57.5	Full-time equated (FTE) positions not in the state classified service.
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Full-time equated classified positions	108.0	Full-time equated (FTE) positions in the state classified service.
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Unclassified salaries – 57.5 FTE positions	\$5,107,700	Supports salaries of unclassified positions within LARA, including the following: Director of LARA, Executive Director of the Agency for Energy, and members of the Liquor Control Commission, the Public Service Commission, the Tax Tribunal, the Workers' Compensation Board of Magistrates, the Compensation Appellate Commission, and the Employment Relations Commission.
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Funding Source(s):	IDG/IDT	601,100
	Federal	35,500
	Restricted	4,211,500
	GF/GP	259,600

Related Boilerplate Section(s): None

Administrative services – 77.0 FTE positions	8,810,100	Supports staff and operations of the Office of Human Resources and the Office of Finance and Administrative Services. The Office of Human Resources manages personnel-related matters for LARA agencies, while the Office of Finance and Administrative Services includes the following: <u>Budget Division</u> : Manages budget development, collaborates with the State Budget Office, and monitors the 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 information technology for the department (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; and administers and monitors grant programs for LARA agencies.
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Funding Source(s):	IDG/IDT	150,000
	Federal	855,500
	Restricted	7,804,600

Related Boilerplate Section(s): 205, 206, 207, 211, 212, 213, 222, 223, 226, 227

Executive director programs – 24.0 FTE positions	3,256,500	Supports staff and operations for the offices of the LARA Director, Deputy Directors, and the following: <u>Office of Communications</u> : Coordinates media and public relations and disseminates information to stakeholders and the news media. <u>Office of Policy and Legislative Affairs</u> : Coordinates legislative activity for the department 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, the press, local governments, and the public.
		Funding Source(s): Federal 251,900 Restricted 3,004,600
		<i>Related Boilerplate Section(s): None</i>
FOIA coordination – 3.0 FTE positions	314,900	Supports staff and operations associated with coordination of requests regarding inspection or duplication of public records retained and filed under the Freedom of Information Act of 1976.
		Funding Source(s): Restricted 314,900
		<i>Related Boilerplate Section(s): None</i>
Office for new Americans – 4.0 FTE positions	480,200	Supports staff and operations of the Michigan Office for New Americans (MONA), which analyzes and coordinates State policies and programs related to immigration or impacting the education, employment, or entrepreneurship of immigrants. Partners with non-state entities to provide information and assistance concerning immigration issues and services, including the Global Talent Retention Initiative.
		Funding Source(s): GF/GP 480,200
		<i>Related Boilerplate Section(s): 804</i>
Property management	11,488,900	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 1,485,700 Restricted 9,534,400 GF/GP 468,800
		<i>Related Boilerplate Section(s): None</i>
Worker's compensation	318,500	Supports estimated claims and reserve requirements for workers' compensation benefits paid to employees of LARA agencies, administered through DTMB.
		Funding Source(s): Federal 29,300 Restricted 289,200
		<i>Related Boilerplate Section(s): None</i>
GROSS APPROPRIATION	\$29,776,800	Total of all applicable line item appropriations.
IDG – MDIFS, 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
IDG – MDTED, unemployment hearings	601,100	<u>Source</u> : Department of Talent and Economic Development for costs of appeals hearings related to unemployment insurance <u>Use</u> : MAHS appeals related to unemployment insurance
DED – vocational rehabilitation and independent living	897,400	<u>Source</u> : U.S. Dept. of Education, Office of Special Education and Rehabilitative Services <u>Use</u> : Provision of vocational rehabilitation and independent living programs and services for blind persons

DOE – heating oil and propane	25,000	<u>Source:</u> U.S. Dept. of Energy, Energy Information Administration <u>Use:</u> Conducting surveys of residential heating oil and propane prices
DOL – occupational safety and health	712,200	<u>Source:</u> U.S. Dept. of Labor, Occupational Safety and Health Administration <u>Use:</u> Operation of federally-approved comprehensive state occupational safety and health programs, including consultative workplace safety and health services and collection of occupational injury and illness data
EPA – underground storage tanks	29,100	<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	405,200	<u>Source:</u> U.S. Dept. of Health and Human Services, Center for Medicaid and Medicare Services <u>Use:</u> Determining if healthcare providers and suppliers are in compliance with federal health and safety standards and conditions
HHS – Medicare, certification of health care providers and suppliers	589,000	<u>Source:</u> U.S. Dept. of Health and Human Services, Center for Medicaid and Medicare Services <u>Use:</u> Determining if healthcare providers and suppliers are in compliance with federal health and safety standards and conditions
Aboveground storage tank fees	92,400	<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 the Fire Prevention Code of 1941, and rules pertaining to the delivery, dispensing, noncommercial transportation, or storage of hazardous materials
Accountancy enforcement fund	46,100	<u>Source:</u> Portion of statutory licensure and registration fees and all peer-review fees for the practice of public accounting <u>Use:</u> Enforcement, disciplinary, and prosecution expenses for unlicensed accountancy activities under the Occupational Code of 1980
Asbestos abatement fund	150,100	<u>Source:</u> Statutory licensure fees for asbestos abatement contractors and a 1% fee on the price of asbestos abatement contracts <u>Use:</u> LARA's responsibilities under the Asbestos Abatement Contractors Licensing Act of 1986 (inspections of asbestos abatement projects, education of asbestos abatement contractors, etc.)
Boiler inspection fund	278,300	<u>Source:</u> Licensure, examination, permit, registration, and inspection fees for boiler-related occupations and for facilities operating boilers <u>Use:</u> Operation of BCC Boiler Division and LARA indirect overhead expenses
Builder enforcement fund	100,400	<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 the Occupational Code of 1980
Construction code fund	760,000	<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 the construction industry
Corporation fees	5,644,500	<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 duties, as required by law

Elevator fees	302,100	<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	7,100	<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 the Fire Prevention Code of 1941
Fire safety standard and enforcement fund	2,100	<u>Source:</u> Triennial statutory fee on cigarette manufacturers for certification of fire safe cigarettes <u>Use:</u> Enforcement, oversight, processing, and testing activities under the Fire Safety Standard and Firefighter Protection Act of 2009
Fire service fees	483,400	<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	51,000	<u>Source:</u> Consumer fireworks safety certificate fees and a statutory ad valorem fee on retail fireworks transactions <u>Use:</u> Administration of the Michigan Fireworks Safety Act of 2011, and firefighter training under the direction of the Firefighters Training Council
Health professions regulatory fund	1,569,800	<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 the Public Health Code of 1978
Health systems fees	246,400	<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 the Public Health Code of 1978 and Chapter 1 of the Mental Health Code of 1974
Licensing and regulation fund	783,000	<u>Source:</u> Examination, inspection, licensure, registration, and other statutory fees for individuals and entities regulated in occupations under the 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 products <u>Use:</u> Administration of the licensing and enforcement provisions of the Liquor Control Code of 1998 by the LCC, enforcement of the Code and associated rules by local law enforcement agencies, and programs for the prevention and treatment of alcoholism
Liquor purchase revolving fund	3,807,100	<u>Source:</u> Wholesale markup, subject to statutory limits, on liquor products sold by the LCC to retail licensees <u>Use:</u> Replenishing, maintaining, warehousing, and distributing liquor inventory throughout the state, and administration of the Liquor Control Code of 1998; unexpended revenue lapses to the General Fund
Marihuana registry fund	670,500	<u>Source:</u> Medical marihuana registry identification card application and renewal fees <u>Use:</u> Operation and oversight of the Michigan Medical Marihuana Program

