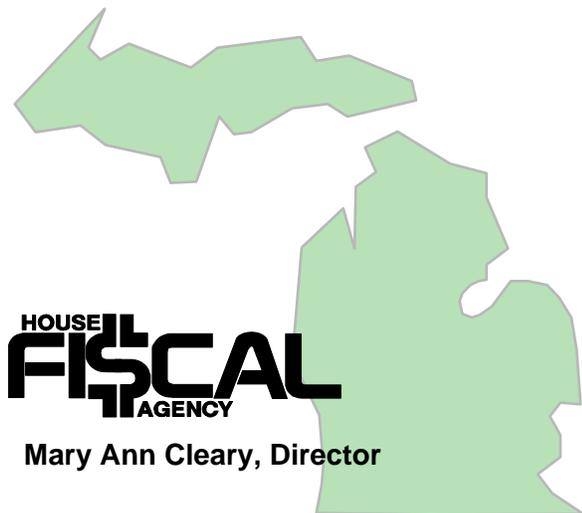


LINE ITEM AND BOILERPLATE SUMMARY

LICENSING AND REGULATORY AFFAIRS

Fiscal Year 2011-12
Article XII, Public Act 63 of 2011
House Bill 4526 as Enacted



Mark Wolf, Senior Fiscal Analyst
Paul Holland, Fiscal Analyst

September 2011

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Richard LeBlanc

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HOUSE FISCAL AGENCY

MARY ANN CLEARY, DIRECTOR

P.O. Box 30014 ■ LANSING, MICHIGAN 48909-7514
PHONE: (517) 373-8080 ■ FAX: (517) 373-5874
www.house.mi.gov/hfa

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CHARLES MOSS, CHAIR
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JIM STAMAS

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RICHARD HAMMEL
KATE SEGAL

September 2011

TO: Members of the Michigan House of Representatives

The House Fiscal Agency has prepared a **Line Item Summary** for each of the FY 2011-12 appropriation acts. Each **Summary** contains line-by-line appropriation and revenue source detail, and a brief explanation of each boilerplate section in the appropriation bill.

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

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

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

Mary Ann Cleary, Director

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GLOSSARY

STATE BUDGET TERMS

Gross Appropriations (Gross): The total of all applicable appropriations (statutory spending authorizations) in a budget bill.

Adjusted Gross Appropriations (Adjusted Gross): The net amount of all gross appropriations after subtracting interdepartmental grants (IDGs) and intradepartmental transfers (IDTs).

Lapses: Appropriation amounts that are unspent/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: A statutorily-authorized account which allows a spending authorization to be carried over from one fiscal year to a succeeding fiscal year or years—i.e., allows funds to be spent over a period of years.

APPROPRIATION BILL TERMS

Line Item: Specific funding amount in an appropriation bill which establishes spending authorization for a particular program or function (may be for a single purpose or for multiple purposes).

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

REVENUE SOURCES

General Fund/General Purpose (GF/GP): Unrestricted General Fund revenue available to fund any activity accounted for in the General Fund; unused GF/GP revenue lapses to the General Fund at the end of a fiscal year.

State Restricted (Restricted): State revenue restricted by state law or outside restriction that is available only for specified purposes; at year-end, unused restricted revenue remains in the restricted fund.

Federal Revenue: Federal grant or matchable revenue dedicated to specific programs.

Local Revenue: Revenue from local units of government.

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

Interdepartmental Grant (IDG): Revenue or funds received by one state department from another state department (usually for a service provided by the receiving department).

Intradepartmental Transfer (IDT): Transfers or funds being provided from one appropriation unit to another in the same department.

MAJOR STATE FUNDS

Budget Stabilization Fund (BSF): The countercyclical economic and budget stabilization fund; also known as the "rainy day" fund.

School Aid Fund (SAF): A restricted fund; the primary funding source for K-12 schools and Intermediate School Districts (ISDs).

General Fund: The General Fund (funded from taxes and other general revenue) is used to account for the ordinary operations of a governmental unit that are not accounted for in another fund.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

The Department of Licensing and Regulatory Affairs (LARA) is the primary business regulatory agency in the state. The Department divides its activities into four categories: (1) Licensing and Regulatory; (2) The Michigan Administrative Hearing System; (3) Employment Security and Workplace Safety; and (4) The Office of Regulatory Reinvention (ORR).

On February 23, 2011 Governor Rick Snyder issued Executive Order 2011-4 renaming the Department of Energy, Labor, and Economic Growth (DELEG) as the Department of Licensing and Regulatory Affairs. The reorganized department now includes functions previously performed by the DCH Bureau of Health Systems and Bureau of Health Professions, but no longer includes the Bureau of Workforce Transformation, the Bureau of Labor Market Information and Strategic Initiatives, the Bureau of Energy Systems, the Commission on Disability Concerns, the Hispanic/Latino Commission, the Asian Pacific American Affairs Commission, and certain responsibilities of the Wage and Hour Division. The executive order along with Executive Orders 2011-5 and 2011-6 substantially reorganize the State Office of Administrative Hearings and Rules into the Michigan Administrative Hearing System and the Office of Regulatory Reinvention and consolidating other administrative hearing boards and commissions.

Full-time equated unclassified positions	57.5	Full-time equated (FTE) positions not in the state classified service.
Full-time equated classified positions	4,320.8	Full-time equated (FTE) positions in the state classified service.
Total full-time equated positions	4,378.3	Total number of all full-time equated positions (includes classified and unclassified). <i>Note: based on 2,088 hours for 1.0 FTE position</i>
GROSS APPROPRIATION	\$811,570,400 \$811,490,400	Total of all line item appropriations.
Total interdepartmental grants/intradepartmental transfers	13,373,500	Total of all funds received from other departments and transfer of funds.
ADJUSTED GROSS APPROPRIATION	\$798,196,900 \$798,116,900	Total net amount of all line item gross appropriations less (or minus) interdepartmental grants (IDGs) and intradepartmental transfers (IDTs).
Total federal revenue	365,728,300	Total federal grant or matchable revenue.
Total local revenue	7,859,900	Total revenue from local units of government.
Total private revenue	4,727,800	Total private grant revenue.
Total state restricted revenue	388,808,400 388,728,100	State revenue dedicated to a specific fund (other than the General Fund); or revenue earmarked for a specific purpose.
GENERAL FUND/ GENERAL PURPOSE	\$31,072,800	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

SECTION 102: DEPARTMENTAL ADMINISTRATION

This appropriation unit covers the Department's upper management: those Commissionerships and positions with responsibility for decision making, administrative/policy direction, and leadership to ensure the Department's mission is implemented. It also includes general administrative expenses of the Department such as rent, property management, worker's compensation, and administrative services.

Full-time equated unclassified positions	57.5	Full-time equated (FTE) positions not in the state classified service.
Full-time equated classified positions	129.0	Full-time equated (FTE) positions in the state classified service.
Unclassified salaries	\$4,531,900	Governor-appointed Department Director, three deputy directors, Office of Financial and Insurance Regulation Commissioner, and members of the Liquor Control Commission (5), Public Service Commission (3), Tax Tribunal (7), Worker's Compensation Board of Magistrates (17), Michigan Compensation Appellate Commission (9), and the Michigan Employment Relations Commission (3). <div style="text-align: right;"> Funding Source(s): Federal 944,400 Restricted 3,487,500 GF/GP 100,000 </div>
<i>Related Boilerplate Section(s): None</i>		
Executive director programs – 33.0 FTE positions	5,083,200	Staff and operations for daily management; includes executive direction offices, Chief Information Officer, and the following: <u>Office of Policy and Legislative Affairs (OPLA)</u> : Monitor/analyze legislation, communicate LARA position on and draft amendments to legislation; coordinate administrative rules promulgation activities. <u>Office of Communications</u> : Oversee news media/general public communications; coordinate television programming/public service announcements, publicize LARA resources available to the public. <div style="text-align: right;"> Funding Source(s): Federal 2,100,700 Restricted 2,488,800 GF/GP 493,700 </div>
<i>Related Boilerplate Section(s): 232</i>		
Property management	11,768,400	Pays Department of Technology, Management, and Budget (DTMB) for LARA lease obligations ("building occupancy charges") for state-owned facilities. <div style="text-align: right;"> Funding Source(s): Federal 4,917,400 Restricted 6,563,900 GF/GP 287,100 </div>
<i>Related Boilerplate Section(s): None</i>		
Rent	12,032,200	Lease obligations for privately-owned facilities. <div style="text-align: right;"> Funding Source(s): Federal 7,316,600 Local 127,500 Restricted 4,442,500 GF/GP 145,600 </div>
<i>Related Boilerplate Section(s): None</i>		