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 the Michigan Unarmed Combat Regulatory Act of 2004
Mobile home code fund	317,100	<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	37,500	<u>Source:</u> Portion of statutory licensure fees for practicing as a registered nurse, a licensed practical nurse, or a trained attendant <u>Use:</u> Promoting safe nursing practices and patient care; assuring high-quality nurses, nursing faculty, and nursing education; and operating a nursing scholarship program
PMECSEMA fund	45,000	<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, prevention of controlled substances diversion, and development and maintenance of the electronic monitoring system for controlled substances data
Private occupational school license fees	55,200	<u>Source:</u> Proprietary school licensure and permit fees <u>Use:</u> Administration of the Proprietary Schools Act of 1943
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 the Land Division Act of 1967
Public utility assessments	2,779,400	<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 the PSC <u>Use:</u> Public utility regulation
Radiological health fees	223,500	<u>Source:</u> Statutory evaluation, inspection, and registration fees assessed on applicants for licensure of radioactive materials and devices and equipment utilizing radioactive materials <u>Use:</u> Implementation, administration, and enforcement of Part 135 of the Public Health Code of 1978
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	11,000	<u>Source:</u> Portion of statutory licensure fees for engaging in real estate brokering, associate brokering, or sales <u>Use:</u> Programs related to the educational requirements of real estate brokers, associate brokers, and salespersons
Real estate enforcement fund	11,300	<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	185,800	<u>Source:</u> Statutory 1-cent per gallon regulatory fee levied on refined petroleum products <u>Use:</u> Various programs within LARA, MDARD, and MDEQ

Restructuring mechanism assessments	31,600	<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
Retired engineers technical assistance program fund	7,000	<u>Source:</u> Interest and earnings from an initial one-time fund capitalization of \$10.0 million (from proceeds of bonds) <u>Use:</u> Administration and operation of the Retired Engineers Technical Assistance Program
Safety education and training fund	850,800	<u>Source:</u> Statutory assessment on workers' compensation insurance carriers and self-insured employers based on appropriation and total annual workers' disability compensation benefits, excluding medical payments, paid in the immediately preceding calendar year <u>Use:</u> Operation of the Consultation, Education, and Training Division of MIOSHA
Second injury fund	236,700	<u>Source:</u> Proportional statutory assessment on workers' compensation insurance carriers and self-insured employers to generate 175% of disbursements from the fund during the preceding calendar year, less the amount of net assets in excess of \$200,000 in the fund <u>Use:</u> Workers' compensation benefits paid, after payments for the second permanent disability, to employees with a permanent disability who are subsequently injured at work resulting in another permanent disability rendering them totally and permanently disabled
Securities fees	3,678,200	<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 the securities industry <u>Use:</u> Administration of the CSCLB's duties as required by law; unexpended revenue for administering the Uniform Securities Act of 2008 lapses to the General Fund at the end of the fiscal year
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 the securities industry <u>Use:</u> Education and training of Michigan residents in matters concerning securities laws and investment issues; revenue in excess of \$1.0 million lapses to the General Fund at the end of the fiscal year
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 the Private Security Business and Security Alarms Act of 1968
Self-insurers security fund	120,300	<u>Source:</u> Assessments on employers that self-insure for workers' compensation <u>Use:</u> Workers' compensation benefits paid to disabled employees, or their dependents, who are entitled to receive benefits from a private self-insurer that becomes insolvent and is unable to continue benefit payments
Silicosis and dust disease fund	102,300	<u>Source:</u> Proportional statutory assessment on workers' compensation insurance carriers and self-insured employers to generate 175% of disbursements from the fund during the preceding calendar year, less the amount of net assets in excess of \$200,000 in the fund <u>Use:</u> Workers' compensation benefits paid, in excess of the greater of \$25,000 or 104 weeks, for disability or death from silicosis or other dust disease or arising out of and in the course of employment in the logging industry

Survey and remonumentation fund	97,000	<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 the State Survey and Remonumentation Act of 1990
Tax tribunal fund	885,300	<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> Operation of the Utility Consumer Participation Board and grants to support the representation of residential utility customers' interests in administrative and judicial proceedings
Worker's compensation administrative revolving fund	103,800	<u>Source:</u> Statutory fees assessed on parties to workers' compensation redemption agreements <u>Use:</u> Education and training, case management, claim review, and administrative hearing purposes for the WCA and the MCAC
STATE GENERAL FUND/ GENERAL PURPOSE	\$1,208,600	Unrestricted state revenue from taxes and other sources.

SECTION 103: ENERGY AND UTILITY PROGRAMS

This appropriation unit supports the Michigan Agency for Energy (MAE) and the Public Service Commission (PSC); the MAE coordinates the state's energy-related programs and compiles and circulates energy-related information, while the PSC 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	208.0	Full-time equated (FTE) positions in the state classified service.
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Michigan agency for energy – 26.0 FTE positions	\$7,132,800	<p>Supports non-PSC staff and operations of the MAE, which coordinates, analyzes, advises on, and advocates for the State's policies, programs, and proposals related to energy, and provides energy-related information and assistance to state departments and agencies; includes the following sections:</p> <p><u>Communications</u>: Provides media relations and strategic communications for the MAE and PSC; develops press releases, manages social media activity, and coordinates with External Affairs to create consumer tips.</p> <p><u>Energy Security</u>: Coordinates with the PSC to prepare for, respond to, monitor, and investigate energy-related emergencies; advises the executive director and Governor on energy emergency declarations; supports the Michigan State Police during energy-related emergencies, including directing contact with the energy industry; tracks issues related to propane supplies and natural gas prices, advises the Governor regarding declarations of petroleum and propane emergencies, and oversees development and implementation of Michigan's Energy Assurance Plan and the Petroleum Shortage Response Plan.</p> <p><u>External Affairs Unit</u>: Engages in outreach and education events for Michigan residents, participates in community events to provide energy-related information and to answer consumer questions, cooperates with Communications to draft consumer tips posted to the agency's website and shared with residents, and assists in MAE and PSC events.</p> <p><u>Michigan Energy Office</u>: Manages applications for and administration of grants from the US Department of Energy through the State Energy Program, provides event sponsorships and energy efficiency and renewable energy loans for businesses, studies electric vehicle deployment, and administers a portion of the Volkswagen Settlement.</p> <p><u>Policy and Government Relations</u>: Monitors policy issues before the Federal Energy Regulatory Commission (FERC), regional transmission organizations (RTOs), and the Michigan legislature; represents MAE at FERC and RTO forums and before the Michigan Legislature; houses the Energy Ombudsman.</p>
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Funding Source(s):	Federal	3,795,000
	Restricted	2,778,200
	GF/GP	559,600

Related Boilerplate Section(s): 302

Public service commission – 182.0 FTE positions	31,879,000	<p>Supports staff and operations of the PSC, a quasi-judicial agency which includes:</p> <p><u>Strategic Operations Division</u>: Supports PSC decision making processes, interacts with external stakeholders, oversees case management and strategy, and implements new energy legislation.</p> <p><u>Regulatory Affairs Division</u>: Drafts Commission orders and administrative rules, maintains PSC files and official dockets, and provides ethical and legal guidance to PSC employees.</p> <p><u>Energy Operations Division</u>: Ensures safe, reliable, and accessible energy supplies.</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>Energy Resources Division</u>: Provides policies, programs, and procedures to implement the Clean and Renewable Energy and Energy Waste Reduction Act of 2016; reviews and analyzes Certificate of Necessity applications; provides administration for the gas and electric customer choice programs and electric resource adequacy and modeling; monitors federal issues related to wholesale energy markets and transmission.</p> <p><u>Telecommunications Division</u>: Provides technical assistance and recommendations pertaining to telecommunication standards, services, and subjects; oversees the regulation of basic local telephone service, 9-1-1 service, services for the speech and hearing impaired, and other statutory regulation; implements and administers the Intrastate Switched Toll Access Restructuring Mechanism.</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 the delivery of energy assistance grants to low-income residents, made through partner organizations.</p> <p><u>Administrative Services Division</u>: Provides internal organizational support for the PSC and MAE, including in the following: human resources, information technology, website administration, and facilities planning and maintenance.</p>
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Funding Source(s):	Federal	2,212,800
	Restricted	29,666,200

Related Boilerplate Section(s): 226, 301, 302

GROSS APPROPRIATION	\$39,011,800	Total of all applicable line item appropriations.
DOE – heating oil and propane	3,795,000	<u>Source</u> : U.S. Dept. of Energy, Energy Information Administration <u>Use</u> : Conducting surveys of residential heating oil and propane prices
DOT – gas pipeline safety	2,212,800	<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	31,332,300	<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 the PSC <u>Use</u> : Public utility regulation
Restructuring mechanism assessments	620,900	<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 the restructuring mechanism to compensate local exchange carriers for reduced intrastate access charges