Worker's compensation	758,400	DTMB charges for worker's compensation estimated claims and reserve requirements.
		Funding Source(s):
		Federal
		Local
		Restricted
		GF/GP
		317,600
		3,400
		401,600
		35,800
		<i>Related Boilerplate Section(s): None</i>
Special project advances	200,000	Funds special projects, such as informational seminars, that are revenue producing; associated revenue offsets expenditures.
		Funding Source(s):
		Private
		200,000
		<i>Related Boilerplate Section(s): None</i>
Administrative services – 96.0 FTE positions	9,925,800	Staff/operations of the Bureau of Finance and Administrative Services: budget development, financial services, purchasing and grant services, office services; implement, track/administer employment, labor relations, accounting/financial management, telecommunications, cash receipts, budget, mail services, space planning, motor transport; procurement.
		Funding Source(s):
		Federal
		Restricted
		GF/GP
		2,093,600
		6,989,300
		842,900
		<i>Related Boilerplate Section(s): 209, 231, 234</i>
GROSS APPROPRIATION	\$44,299,900	Total of all line item appropriations.
DED-OSERS, Rehabilitation Services Vocational Rehabilitation of State Grants	4,163,400	From the U.S. Department of Education, Rehabilitation Services Administration (RSA); funding to states available by formula using FY 1978 allotments, population, and per-capita income; to be expended for vocational rehabilitation services, including assessments, counseling, vocational and other training, job placement services, services for the blind, medical and related services, transportation, and other services with the general aim of achieving an employment outcome. Has a 78.7% (Federal) – 21.3% (State) funding ratio.
DOE-OEERE, Multiple Grants	3,000	U.S. Department of Energy, State Energy Program grant, allocated to states based on a formula; to be expended by states to support energy conservation and energy efficiency programs (Bureau of Energy Systems). Also includes funding from the U.S. Department of Energy, Energy Information Administration to support the MPSC's activities as part of the State Heating Oil and Propane Program (SHOPP).
DOL-ETA, Unemployment Insurance	11,774,000	U.S. Department of Labor, Employment and Training Administration, Office of Workforce Security; supported by the federal unemployment taxes; the federal Social Security Act provides that states with UI laws that conform to federal requirements receive funding to administer their UI program.
DOL, Federal Funds	30,800	Several federal grant programs from the U.S. Department of Labor, including funding under the Wagner-Peyser Act for labor exchange programs, for veterans employment programs, and for Trade Adjustment Assistance, including funding for job search and relocation allowances, and training allowances.
DOL, Multiple Grants for Safety and Health	767,000	From the U.S. Department of Labor. Includes funding from the Occupational and Safety and Health Administration, supporting state-level enforcement of workplace safety and health programs; providing consultative services to employers; and data collection activities. Also include data collection activities under the U.S. Bureau of Labor Statistics.
Federal Revenues	437,100	Miscellaneous federal funding sources including funding from the Department of Education and the Department of Labor.

Title XVIII Medicare	300,100	From the U.S. Department of Health and Human Services, Centers for Medicaid and Medicare Services (CMS) to support the costs of inspecting health care facilities to ensure compliance with CMS Medicare requirements.
Title XIX Medicaid	21,000	From the U.S. Department of Health and Human Services, Centers for Medicaid and Medicare Services (CMS) to support the costs of inspecting health care facilities to ensure compliance with CMS Medicaid requirements.
Title XIX Medicaid, Facility Certification Fees	193,900	From the U.S. Department of Health and Human Services, Centers for Medicaid and Medicare Services (CMS) to support the department's CMS survey and certification activities to ensure compliance with CMS health and safety standards.
Private - Special Project Advances	200,000	Revenue from a variety of sources from projects that are "revenue producing", such as informational seminars, where the funding received for a service offsets the department's costs.
Local Revenues	130,900	Local vocational rehabilitation funds provided through cash match and other collaborative agreements with local community partners.
Bank Fees	356,300	Includes various fees under the Banking Code of 1999 and the Savings Bank Act, which authorize the OFIR Commissioner to establish a fee schedule based on the estimated costs of regulating banks. Also includes fees and fine revenue under the Michigan BIDCO Act.
Boiler Fee Revenue	244,400	Includes various fees authorized under the Boiler Act of 1965, which provides LARA the authority to establish a schedule of fees (via administrative rules), that reflects the regulatory costs of the Boiler Division.
Construction Code Fund	1,127,200	Established in the Stille-DeRosset-Hale Single State Construction Code Act, which requires the Construction Code Commission to establish "reasonable fees" for the inspection of plans and specifications, issuing certificates of acceptability, testing and evaluating new products or construction methods, inspection of construction, issuing certificates of use or occupancy, and hearing appeals. Also includes various license fees under the State Plumbing Act, the Electrical Administrative Act, the Forbes Mechanical Contractors Act, and the Building Official and Inspectors Registration Act.
Consumer Finance Fees	74,900	Fee and fine revenue under the Secondary Mortgage Loan Act, the Motor Vehicle Sales Finance Act, the Regulatory Loan Act, the Credit Card Arrangements Act, and the Money Transmission Services Act. Certain fees under these acts are established annually by the OFIR Commissioner.
Contingent Fund, Penalty and Interest Account	39,200	Established under the Michigan Employment Security Act, receives revenue from penalties and damages imposed under the act, and interest earned on UI contributions (taxes), and may be expended for UI and employment service administration.
Corporations Fees	4,168,800	Includes various filing, franchise, and other fees paid by for-profit corporations under the Business Corporation Act, fees paid by non-profit corporations under the Nonprofit Corporation Act, fees paid by limited liability companies under the Michigan Limited Liability Company Act, and fees paid by limited liability partnerships under the Michigan Revised Uniform Limited Liability Partnership Act. By statute excess fees lapse to the General Fund.
Credit Union Fees	366,100	Fees under the Credit Union Act, determined annually by the OFIR Commissioner based on OFIR's costs to regulate credit unions; includes revenue from fines and civil penalties under the Credit Union Act.