Retired engineers technical assistance program fund	491,200	<u>Source:</u> Interest and earnings from an initial one-time fund capitalization of \$10.0 million (from proceeds of bonds) <u>Use:</u> Administration and operation of the Retired Engineers Technical Assistance Program
STATE GENERAL FUND/ GENERAL PURPOSE	\$559,600	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	143.0	Full-time equated (FTE) positions in the state classified service.
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Liquor licensing and enforcement – 115.0 FTE positions	\$16,006,400	Supports staff and operations related to the MLCC’s licensing and enforcement activities under the Liquor Control Code of 1998, including: <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 relevant records, and approves labeling and advertising proposals. <u>Enforcement Division</u> : Investigates applicants for licensure and complaints against licensees; inspects licensed establishments for violations of the Liquor Control Code of 1998; advises, assists, and trains local law enforcement agencies on liquor law enforcement.
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Funding Source(s): Restricted 16,006,400

Related Boilerplate Section(s): 401

Management support services – 28.0 FTE positions	4,518,400	Supports staff and operations related to the MLCC’s administration and enterprise activities under the Liquor Control Code of 1998, including: <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. <u>Financial Management Division</u> : Provides financial and accounting services for the MLCC by receiving, recording, reconciling, and remitting tax, sales, fee, and other revenues, as well as administering the Liquor Purchase Revolving Fund, overseeing the sales and inventories of Authorized Distribution Agents, developing budgets, authorizing expenditures, and verifying tax reports. <u>Executive Services Division</u> : Provides staff support and assistance for the 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.
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Funding Source(s): Restricted 4,518,400

Related Boilerplate Section(s): 225, 226, 401

GROSS APPROPRIATION	\$20,524,800	Total of all applicable line item appropriations.
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Direct shipper enforcement revolving fund	300,700	<u>Source</u> : Statutory licensure fees for wineries located in the US and licensed to sell and deliver domestic wine to consumers <u>Use</u> : Regulation of direct sale and shipment of wine to Michigan consumers
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Liquor control enforcement and license investigation revolving fund	175,000	<u>Source</u> : Statutory wholesale vendor licensure fees <u>Use</u> : Enforcement of the Michigan Liquor Control Code and promulgated rules, and license investigations
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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 the Liquor Control Code of 1998 and other related projects determined by the LCC
Liquor license revenue	7,580,700	<u>Source:</u> Statutory licensure and permit fees for retailers of beer, wine, and liquor products <u>Use:</u> Administration of the licensing and enforcement provisions of the Liquor Control Code of 1998 by the LCC, enforcement of the Code and associated rules by local law enforcement agencies, and programs for the prevention and treatment of alcoholism
Liquor purchase revolving fund	12,392,000	<u>Source:</u> Wholesale markup, subject to statutory limits, on liquor products sold by the LCC to retail licensees <u>Use:</u> Replenishing, maintaining, warehousing, and distributing liquor inventory throughout the state, and administration of the Liquor Control Code of 1998; unexpended revenue lapses to the 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, which license and otherwise regulate various commercial, occupational, construction, fire safety, and health care and human services activities, entities, and facilities throughout the state, includes the following bureaus: Community and Health Systems (BCHS); Construction Codes (BCC); Fire Services (BFS); Professional Licensing (BPL); Corporations, Securities, and Commercial Licensing (CSCLB); and Medical Marijuana Regulation (BMMR).

Full-time equated classified positions	1,143.9	Full-time equated (FTE) positions in the state classified service.
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Bureau of community and health systems – 426.9 FTE positions	\$63,085,000	Performs state licensing and federal certification regulatory functions, includes: <u>Adult Foster Care and Camps Licensing Division:</u> 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 allegations of violations by adult foster care family and group homes, homes for the aged facilities, and adult and child care camps. <u>Health Facility Licensing, Permits, and Support Division:</u> 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. <u>Federal Survey and Certification Division:</u> Conducts routine inspections, receives and investigates consumer complaints, and enforces federal requirements for federally-covered providers. <u>Child Care Licensing Division:</u> Implements, administers, and enforces state licensure statutes; completes routine inspections and receives and investigates consumer complaints and alleged violations; and enforces federal and state requirements for family child care homes, group child care homes, and child care centers.
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Funding Source(s):	IDG/IDT	17,794,900
	Federal	21,968,000
	Restricted	3,768,000
	GF/GP	19,554,100

Related Boilerplate Section(s): 226, 506, 509, 511

Bureau of fire services – 11,175,500 Supports staff and operations of the Bureau of Fire Services (BFS), 78.0 FTE positions which includes:

State Fire Marshal: Appointed by the Governor to advise and advocate for fire safety and to direct the BFS.

State Fire Safety Board: Promulgates fire safety rules pertaining to the 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 the construction, renovation, and alteration of such facilities to ensure compliance with fire safety laws; oversees the education and certification of fire inspectors.

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

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.

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

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

CMS Inspections: Conducts Life Safety Code surveys and monitors compliance of and investigates complaints against federally-certified health care facilities on behalf of the federal government.

National Fire Incident Reporting System: Responsible for encouraging and assisting local fire departments with the reporting of incidents to the National Fire Incidence Reporting System (NFIRS).

Funding Source(s):	Federal	942,400
	Restricted	6,421,100
	GF/GP	3,812,000

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

Bureau of professional 39,834,200 Legal Affairs Division: Drafts documents related to allegations that a licensee has violated the Public Health Code (1978 PA 368) or Occupational Code (1980 PA 290); monitors compliance with sanctions imposed by the professional boards and reports disciplinary action taken against a licensed health professional into a national database; processes FOIA requests and monitors all legal and legislative policy matters affecting the BPL.

Licensing Division: Implements and administers professional license programs pursuant to the Occupational Health Code (1980 PA 290) and the Public Health Code (1978 PA 368) by reviewing applications; investigating the 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.

Special Programs Division: Includes the Bureau's IT and Web Development Section, which provides IT support for the bureau, updates the bureau's webpages, acts as a liaison with DTMB, and manages special projects.

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Medical marihuana facilities licensing and tracking – 108.0 FTE positions	10,000,000	Supports staff and operations of the Bureau of Medical Marihuana Regulation (BMMR), which is responsible for licensing and enforcement activities for medical marihuana facilities and associated licensees (growers, processors, transporters, provisioning centers, and safety compliance facilities). Funding Source(s): Restricted 10,000,000 <i>Related Boilerplate Section(s): 512</i>
Medical marihuana program – 25.0 FTE positions	5,001,300	Supports staff and operations of the Medical Marihuana Program, administered within the Bureau of Medical Marihuana Regulation (BMMR), which maintains the 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 5,001,300 <i>Related Boilerplate Section(s): 505</i>
GROSS APPROPRIATION	\$168,366,700	Total of all applicable line item appropriations.
IDG – MDE, child care licensing	17,794,900	<u>Source:</u> Department of Education <u>Use:</u> Implementation, administration, and enforcement of the regulation (e.g., licensure, registration, consultation, inspection, investigation) of child care organizations
DHS – fire training systems	28,000	<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	8,379,900	<u>Source:</u> U.S. Dept. of Health and Human Services, Center for Medicaid and Medicare Services <u>Use:</u> Determining if healthcare providers and suppliers are in compliance with federal health and safety standards and conditions
HHS – Medicare, certification of health care providers and suppliers	13,638,100	<u>Source:</u> U.S. Dept. of Health and Human Services, Center for Medicaid and Medicare Services <u>Use:</u> Determining if healthcare providers and suppliers are in compliance with federal health and safety standards and conditions
Aboveground storage tank fees	206,800	<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 the Fire Prevention Code of 1941, and rules pertaining to the delivery, dispensing, noncommercial transportation, or storage of hazardous materials
Accountancy enforcement fund	689,600	<u>Source:</u> Portion of statutory licensure and registration fees and all peer-review fees for the practice of public accounting <u>Use:</u> Enforcement, prosecution, and disciplinary expenses for unlicensed accountancy activities under the Occupational Code of 1980