Deferred Presentment Service Transaction Fees	24,900	Includes fees under the Deferred Presentment Service Transactions Act, established annually by the OFIR Commissioner to offset OFIR's costs of administering the act. Also includes database verification fees, civil fine revenue, and reimbursed examination costs.
Elevator Fees	251,500	Imposed under PA 227 of 1967 which established the Elevator Safety Board and PA 333 of 1976 which generally requires the Elevator Safety Board to license elevator installation and repair persons. The ESB is required to establish a schedule of fees that reflect its regulatory costs. The fees are established in the department's elevator safety rules.
Fees & Collections Asbestos	100,000	Credited to the Asbestos Abatement Fund established under the Asbestos Abatement Contractors Licensing Act, includes various fees imposed on licensed asbestos abatement contractors. Also includes a 1% fee on the contract price of an abatement project. To be expended to administer the act.
Fire Service Fees	755,400	Authorized by the Fire Prevention Code, which provides that the department may charge an operation and maintenance inspection fee to hospitals and may charge schools and hospitals a plan review and construction inspection fee. The act specifically directs that the fee schedule be established in boilerplate.
Health Professions Regulatory Fund	1,559,400	Established in Part 161 of the Public Health Code, the fund receives revenue from the license fees for various health professions licensed by the Bureau of Health Professions.
Health Systems Fees	404,000	Fees imposed on various health facilities under the Mental Health Code (MCL 330.1139) and the Public Health Code (MCL 333.20145 and 333.20161).
Insurance Bureau Fund	514,100	Established under Chapter 2 of the Insurance Code, which imposes an assessment against insurance companies based on OFIR's appropriation. Individual assessments are determined by formula based largely on premiums underwritten in Michigan.
Insurance Licensing and Regulation Fees	1,738,500	Includes numerous insurance license fees imposed under Chapter 2 of the Insurance Code and the Third Party Administrator Act.
Licensing and Regulation Fees	1,005,700	Includes numerous occupation license and registrations fees required under the Occupational Code and established under the State License Fee Act.
Liquor Purchase Revolving Fund	4,791,100	Established in the Liquor Control Code, which provides that the LPRF shall be used for replenishing, maintaining, warehousing, and distributing liquor stock and for administration of the act. The funds includes a specific tax of 1.85% of the retail selling price of spirits sold for off-premise consumption, and revenue from the LCC's 65% mark-up on liquor sold to licensees. The net income is transferred to the General Fund at the end of the fiscal year.
MBLSLA Fund	84,800	Established in the Mortgage Brokers, Lenders, and Servicers Licensing Act, and includes revenue from license fees paid by mortgage brokers, lenders, servicers, and loan officers. Also includes loan officer fees under the Secondary Mortgage Loan Act.
Mobile Home Code Fund	252,600	Established under the Mobile Home Commission Act, the fund receives various fees under the act, including license fees for manufactured housing installers, repairers, and dealers, license fees for manufactured housing communities, title fees, and various permit fees.
Motor Carrier Fees	203,600	Includes numerous fees against regulated motor carriers established under the Motor Carrier Act.

Private Occupational School License Fees	14,000	Received under 1943 PA 148, which regulates propriety (career) schools and requires the department to establish a schedule of fees to cover its administrative costs. The fees are established in LARA's administrative rules and are adjusted based on changes in the Detroit Consumer Price Index.
Public Utility Assessments	2,310,400	Authorized under 1972 PA 299, which provides that the appropriation attributable to the regulation of public utilities shall be assessed against the utilities proportionally based on their gross revenue from intrastate operations; also includes a "fee in lieu of assessment" for utilities regulated under 1929 PA 9 and 1929 PA 16; and assessment under the Telecommunication Act for regulating telecommunications industry.
Radiological Health Fees	90,000	Revenue from fees imposed on various radiation machine and facility licensees pursuant to Part 135 of the Public Health Code, 1978 PA 368, and related administrative rules.
Safety Education and Training Fund	719,800	Established in the Michigan Occupational Safety and Health Act, the fund receives revenue from an assessment against each worker's compensation insurance carrier and self-insured employer, based on worker's compensation losses (excluding medical payments) and the amount appropriated in the SET Fund.
Second Injury Fund	249,900	Established under the Worker's Disability Compensation Act, the fund is supported by assessments against worker's compensation insurance companies and self-funded employers. The fund provides worker's compensation benefits in the case of a total and permanent disability, for certain workers who are "vocationally handicapped" and injured on the job, for workers who are injured on the job and have multiple jobs, and to provide supplemental benefits to individuals who, at the time of the injury, are entitled to benefits that are less than half of the state average weekly wage after two years of continuous disability.
Securities Fees	2,441,000	Includes various fees under the Uniform Securities Act (2002), to be used to administer and enforce the act. Excess securities fee revenue lapses to the General Fund at the close of each fiscal year.
Self-Insurers Security Fund	89,500	Established under the Worker's Disability Compensation Act, the fund is supported by assessments against private, self-funded employers, and is used to provide worker's compensation benefits to employees of self-insured employers that become insolvent after November 15, 1971.
Silicosis and Dust Disease Fund	111,100	Established by the Worker's Disability Compensation Act, the fund is supported by assessments against worker's compensation insurance companies and self-insured employers. The fund provides benefits to individuals for conditions stemming from silicosis, asbestosis, and other dust diseases, workers of the logging industry injured on the job, and workers exposed to PBB before July 24, 1979 by an employer engaged in the manufacture of PBB.
Tax Tribunal Fund	181,400	Established in the Tax Tribunal Act, the fund consists of various filing fees. The fees are established by the tribunal in its administrative rules.
Video Franchise Assessments	4,000	Authorized under the Uniform Video Services Local Franchise Act, based on the estimated costs for administering the act. The amount assessed against cable television providers is based on the total assessment less any available funds carried-forward.
Worker's Compensation Administrative Revolving Fund	100,000	Established under the Worker's Disability Compensation Act, the fund receives revenue from the \$100 filing fee accompanying a redemption agreement, and civil fine revenue. The fund is used to support education and training, claims review, and hearings and appeals activities of the WCA, Board of Magistrates, and the Michigan Compensation Appellate Commission.

GENERAL FUND/ GENERAL PURPOSE	\$1,905,100	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.
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Financial evaluation – 232.0 FTE positions	34,613,400	<p>Support financial regulation of insurance and financial institutions; generally includes the following divisions:</p> <p><u>Bank and Trust Division</u>: Responsible for the safety and soundness of state-chartered banks, savings banks, and BIDCOs (bank and trust section); also responsible for examining and investigating the activities of mortgage brokers, lenders, and services (mortgage examination section).</p> <p><u>Credit Union Division</u>: Responsible for safety and soundness of state-chartered credit unions.</p> <p><u>Enterprise Monitoring Division</u>: Reviews applications for new financial institutions, and reviews branching activities, consolidations, mergers, acquisitions; conducts reviews of "enterprise" (cross-boundary) financial service companies; conducts on-site financial examinations of domestic insurers; and regulates the securities industry, including investment firms, securities agents, and broker-dealers.</p> <p><u>Supervisory Affairs and Insurance Monitoring Division</u>: Evaluates the financial condition of insurance companies; regulates management care organizations, including benefit contracts, provider contracts, and quality of care issues; monitors domestic insurers that are at-risk for financial difficulties; acts as receiver of financially troubled entities; and regulates captive insurance providers.</p> <p><u>Securities Division</u>: Oversees the registration of individuals and entities that provide investment-related advice to Michigan residents; investigates and examines activities under the Michigan Uniform Securities Act; reviews offers related to the sale of securities to ensure they are made on fair and just terms; provides investor education programs and seminars for industry to assist it in complying with the act.</p> <p style="text-align: right;">Funding Source(s): Restricted 34,613,400</p>
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Related Boilerplate Section(s): 401