Boiler inspection fund	3,399,700	<u>Source:</u> Licensure, examination, registration, permit, and inspection fees for boiler-related occupations and for facilities operating boilers <u>Use:</u> Operation of BCC Boiler Division 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 the Occupational Code of 1980
Construction code fund	7,910,200	<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 of regulating individuals and products within the construction industry
Corporation fees	7,143,500	<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 duties required by law
Distance education fund	355,500	<u>Source:</u> Statutory application and authorization fees from accredited colleges and universities located within and without the state and authorized to participate in reciprocal agreements <u>Use:</u> Administrative expenses incurred under the Higher Education Authorization and Distance Education Reciprocal Exchange Act of 2015
Division on deafness fund	93,400	<u>Source:</u> Fees for certification as an interpreter for the deaf <u>Use:</u> Implementation of the Division on Deaf, Deafblind, and Hard of Hearing Act of 1937
Elevator fees	4,356,300	<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	130,100	<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 the Fire Prevention Code of 1941
Fire safety standard and enforcement fund	40,400	<u>Source:</u> Triennial statutory fee on cigarette manufacturers for certification of fire safe cigarettes <u>Use:</u> Enforcement, oversight, processing, and testing activities under the Fire Safety Standard and Firefighter Protection Act of 2009
Fire service fees	2,553,300	<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	703,900	<u>Source:</u> Consumer fireworks safety certificate fees and a statutory ad valorem fee on retail fireworks transactions <u>Use:</u> Administration of the Michigan Fireworks Safety Act of 2011, and firefighter training under the direction of the Firefighters Training Council
Health professions regulatory fund	24,158,800	<u>Source:</u> Statutory licensure and examination fees for various health professions (e.g., physicians, pharmacists, psychologists, dentists, nurses, etc.) <u>Use:</u> Implementation, administration, and enforcement of Articles 7 and 15 of the Public Health Code of 1978

Health systems fees	3,792,200	<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 the Public Health Code of 1978 and Chapter 1 of the Mental Health Code of 1974
Licensing and regulation fund	11,851,200	<u>Source:</u> Examination, inspection, licensure, registration, and other statutory fees for individuals and entities regulated in occupations under the 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	143,200	<u>Source:</u> Wholesale markup, subject to statutory limits, on liquor products sold by the LCC to retail licensees <u>Use:</u> Replenishing, maintaining, warehousing, and distributing liquor inventory throughout the state, and administration of the Liquor Control Code of 1998; unexpended revenue lapses to the General Fund
Marihuana registry fund	5,001,300	<u>Source:</u> Medical marihuana registry identification card application and renewal fees <u>Use:</u> Operation and oversight of the Michigan Medical Marihuana Program
Marihuana regulatory fund	10,500,000	<u>Source:</u> Licensing fees and regulatory assessments levied on medical marihuana facilities <u>Use:</u> Implementation, administration, and enforcement of the Medical Marihuana Facilities Licensing Act of 2016
Michigan unarmed combat fund	76,900	<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 the Michigan Unarmed Combat Regulatory Act of 2004
Mobile home code fund	3,045,200	<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 the nurse aide training and registration program under Article 17 of the Public Health Code of 1978
Nurse professional fund	1,964,900	<u>Source:</u> Portion of statutory licensure fees for practicing as a registered nurse, a licensed practical nurse, or a trained attendant <u>Use:</u> Promoting safe nursing practices and patient care; assuring high-quality nurses, nursing faculty, and nursing education; and 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	1,855,600	<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, prevention of controlled substances diversion, and development and maintenance of the electronic monitoring system for controlled substances data
Private occupational school license fees	478,600	<u>Source:</u> Proprietary school licensure and permit fees <u>Use:</u> Administration of the Proprietary Schools Act of 1943

Property development fees	318,100	<u>Source:</u> Statutory plat review fee for proprietors submitting final plats to municipal clerks <u>Use:</u> Administration of the Land Division Act of 1967
Real estate appraiser education fund	65,400	<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	345,400	<u>Source:</u> Portion of statutory licensure fees for engaging in real estate brokering, associate brokering, or sales <u>Use:</u> Programs related to the 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	2,643,400	<u>Source:</u> Statutory 1-cent per gallon regulatory fee levied on refined petroleum products <u>Use:</u> Various programs within LARA, MDARD, and MDEQ
Securities fees	4,779,800	<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 the securities industry <u>Use:</u> Administration of the CSCLB's duties as required by law; unexpended revenue for administering the Uniform Securities Act of 2008 lapses to the General Fund at the close of the fiscal year
Securities investor education and training fund	502,300	<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 the securities industry <u>Use:</u> Education and training of Michigan residents in matters concerning securities laws and investment issues; revenue in excess of \$1.0 million lapses to the General Fund at the close of the fiscal year
Security business fund	233,600	<u>Source:</u> Statutory licensure fees for persons and entities providing private security or security alarm services <u>Use:</u> Enforcement and administration of the Private Security Business and Security Alarms Act of 1968
Survey and remonumentation fund	864,900	<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 the State Survey and Remonumentation Act of 1990
STATE GENERAL FUND/ GENERAL PURPOSE	\$25,409,500	Unrestricted state revenue from taxes and other sources.

SECTION 106: EMPLOYMENT SERVICES

This appropriation unit supports the Michigan Occupational Safety and Health Administration (MIOSHA,) which enforces workplace safety standards and wage and benefit statutes; the Workers' Compensation Agency (WCA), which oversees workers' compensation insurance compliance and claims; the Bureau of Employment Relations (BER), which conducts union elections and resolves labor disputes; and the Bureau of Services for Blind Persons (BSBP), which provides services to improve opportunities and quality of life for blind individuals.

Full-time equated classified positions	464.4	Full-time equated (FTE) positions in the state classified service.
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Bureau of employment relations – 22.0 FTE positions	\$4,289,800	Supports operations of the Michigan Employment Relations Commission (MERC) and its staff (provided by the Bureau of Employment Relations (BER)), which resolves labor disputes involving both the private and public sectors by mediating collective bargaining disputes, appointing arbitrators and fact finders, conducting union representation elections, determining appropriate bargaining units, adjudicating unfair labor practice cases, enforcing collective bargaining statutes, and fostering cooperative programs between labor and management. Also drafts and disseminates information pertaining to the state's "Freedom to Work" laws.
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Funding Source(s): Restricted 4,289,800

Related Boilerplate Section(s): None

Bureau of services for blind persons – 113.0 FTE positions	24,931,000	<p>Supports staff and operations of the Bureau of Services for Blind Persons (BSBP), including:</p> <p><u>Vocational Rehabilitation Program</u>: Provides (in partnership with the federal government) diagnostic evaluations, vocational counseling, skills training, low-vision equipment, job placement, and other vocational rehabilitation services to help visually-impaired or blind individuals perform everyday activities and become employed.</p> <p><u>Business Services</u>: Provides job analysis, technical assistance and equipment, on-the-job evaluation and training, orientation, job coaching, wage subsidies, and other services to visually-impaired or blind employees and employers attempting to retain or recruit visually-impaired or blind individuals.</p> <p><u>Independent Living Program</u>: Provides (in partnership with the federal government) services to visually-impaired or blind individuals over 55 to enhance independence and enable self-sufficiency, including orientation and mobility, adaptive aids and appliances, daily living skills, counseling, and peer support groups.</p> <p><u>Deaf Blind Services</u>: Provides vocational rehabilitation services and independent living consultations, including intervener one-on-one services, to students and adults who are legally blind and have moderate to profound hearing loss.</p> <p><u>Youth Services</u>: Provides low-vision evaluations and low-vision devices to visually-impaired or blind youth from birth to 26 years of age and helps visually-impaired or blind students age 14 and over transition from high school to postsecondary education or employment.</p> <p><u>Business Enterprise Program</u>: Provides (in partnership with the federal government) eligible blind individuals with business training and the opportunity to operate, as sole proprietors, catering, cafeteria, and vending facilities in federal and state owned or occupied buildings.</p> <p><i>[continued on next page]</i></p>
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Bureau of services for blind persons – 113.0 FTE positions
(continued)

24,931,000

BSBP Training Center: Provides individuals age 16 and over and enrolled in BSBP programs with teaching and counseling services in a residential learning environment to acquire the skills, strategies, and attitudes necessary to overcome challenges presented by blindness.
Braille and Talking Book Library: Provides reading and other materials accessible via braille or digital/cassette recordings to visually-impaired and blind individuals at no cost through a network of regional and subregional libraries.

Funding Source(s): Federal 18,725,100
Local 100,000
Private 111,800
Restricted 327,800
GF/GP 5,666,300

Related Boilerplate Section(s): 221, 701, 702, 703

Compensation supplement fund

1,820,000

Supports the Compensation Supplement Fund, administered by the Workers' Compensation Agency (WCA), which reimburses insurers and self-insured entities for supplemental worker's compensation benefits paid weekly to employees (or their survivors) injured between 9/1/1965 and 12/31/1979 to provide for cost-of-living adjustments; supplemental payments are required by Section 352 of the Act, added in 1982 to adjust benefits for employees injured before maximum benefits were increased by amendments made in 1980.

Funding Source(s): Restricted 820,000
GF/GP 1,000,000

Related Boilerplate Section(s): None

First responder presumed coverage fund claims

5,245,000

Supports payment of benefits awarded under the First Responder Presumed Coverage program, which provides benefits to full-time firefighters that are diagnosed with specific types of cancer.

Funding Source(s): Restricted 5,245,000

Related Boilerplate Section(s): 704

Insurance funds administration – 23.0 FTE positions

5,031,200

Supports staff and operations of the Funds Administration Division within the Workers' Compensation Agency (WCA). The Division administers the Second Injury, Self-Insurers' Security, and Silicosis, Dust Disease and Logging Industry Compensation Funds; litigates contested claims; reimburses eligible carriers; and administers the Medical Benefit Reimbursement Program.

Funding Source(s): Restricted 5,031,200

Related Boilerplate Section(s): None

Michigan occupational safety and health administration – 197.0 FTE positions

29,418,000

Supports staff and operations of the Michigan Occupational Safety and Health Administration (MIOSHA), including:
General Industry Safety and Health Division: Enforces state occupational safety and health standards by conducting inspections and investigations of places of employment; responds to employee complaints and referrals from other agencies; addresses employee exposure to workplace contaminants to reduce such instances; documents and investigates workplace accidents; issues and processes citations for violations of state standards; investigates alleged discrimination against employees involved in safety and health activities.

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Michigan occupational safety and health administration – 197.0 FTE positions
(continued)

29,418,000

Construction Safety and Health Division: Enforces state occupational safety and health standards by conducting inspections and investigations of places of employment within the construction industry or employees engaged in construction activities, addresses construction safety hazards and employee exposure to workplace contaminants to reduce exposure to such substances and work conditions through control measures, administers the Asbestos Program which licenses asbestos abatement contractors, accredits asbestos abatement workers, and enforces state asbestos standards in all workplaces.

Consultation, Education, and Training Division: Educates and trains employers and employees in safety and health awareness to better prepare them to recognize, control, and prevent hazardous working conditions, provides voluntary on-site inspections of workplaces for consultative purposes with no potential of fines or penalties, staffed with non-enforcement consultants and specialists located throughout the state.

Technical Services Division: Manages injury and illness data and disseminates statistical information and program reports, directs and supports the promulgation of safety and health standards. Provides laboratory services and equipment maintenance, prepares and administers grants and cooperative agreements, and coordinates FOIA responses.

Appeals Division: Represents MIOSHA in prehearing conferences and formal administrative hearings pertaining to contested citations.

Employee Discrimination Section: Provides protection through investigations of complaints by workers who have been allegedly discriminated against for exercising rights under the Michigan Occupational Safety and Health Act (1974 ACT 154).

Asbestos Program: Approves asbestos-related training courses, accredits professionals in the asbestos industry, licenses asbestos abatement contractors, processes asbestos abatement project notifications, investigates asbestos-related compliance issues, reviews AHERA-mandated management plans, and enforces regulations established by various statutes for asbestos-related activities.

Regulatory Services Section: Coordinates the promulgation of occupational safety and health standards through the appointment of advisory committees, provides access to standards, and maintains a collection of the national reference standards; Administers consultation Education and Training (CET) Grants awarded to nonprofit organizations for training and education in emerging safety and health issues; responding to FOIA requests; and develops/facilitates the MIOSHA Leadership Institute (MLI).

Funding Source(s): Federal 12,047,700
 Restricted 17,370,300

Related Boilerplate Section(s): 226

Radiation safety section – 21.4 FTE positions produces

3,299,300

Supports staff and operations of the Radiation Safety Section, within the Michigan Occupational Safety and Health Administration (MIOSHA), which is responsible for all non-federal radiation regulation and inspections of machines and facilities in Michigan (including X-rays, mammography, cyclotrons, and other particle accelerators), and the investigation of excess radiation incidents.

Funding Source(s): Federal 513,300
 Restricted 2,786,000

Related Boilerplate Section(s): 226, 506

DOL – occupational safety and health	12,047,700	<u>Source:</u> U.S. Dept. of Labor, Occupational Safety and Health Administration <u>Use:</u> Operation of federally-approved comprehensive state occupational safety and health programs, including consultative workplace safety and health services and collection of occupational injury and illness data
HHS – mammography quality standards	513,300	<u>Source:</u> U.S. Dept. of Health and Human Services, Food and Drug Administration <u>Use:</u> Inspection of mammography machines and facilities for compliance with federal law
Local revenues – blind services	100,000	<u>Source:</u> Collaborative service agreements with participating school districts <u>Use:</u> Federal matching requirements to qualify for vocational rehabilitation and independent living programs and services for blind persons
Private revenues – blind services	111,800	<u>Source:</u> Contributions and grants from private individuals and organizations <u>Use:</u> Services and activities for visually-impaired or blind individuals
Asbestos abatement fund	817,300	<u>Source:</u> Statutory licensure fees for asbestos abatement contractors and a 1% fee on the price of asbestos abatement contracts <u>Use:</u> LARA's responsibilities under the Asbestos Abatement Contractors Licensing Act of 1986 (inspection of asbestos abatement projects and education of asbestos abatement contractors)
Corporation fees	9,619,100	<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 duties, as required by law
First responder presumed coverage fund	5,445,000	<u>Source:</u> 30% of revenues deposited to the Medical Marijuana Excise Fund (primarily from the 3% excise tax on medical marijuana sales) <u>Use:</u> Payment of approved claims submitted under and administration of the First Responders Presumed Coverage Program
Michigan business enterprise program fund	327,800	<u>Source:</u> Vending revenue and fees from vending facilities on public property and under the BSBP's Business Enterprise Program <u>Use:</u> Operation of the Business Enterprise Program; including costs of retirement, health insurance, sick leave, and vacation time for participants
Radiological health fees	2,786,000	<u>Source:</u> Statutory evaluation, inspection, and registration fees assessed on applicants for licensure of radioactive materials and devices and equipment utilizing radioactive materials <u>Use:</u> Implementation, administration, and enforcement of Part 135 of the Public Health Code of 1978
Safety education and training fund	9,922,200	<u>Source:</u> Statutory assessment on workers' compensation insurance carriers and self-insured employers based on appropriation and the total annual workers' disability compensation benefits, excluding medical payments, paid in the immediately preceding calendar year <u>Use:</u> Operation of the Consultation, Education, and Training Division of MIOSHA

Second injury fund	2,627,000	<p><u>Source:</u> Proportional statutory assessment on workers' compensation insurance carriers and self-insured employers to generate 175% of disbursements from the Fund during the preceding calendar year, less the amount of net assets in excess of \$200,000 in the Fund</p> <p><u>Use:</u> Workers' compensation benefits paid, after payments for the second permanent disability, to employees with a permanent disability who are subsequently injured at work resulting in another permanent disability rendering them totally and permanently disabled</p>
Securities fees	8,807,300	<p><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 the securities industry</p> <p><u>Use:</u> Administration of the CSCLB's duties as required by law; unexpended revenue for administering the Uniform Securities Act of 2008 lapses to the General Fund at the close of the fiscal year</p>
Self-insurers security fund	1,587,000	<p><u>Source:</u> Assessments on employers that self-insure for workers' compensation</p> <p><u>Use:</u> Workers' compensation benefits paid to disabled employees, or their dependents, who are entitled to receive benefits from a private self-insurer that becomes insolvent and is unable to continue benefit payments</p>
Silicosis and dust disease fund	817,200	<p><u>Source:</u> Proportional statutory assessment on workers' compensation insurance carriers and self-insured employers to generate 175% of disbursements from the Fund during the preceding calendar year, less the amount of net assets in excess of \$200,000 in the Fund</p> <p><u>Use:</u> Workers' compensation benefits paid, in excess of the greater of \$25,000 or 104 weeks, for disability or death from silicosis or other dust disease or arising out of and in the course of employment in the logging industry</p>
Worker's compensation administrative revolving fund	1,682,500	<p><u>Source:</u> Statutory fees assessed on parties to workers' compensation redemption agreements</p> <p><u>Use:</u> Education and training, case management, claim review, and administrative hearing purposes for the WCA and the MCAC</p>
STATE GENERAL FUND/ GENERAL PURPOSE	\$10,101,100	Unrestricted state revenue from taxes and other sources.