GROSS APPROPRIATION	\$60,471,500	Total of all line item appropriations.
Federal Revenues	2,000,000	Grant revenue under the federal health care reform law to support health insurance premium reviews and enhanced consumer assistance programs.
Bank Fees	8,236,900	Includes various fees under the Banking Code of 1999 and the Savings Bank Act, which authorize the OFIR Commissioner to establish a fee schedule based on the estimated costs of regulating banks. Also includes fees and fine revenue under the Michigan BIDCO Act.
Captive Insurance Regulatory & Supervision Fund	256,800	Includes fees established under Chapter 46 (Captive Insurance Companies) and Chapter 47 (Special Purpose Financial Captives) of the Insurance Code.
Consumer Finance Fees	4,362,800	Fee and fine revenue under the Secondary Mortgage Loan Act, the Motor Vehicle Sales Finance Act, the Regulatory Loan Act, the Credit Card Arrangements Act, and the Money Transmission Services Act. Certain fees under these acts are established annually by the OFIR Commissioner.
Credit Union Fees	6,382,400	Fees under the Credit Union Act, determined annually by the OFIR Commissioner based on OFIR's costs to regulate credit unions; includes revenue from fines and civil penalties under the Credit Union Act.
Deferred Presentment Service Transaction Fees	2,705,800	Includes fees under the Deferred Presentment Service Transactions Act, established annually by the OFIR Commissioner to offset OFIR's costs of administering the act. Also includes database verification fees, civil fine revenue, and reimbursed examination costs.
Insurance Bureau Fund	20,584,400	Established under Chapter 2 of the Insurance Code, which imposes an assessment against insurance companies based on OFIR's appropriation. Individual assessments are determined by formula based largely on premiums underwritten in Michigan.

Insurance Continuing Education Fees	1,023,600	Established under Chapter 12 of the Insurance Code, and includes fees paid by continuing education providers. To be expended to administer the continuing education requirements placed on insurance industry personnel.
Insurance Licensing & Regulation Fees	4,800,400	Includes numerous insurance license fees imposed under Chapter 2 of the Insurance Code and the Third Party Administrator Act.
MBSLA Fund	4,300,600	Established in the Mortgage Brokers, Lenders, and Servicers Licensing Act, and includes revenue from license fees paid by mortgage brokers, lenders, servicers, and loan officers. Also includes loan officer fees under the Secondary Mortgage Loan Act.
Multiple Employer Welfare Arrangement	72,600	Includes various fees under Chapter 70 of the Insurance Code, which dedicates fee revenue to OFIR to support its costs to examine and regulate MEWAs under Chapter 70.
Securities Fees	4,745,200	Includes various fees under the Uniform Securities Act (2002), to be used to administer and enforce the act. Excess securities fee revenue lapses to the General Fund at the close of each fiscal year.
Securities Investor Education and Training Fund	1,000,000	Established under the Uniform Securities Act (2002), the fund receives civil fines, costs of investigation, and other administrative assessments. The fund is to be expended to support programs providing education and training to residents on securities and investment issues.
GENERAL FUND/ GENERAL PURPOSE	\$0	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

DOE-OEERE, Multiple Grants	9,000	Funding from the U.S. Department of Energy, Energy Information Administration to support the MPSC's activities as part of the State Heating Oil and Propane Program (SHOPP).
DOT, Gas Pipeline Safety	677,800	U.S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration, Office of Pipeline Safety. Federal law authorizes the PHMSA to provide regulatory authority over natural gas pipelines to the states, and directs funding to state agencies.
Children's Protection Registry Fund	272,600	Established under the Michigan Children's Protection Registry Act; supported by a fee of up to \$0.03 per contact point (email address, etc.) checked against the registry. The actual fee, determined by the MPSC, is \$0.007 per contact point.
Motor Carrier Fees	2,094,700	Includes numerous fees against regulated motor carriers established under the Motor Carrier Act.
Public Utility Assessments	23,620,300	Authorized under 1972 PA 299, which provides that the appropriation attributable to the regulation of public utilities shall be assessed against the utilities proportionally based on their gross revenue from intrastate operations; also includes a "fee in lieu of assessment" for utilities regulated under 1929 PA 9 and 1929 PA 16; and assessment under the Telecommunication Act for the cost of regulating telecommunications industry.
Restructuring Mechanism Assessments	440,000	Authorized under 2009 PA 182, which restructured intrastate access charges. The act specifically provides that the MPSC "shall recover its actual costs of administering the restructuring mechanism from assessments collected for the operation of the restructuring mechanism." Assessed against telecommunications providers pursuant to MPSC Case No. U-16183.
Video Franchise Assessments	400,000	Authorized under the Uniform Video Services Local Franchise Act, based on the estimated costs for administering the act. The amount assessed against cable television providers is based on the total assessment less any available funds carried-forward.
GENERAL FUND/ GENERAL PURPOSE	\$0	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

SECTION 105: LIQUOR CONTROL COMMISSION

The appropriation for the Liquor Control Commission funds staff responsible for enforcement of the liquor laws of the state and licensing of all vendors of alcoholic beverages. The five members of the Commission, no more than three of whom may be members of the same political party, are appointed by the Governor, with the advice and consent of the Senate, to serve four-year terms.