SECTION 107: MICHIGAN ADMINISTRATIVE HEARING SYSTEM

This appropriation unit supports the Michigan Administrative Hearing System (MAHS), which centralizes, coordinates, and conducts most administrative hearing functions throughout state government and includes the Workers' Compensation Board of Magistrates, Michigan Tax Tribunal, and Michigan Compensation Appellate Commission (MCAC).

Full-time equated classified positions	236.0	Full-time equated (FTE) positions in the state classified service.
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Michigan administrative hearing system – 218.0 FTE positions	\$38,607,100	Supports staff and operations of the Michigan Administrative Hearing System (MAHS), which consolidates most administrative hearing functions of state agencies and departments into a single entity within LARA. MAHS has jurisdiction over numerous state and federal statutes including, but not limited to, hearing and adjudicating contested cases and appeals related to regulations and programs administered under the Departments of Corrections, Environmental Quality, Health and Human Services, Licensing and Regulatory Affairs, Insurance and Financial Services, and Talent and Economic Development. MAHS includes the Workers' Compensation Board of Magistrates, an autonomous entity that conducts hearings on claims for workers' compensation and resolves disputes arising under workers' compensation laws, and the Michigan Tax Tribunal, an administrative court with authority to resolve assessment disputes relating 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.
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Funding Source(s):	IDG/IDT	25,561,600
	Federal	153,900
	Restricted	12,195,800
	GF/GP	695,800

Related Boilerplate Section(s): 225

Michigan compensation appellate commission – 18.0 FTE positions	4,649,000	Supports staff and operations of the Michigan Compensation Appellate Commission (MCAC) within the Michigan Administrative Hearing System (MAHS), which consolidates, coordinates, and conducts administrative hearings for second-level appeals of decisions, orders, and opinions pertaining to unemployment insurance and workers' compensation benefits.
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Funding Source(s):	IDG/IDT	4,306,700
	Restricted	342,300

Related Boilerplate Section(s): 225

GROSS APPROPRIATION	\$43,256,100	Total of all applicable line item appropriations.
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IDG – MDTED, Unemployment Hearings	4,306,700	<u>Source:</u> Department of Talent and Economic Development for costs of appeals hearings related to unemployment insurance <u>Use:</u> MAHS appeals related to unemployment insurance
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IDG revenues – administrative hearings and rules	25,561,600	<u>Source:</u> Various state departments for costs of conducting hearings and adjudicating cases <u>Use:</u> Conducting hearings and adjudicating cases
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DOL – occupational safety and health	153,900	<u>Source:</u> U.S. Dept. of Labor, Occupational Safety and Health Administration <u>Use:</u> Operation of federally-approved comprehensive state occupational safety and health programs, including consultative workplace safety and health services and collection of occupational injury and illness data
Construction code fund	26,000	<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 of regulating individuals and products within the construction industry
Corporation fees	4,026,000	<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 duties, as required by law
Health professions regulatory fund	392,800	<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 the Public Health Code of 1978
Health systems fees	156,600	<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 the Public Health Code of 1978 and Chapter 1 of the Mental Health Code of 1974
Licensing and regulation fund	849,200	<u>Source:</u> Examination, inspection, licensure, registration, and other statutory fees for individuals and entities regulated in occupations under the 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	967,000	<u>Source:</u> Wholesale markup, subject to statutory limits, on liquor products sold by the LCC to retail licensees <u>Use:</u> Replenishing, maintaining, warehousing, and distributing liquor inventory throughout the state, and administration of the Liquor Control Code of 1998; unexpended revenue lapses to the General Fund
Public utility assessments	2,547,600	<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 the PSC <u>Use:</u> Public utility regulation
Safety education and training fund	62,600	<u>Source:</u> Statutory assessment on workers' compensation insurance carriers and self-insured employers based on appropriation and the total annual workers' disability compensation benefits, excluding medical payments, paid in the immediately preceding calendar year <u>Use:</u> Operation of the Consultation, Education, and Training Division of MIOSHA

Securities fees	2,418,900	<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 the securities industry <u>Use:</u> Administration of the CSCLB's duties as required by law; unexpended revenue for administering the Uniform Securities Act of 2008 lapses to the General Fund at the close of the fiscal year
Tax tribunal fund	954,000	<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
Worker's compensation administrative revolving fund	137,400	<u>Source:</u> Statutory fees assessed on parties to workers' compensation redemption agreements <u>Use:</u> Education and training, case management, claim review, and administrative hearing purposes of the WCA and the MCAC
STATE GENERAL FUND/ GENERAL PURPOSE	\$695,800	Unrestricted state revenue from taxes and other sources.

SECTION 108: COMMISSIONS

This appropriation unit supports the Asian Pacific American Affairs Commission, the Commission on Middle Eastern American Affairs, the Hispanic/Latino Commission of Michigan, and the Michigan Indigent Defense Commission; each of the ethnic affairs commissions advocates for the well-being of its respective population and for opportunities to encourage inclusivity and diversity, while the Michigan Indigent Defense Commission creates standards for the improvement of indigent defense services within the state.

Full-time equated classified positions	19.0	Full-time equated (FTE) positions in the state classified service.
Asian Pacific American affairs commission – 1.0 FTE positions	\$137,400	Works to ensure equal access for Asian Pacific Americans, makes policy recommendations, and promotes public awareness of Asian and Pacific Islander cultures. Funding Source(s): GF/GP 137,400 <i>Related Boilerplate Section(s): 804, 805</i>
Commission on Middle Eastern American affairs – 1.0 FTE position	125,000	Monitors, evaluates, and provides recommendations to the Governor and LARA regarding issues facing the Middle-Eastern American Community; works to enhance economic opportunity, prevent discrimination, and spread awareness of Middle-Eastern American culture. Funding Source(s): GF/GP 125,000 <i>Related Boilerplate Section(s): 804, 805</i>
Hispanic/Latino commission of Michigan – 1.0 FTE positions	288,300	Advises the Governor and legislature on coordination and administration of state programs serving Hispanic/Latino individuals, makes recommendations regarding state policy, reviews and approves grants, and assists with Hispanic/Latino heritage month celebrations. Funding Source(s): GF/GP 288,300 <i>Related Boilerplate Section(s): 804, 805</i>
Michigan indigent defense commission – 16.0 FTE position	2,420,700	Supports staff and administrative expenses of the Commission, which develops and oversees implementation, enforcement, and modification of minimum standards to ensure that indigent criminal defense services are consistently and uniformly delivered in jurisdictions throughout this state. Funding Source(s): GF/GP 2,420,700 <i>Related Boilerplate Section(s): 801, 802, 803</i>
GROSS APPROPRIATION	\$2,971,400	Total of all applicable line item appropriations.
STATE GENERAL FUND/ GENERAL PURPOSE	\$2,971,400	Unrestricted state revenue from taxes and other sources.