Full-time equated classified positions	152.0	Full-time equated (FTE) positions in the state classified service.
Management support services – 28.0 FTE positions	\$3,812,200	Includes costs for assistant attorney general staff responsible for reviewing all violations, issuing complaints, presenting cases to the LCC, and serving as the LCC's legal counsel. <u>Administrative Services Division</u> : Provides staff support to commission members and program divisions; includes personnel, accounting, budgeting, and the server training program. <u>Financial Management Division</u> : Responsible for liquor ordering and purchasing, financial analysis, and collection of liquor taxes. Funding Source(s): Restricted 3,812,200 <i>Related Boilerplate Section(s): 228</i>
Liquor licensing and enforcement – 124.0 FTE positions	13,801,300	<u>Licensing Division</u> : Processes applications for retail and non-retail (suppliers/wholesalers) liquor licenses and license renewals. <u>Enforcement Division</u> : Investigates liquor license applicants and alleged violations of the Liquor Control Code; and inspects current licensees to ensure compliance with statute. <u>Executive Services Division</u> : Administrative support in hearings, appeals, legislative policy research, and public affairs; includes receiving and recording all violation reports, scheduling violation hearings, writing appeal orders, processing administrative rules, reviewing legislation, and responding to inquiries from the public and others. Funding Source(s): Restricted 13,801,300 <i>Related Boilerplate Section(s): 228</i>
GROSS APPROPRIATION	\$17,613,500	Total of all line item appropriations.
Direct Shipper Enhancement Revolving Fund	120,000	Established in the Liquor Control Code, as amended by 2005 PA 269. Receives revenue from the \$100 license fee (renewed annually) for the direct shipment of wine to Michigan consumers; to be expended on the regulation of direct shipment of wine.
Liquor License Revenue	7,136,200	Revenue from various liquor license fees under the Liquor Control Code, which generally distributes 41.5% of retail license fee revenue to the LCC for licensing and enforcement.
Liquor Purchase Revolving Fund	10,357,300	Established in the Liquor Control Code, which provides that the LPRF shall be used for replenishing, maintaining, warehousing, and distributing liquor stock and for administration of the act. The funds includes a specific tax of 1.85% of the retail selling price of spirits sold for off-premise consumption, and revenue from the LCC's 65% mark-up on liquor sold to licensees. The net income is transferred to the General Fund at the end of the fiscal year.
GENERAL FUND/ GENERAL PURPOSE	\$0	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

SECTION 106: OCCUPATIONAL REGULATION

This unit funds the Bureau of Construction Codes, Bureau of Fire Services, Bureau of Commercial Services, Bureau of Health Professions, and Bureau of Health Systems. Primary functions of the unit include uniform administration/enforcement of state construction code and related legislation, approval of pre-manufactured construction components and new construction devices/materials/techniques, occupational licensing and regulation, fire safety programs, and regulation of health facilities and professions.

Full-time equated classified positions	835.30	Full-time equated (FTE) positions in the state classified service.
Boiler inspection program – 25.0 FTE positions	\$2,931,000	<p>Supports the Bureau of Construction Codes, Boiler Division; regulates construction/installation/maintenance/repair of boilers; issue boiler permits and license boiler installers/repairers; investigates boiler accidents; provides support staff for the Board of Boiler Rules.</p> <p style="text-align: right;">Funding Source(s): Restricted 2,931,000</p> <p style="text-align: center;"><i>Related Boilerplate Section(s): None</i></p>
Bureau of Fire Services – 57.0 FTE positions	5,603,700	<p><u>State Fire Marshal</u>: Appointed by the governor, the state fire marshal directs the activities of the bureau, as required by law.</p> <p><u>Fire Safety Board</u>: The board develops fire safety rules concerning the construction, operation, and maintenance of regulated facilities, and acts as an administrative hearing body concerning decisions by the Bureau.</p> <p><u>Fire Safety Inspections</u>: Conducts annual inspections and inspections of new construction, additions, or remodeling concerning a number of "regulated" facilities, including AFC homes, hospices, psychiatric hospitals, nursing homes, correctional institutions, schools (K-16, public and private), intermediate care facilities, homes for the aged, hospitals, freestanding outpatient surgical facilities, county medical care facilities, and licensed child care homes.</p> <p><u>CMS Inspections</u>: Conducts Life Safety Code surveys of licensed health care facilities receiving funding support from the federal Department of Health and Human Services, Centers for Medicare and Medicaid Services.</p> <p><u>Fire Fighter Training</u>: The Fire Fighter Training Council and the Office of Fire Fighter Training publish standards for the selection of fire fighters, publish training standards, establish and certify training instructors, develop and administer certification examinations for new fire fighters, establish regional training centers, and provide county training committees with funds to pay the cost of instructors.</p> <p><u>Fire Safety Plan Review</u>: Conducts fire safety plan reviews for all new construction, additions, or remodeling at regulated facilities, schedules fire safety inspections, and interprets and provides technical application of fire safety rules.</p> <p><u>Fire Inspector Certification</u>: Trains and certifies (triennially) fire inspectors.</p> <p><u>Act 144 Certifications</u>: Certification of firms that install, modify, or document the installation or modification of fire suppression systems, document the installation or modification of fire alarm systems, or test, service, or inspect fire alarm or fire suppression systems.</p> <p style="text-align: right;">Funding Source(s): IDG 100,000 Federal 788,000 Restricted 3,743,900 GF/GP 971,800</p> <p style="text-align: center;"><i>Related Boilerplate Section(s): 302, 302a</i></p>