SECTION 109: 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	\$2,000,000	Pursuant to the Firefighter Training Council Act of 1966 and the Michigan Fireworks Safety Act of 2011: Supports grants administered by the Firefighters Training Council and the Bureau of Fire Services (BFS) 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 the Firefighter Training Council Act of 1966.	
		Funding Source(s):	Restricted 2,000,000
		<i>Related Boilerplate Section(s): 902</i>	
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Liquor law enforcement grants	8,400,000	Pursuant to the Michigan Liquor Control Code of 1998: Supports grants administered by the Liquor Control Commission (LCC) and awarded to local law enforcement agencies, approximately equivalent to 55% of revenue generated by retail liquor licensure fees collected within each jurisdiction, for the enforcement of the Liquor Control Code of 1998 and rules promulgated under the Code.	
		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 the Michigan Medical Marihuana Act.	
		Funding Source(s):	Restricted 3,000,000
		<i>Related Boilerplate Section(s): 901</i>	
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Michigan indigent defense commission grants	84,100,100	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 the MIDC.	
		Funding Source(s):	Restricted 100 GF/GP 84,100,000
		<i>Related Boilerplate Section(s): 904</i>	
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Remonumentation grants	7,300,000	Pursuant to the State Survey and Remonumentation Act of 1990: Supports grants administered by the 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 the original national Public Land Survey System corners.	
		Funding Source(s):	Restricted 7,300,000
		<i>Related Boilerplate Section(s): None</i>	

Subregional libraries state aid	451,800	Supports grants administered by the Bureau of Services for Blind Persons (BSBP) and awarded to regional and subregional public libraries serving blind and disabled individuals.
		Funding Source(s): GF/GP 451,800
		<i>Related Boilerplate Section(s): 903</i>
Utility consumer representation	750,000	Pursuant to the Michigan Public Service Commission Act of 1939: Supports grants administered by the 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.
		Funding Source(s): Restricted 750,000
		<i>Related Boilerplate Section(s): None</i>
GROSS APPROPRIATION	\$106,001,900	Total of all applicable line item appropriations.
Fireworks safety fund	2,000,000	<u>Source:</u> Consumer fireworks safety certificate fees and a statutory ad valorem fee on retail fireworks transactions <u>Use:</u> Administration of the Michigan Fireworks Safety Act of 2011, and firefighter training under the direction of the Firefighters Training Council
Liquor license revenue	8,400,000	<u>Source:</u> Statutory licensure and permit fees for retailers of beer, wine, and liquor products <u>Use:</u> Administration of the licensing and enforcement provisions of the Liquor Control Code of 1998 by the LCC, enforcement of the Code and associated rules by local law enforcement agencies, and programs for the prevention and treatment of alcoholism
Local indigent defense reimbursement	100	<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
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 the Michigan Medical Marihuana Program
Survey and remonumentation fund	7,300,000	<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 the State Survey and Remonumentation Act of 1990
Utility consumer representation fund	750,000	<u>Source:</u> Assessments on energy utilities applying to the PSC for initiation of an energy cost recovery proceeding, based on statutory formulae <u>Use:</u> Operation of the Utility Consumer Participation Board and grants to support the representation of residential utility customers' interests in administrative and judicial proceedings
STATE GENERAL FUND/ GENERAL PURPOSE	\$84,551,800	Unrestricted state revenue from taxes and other sources.

Accountancy enforcement fund	1,100	<u>Source:</u> Portion of statutory licensure and registration fees and all peer-review fees for the practice of public accounting <u>Use:</u> Enforcement, prosecution, and disciplinary expenses for unlicensed accountancy activities under the Occupational Code of 1980
Asbestos abatement fund	55,400	<u>Source:</u> Statutory licensure fees for asbestos abatement contractors and a 1% fee on the price of asbestos abatement contracts <u>Use:</u> LARA's responsibilities under the Asbestos Abatement Contractors Licensing Act of 1986 (inspection of asbestos abatement projects and education of asbestos abatement contractors, etc.)
Boiler inspection fund	388,800	<u>Source:</u> Licensure, examination, registration, permit, and inspection fees for boiler-related occupations and for facilities operating boilers <u>Use:</u> Operation of BCC Boiler Division and LARA indirect overhead expenses
Construction code fund	1,064,400	<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 the construction industry
Corporation fees	3,676,100	<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 duties, as required by law
Distance education fund	11,600	<u>Source:</u> Statutory application and authorization fees from accredited colleges and universities located within and without the state and authorized to participate in reciprocal agreements <u>Use:</u> Administrative expenses incurred under the Higher Education Authorization and Distance Education Reciprocal Exchange Act of 2015
Elevator fees	431,100	<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 certification of fire safe cigarettes <u>Use:</u> Enforcement, oversight, processing, and testing activities under the 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	35,200	<u>Source:</u> Consumer fireworks safety certificate fees and a statutory ad valorem fee on retail fireworks transactions <u>Use:</u> Administration of the Michigan Fireworks Safety Act of 2011, and firefighter training under the direction of the Firefighters Training Council
Health professions regulatory fund	1,258,900	<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 the Public Health Code of 1978

Health systems fees	233,800	<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 the Public Health Code of 1978 and Chapter 1 of the Mental Health Code of 1974
Licensing and regulation fund	1,858,700	<u>Source:</u> Examination, inspection, licensure, registration, and other statutory fees for individuals and entities regulated in occupations under the 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	2,934,000	<u>Source:</u> Wholesale markup, subject to statutory limits, on liquor products sold by the LCC to retail licensees <u>Use:</u> Distributing, maintaining, replenishing, and warehousing liquor inventory throughout the state and administration of the Liquor Control Code of 1998; unexpended revenue lapses to the General Fund
Marihuana registry fund	301,700	<u>Source:</u> Medical marihuana registry identification card application and renewal fees <u>Use:</u> Operation and oversight of the Michigan Medical Marihuana Program
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 the Michigan Unarmed Combat Regulatory Act of 2004
Mobile home code fund	311,400	<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	178,600	<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, prevention of controlled substances diversion, and development and maintenance of the electronic monitoring system for controlled substances data
Private occupational school license fees	21,900	<u>Source:</u> Proprietary school permit and licensure fees <u>Use:</u> Administration of the Proprietary Schools Act of 1943
Public utility assessments	1,506,200	<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 the PSC <u>Use:</u> Public utility regulation
Radiological health fees	143,300	<u>Source:</u> Statutory registration, inspection, and evaluation fees assessed on applicants for licensure of radioactive materials and devices and equipment utilizing radioactive materials <u>Use:</u> Implementation, administration, and enforcement of Part 135 of the Public Health Code of 1978
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	4,900	<u>Source:</u> Portion of statutory licensure fees for engaging in real estate brokering, associate brokering, or sales <u>Use:</u> Programs related to the 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 MDEQ
Restructuring mechanism assessments	40,100	<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 the restructuring mechanism to compensate local exchange carriers for reduced intrastate access charges
Retired engineers technical assistance program fund	5,000	<u>Source:</u> Interest and earnings from an initial one-time fund capitalization of \$10.0 million (from proceeds of bonds) <u>Use:</u> Administration and operation of the Retired Engineers Technical Assistance Program
Safety education and training fund	398,400	<u>Source:</u> Statutory assessment on workers' compensation insurance carriers and self-insured employers based on appropriation and the total annual workers' disability compensation benefits, excluding medical payments, paid in the immediately preceding calendar year <u>Use:</u> Operation of the Consultation, Education, and Training Division of MIOSHA
Second injury fund	474,100	<u>Source:</u> Proportional statutory assessment on workers' compensation insurance carriers and self-insured employers to generate 175% of disbursements from the Fund during the preceding calendar year, less the amount of net assets in excess of \$200,000 in the Fund <u>Use:</u> Workers' compensation benefits paid, after payments for the second permanent disability, to employees with a permanent disability who are subsequently injured at work resulting in another permanent disability rendering them totally and permanently disabled
Securities fees	1,108,700	<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 the securities industry <u>Use:</u> Administration of the CSCLB's duties as required by law; unexpended revenue for administering the Uniform Securities Act of 2008 lapses to the General Fund at the close of the fiscal year
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 the securities industry <u>Use:</u> Education and training of Michigan residents in matters concerning securities laws and investment issues; revenue in excess of \$1.0 million lapses to the General Fund at the close of the fiscal year
Self-insurers security fund	348,700	<u>Source:</u> Assessments on employers that self-insure for workers' compensation <u>Use:</u> Workers' compensation benefits paid to disabled employees, or their dependents, who are entitled to receive benefits from a private self-insurer that becomes insolvent and is unable to continue benefit payments

Silicosis and dust disease fund	138,400	<u>Source:</u> Proportional statutory assessment on workers' compensation insurance carriers and self-insured employers to generate 175% of disbursements from the Fund during the preceding calendar year, less the amount of net assets in excess of \$200,000 in the Fund <u>Use:</u> Workers' compensation benefits paid, in excess of the greater of \$25,000 or 104 weeks, for disability or death from silicosis or other dust disease or arising out of and in the course of employment in the logging industry
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 the State Survey and Remonumentation Act of 1990
Tax tribunal fund	223,500	<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	\$1,422,500	Unrestricted state revenue from taxes and other sources.

BOILERPLATE SECTION INFORMATION

GENERAL SECTIONS

Sec. 201. State Spending From State Sources 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 the Management and Budget Act

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

Sec. 203. Definitions

Defines various terms and acronyms appearing in Article XIII.

Sec. 204. Internet Reporting Requirements

Requires LARA to use the 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. Deprived and Depressed Communities

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

Sec. 207. Out-of-State Travel

Stipulates conditions regarding when LARA may send employees on out-of-state travel, further limits the expenditure of state funds on out-of-state professional development conferences, and requires a 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 to services authorized by the Attorney General.

Sec. 209. General Fund Lapse Report

Requires State Budget Office (SBO) to report on estimated General Fund lapses by major program or program area at close of fiscal year.

Sec. 210. Contingency Funding

Appropriates up to \$10.0 million in federal, \$25.0 million in state restricted, \$1.0 million in local, and \$500,000 in private contingency funds; authorizes expenditure of funds after legislative transfer to specific line items.

Sec. 211. Transparency Website

Requires LARA (in cooperation with the Department of Technology, Management, and Budget) to maintain a searchable website accessible by the public at no cost that includes information on: expenditures, vendor payments, number of active employees, and 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 FYs 2017-18 and 2018-19.

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 the department's performance.

Sec. 214. Legacy Costs

Identifies total funding estimated to be expended on legacy costs in FY 2018-19 is \$57.2 million (\$26.4 million on pension related legacy costs and \$30.8 million on health care legacy costs).

Sec. 215. Increased Payment Options

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

Sec. 218. Communication with the Legislature

Prohibits LARA from taking disciplinary action against employees for communicating with legislators or their staff.

BOILERPLATE SECTION INFORMATION

Sec. 219. Television and Radio Productions

Prohibits LARA from developing or producing television or radio productions.

Sec. 220. Healthy Michigan Plan Accounting Structure

Requires LARA, in conjunction with the Department of Health and Human Services (MDHHS), to maintain an accounting structure within the State's accounting system allowing identification of expenditures associated with the Healthy Michigan Plan.

Sec. 221. Federal Funds Carry-Forward

Permits LARA to carry-forward federal pass-through funds to local governments into the succeeding fiscal year, so long as no additional state matching funds are required; requires the 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, and requires report to Legislature within ten days of receiving grants from private entities.

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

Stipulates LARA may charge registration fees for events sponsored by LARA, fees shall reflect costs of sponsoring events, revenue generated by fees is appropriated for sponsorship costs, excess revenue shall carry-forward, and limits appropriation to \$500,000.

Sec. 224. Fees for Customized Listings

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

Sec. 225. Sale of Documents

Permits LARA to sell various agency documents at the cost of production and stipulates the revenues shall carry forward and be expended only on the costs of production and distribution; appropriates funds collected under 1969 PA 306 for the cost of publication and distribution.

Sec. 226. Regulatory Statistical Report

Requires LARA to submit an 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 each regulatory product administered by agencies within LARA.

Sec. 227. Employee Performance Monitoring Process

Stipulates legislative intent that LARA establish a consistent employee performance monitoring process and submit a report on planned or implemented changes to that process.

ENERGY AND UTILITY PROGRAMS

Sec. 301. Low-Income Energy Assistance Grant Program

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

Sec. 302. Fast Charging Siting Study

Requires the Michigan Agency for Energy, in cooperation with the PSC and MDOT, to prepare a study assessing statewide optimal siting locations for fast charging stations, includes study content requirements.

LIQUOR CONTROL COMMISSION

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

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

BOILERPLATE SECTION INFORMATION

OCCUPATIONAL REGULATION

Sec. 501. Fire Safety Fees

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

Sec. 502. Elevator Fees

Allows license and permit fee revenue, collected under 1967 PA 227 and 1976 PA 333, to carry forward.

Sec. 503. Veteran Fee Exemption Report

Requires LARA to submit a report providing the number of veterans exempted from fees, amount of revenue lost due to exemptions, costs of services provided to exempted veterans during FY 2017-18, and an estimate of revenue lost due to the exemptions in FYs 2018-19 and 2019-20.

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 the repeal of the fund on August 23, 2010.

Sec. 505. Medical Marijuana Program Report

Requires LARA to submit a report on revenue, expenditures, application determinations, and timeliness of the Medical Marijuana Program and other specified information.

Sec. 506. Health Systems and Radiological Health Revenue Carryforward

Permits LARA to carry forward revenue collected in excess of appropriation for the Health Systems Administration or Radiological Health Administration.

Sec. 507. Fireworks Safety Inspection Reimbursement Report

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

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

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

Sec. 509. Regulatory Fees on Child and Adult Care Facilities

Requires LARA to assess and collect fees on child care and adult foster organizations in accordance with existing legislation; the department is required to report these collections to the fiscal agencies.

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

Requires LARA to submit a report detailing usage statistics for MAPS, department activities 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 that LARA properly serve a facility and notify the offices of the representing legislators when an order of suspension is received for a licensed adult foster care home, home for the aged, or nursing home.

Sec. 512. Medical Marijuana Facilities Licensing and Tracking Report

Requires that LARA submit a report providing information regarding licensing under and revenues from the Medical Marijuana Facilities Licensing and Tracking Program.

EMPLOYMENT SERVICES

Sec. 701. Bureau of Services for Blind Persons Case Services

Stipulates funds appropriated for the Bureau of Services for Blind Persons (BSBP) include funds for case services that may be used for tuition payments for blind clients; unexpended revenue collected by BSBP and from local and private sources may carry forward into the subsequent fiscal year.

Sec. 702. Vocational Rehabilitation Matching Funds

Requires BSBP to work collaboratively with service organizations and governments to identify match dollars and maximize federal vocational rehabilitation funds.

BOILERPLATE SECTION INFORMATION

Sec. 703. BSBP Service Agreements

Permits BSBP to provide support and services to various agencies and organizations, and for LARA to charge fees for these services; stipulates funds collected for these services are appropriated when received.

Sec. 704. First Responder Presumed Coverage Claims Excess Funds

Allows excess funds received from the First Responder Presumed Coverage Fund to be appropriated in an amount sufficient to pay approved claims due in the current fiscal year.

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 the U.S. Department of Justice.

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

Requires MIDC to submit a 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.

Sec. 803. Michigan Indigent Defense Commission Performance Metrics and Report

Requires MIDC to implement a performance metrics system assessing provision of indigent defense services; a report on the metrics is required.

Sec. 804. Ethnic Affairs Commissions Report

Requires Michigan Office for New Americans to coordinate with the three ethnic affairs commissions to produce a report detailing the commissions' activities.

Sec. 805. Ethnic Affairs Commissions' Spending

Stipulates an expenditure of appropriated funds by the commissions must directly relate to their mission statements.

DEPARTMENT GRANTS

Sec. 901. Medical Marihuana Operation and Oversight Grants

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

Sec. 902. Firefighter Training Grants

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

Sec. 903. Local Support for Subregional Library Services

Requires maintenance of effort for subregional libraries to receive state grants for expenditures for library services directly serving the blind and persons with disabilities.

Sec. 904. Michigan Indigent Defense Commission Standards Compliance

Stipulates an indigent defense system's duty of compliance with standards is contingent upon receipt of a grant in an amount sufficient to comply with provisions in 2013 PA 93.



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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; Jennifer McInerney; Emily Smith; Sue Stutzky
Capital Outlay	Benjamin Gielczyk
Civil Rights	Michael Clossen
Community Colleges	Perry Zielak
Corrections	Robin R. Risko
Economic and Revenue Forecasting	Jim Stansell
Education (Department)	Samuel Christensen
Environmental Quality	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
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	Benjamin Gielczyk; Austin Scott
Retirement	Bethany Wicksall
Revenue Forecasting	Jim Stansell
Revenue Sharing	Jim Stansell; Benjamin Gielczyk
School Aid	Bethany Wicksall; Samuel Christensen; Jacqueline Mullen
State (Department)	Michael Clossen
State Police	Marcus Coffin
Supplemental Coordinator	Robin R. Risko
Talent and Economic Development	Benjamin Gielczyk
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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