Code enforcement –
120.0 FTE positions

14,022,200

General administration of Bureau of Construction Codes (BCC), and several divisions and offices for which there is not a separate line item, including:

Administration: Provides leadership, direction, and support for all bureau programs, products, and services; provides staff support to the Construction Code Commission.

Office of Administrative Services: Responsible for personnel actions, promulgation of administrative rules, publications and technical bulletins, media coordination, and the BCC's health and safety committee. Also investigates consumer licensing complaints, evaluates local codes, processes local ordinances, processes local applications to administer/enforce construction code, and assists local governments in construction code implementation.

Office of Management Services: Responsible for the BCC budget, internal controls, performance reporting, document management, permitting, code books, forms, website, and FOIA production.

Building Division: Responsible for enforcing state building codes; conducts building and manufactured housing community inspections; establishes statewide standards for manufactured home communities; issues manufactured housing licenses and affidavit of affixtures, conducts manufactured housing audits reviews local manufactured housing ordinances, and provides support staff for the Manufactured Housing Commission; and registers code inspectors and approves code official instructor and training programs.

Plan Review Division: Responsible for conducting building, electrical, mechanical, plumbing, barrier-free design, and manufactured housing community plan reviews; barrier-free design exception requests; reviews pre-manufactured plans and compliance manuals; and provides staff support to the Barrier Free Design Board.

Electrical Division: Responsible for enforcing the state electrical codes; conducts electrical inspections; registers electrical apprentices; examines and licenses master electricians, journey electricians, fire alarm specialty technicians, sign specialists, electrical contractors, sign specialty contractors, and fire alarm contractors; and provides support staff to the Electrical Administrative Board.

Mechanical Division: Responsible for enforcing the state mechanical codes; conducts mechanical inspections; examines and licenses mechanical contractors; and provides support staff to the Board of Mechanical Rules.

Plumbing Division: Responsible for enforcing the state plumbing code; conducts plumbing inspections; registers plumbing apprentices; examines and licenses master plumbers, journey plumbers, and plumbing contractors; and provides support staff to the State Plumbing Board.

Funding Source(s): Restricted 14,022,200

Related Boilerplate Section(s): 368

Commercial services – 175.0 FTE positions	19,812,600	<p>Supports the Bureau of Commercial Services.</p> <p><u>Corporations Division:</u> Facilitates forming business entities; maintains/reviews business filings/corporate reports; provide documents to the public on request; registers trademarks and service marks.</p> <p><u>Licensing Division:</u> Licenses/regulates various occupations and professions, ensuring applicants meet entry-level and continuing licensure/registration requirements established by law and administrative rule. Regulated professions include, accountants, architects, auctioneers, barber examiners, carnival-amusement safety, collection practices, cosmetology, mortuary science, professional engineers, professional surveyors, real estate appraisers, real estate brokers and salespersons, residential builders and maintenance and alteration contractors, ski area safety, unarmed combat, cemeteries, forensic polygraph examiners, foresters, hearing aid dealers, immigration clerical assistants, interior designers, ocularists, landscape architects, personnel agencies, prepaid funeral contracts, private investigators, professional community planners, security alarm contractors, security guard agencies, vehicle protection product warranty, and proprietary schools.</p> <p><u>Enforcement Division:</u> Investigates complaints filed against licensees and licensed businesses; takes enforcement action; works with local/state law enforcement on prosecuting cases on request.</p> <p><u>Legal Affairs Division:</u> Provides legal support to BCS divisions; administers compliance and hearing proceedings; coordinates activities with the State Office of Administrative Hearings and Rules (SOAR), the Department of Attorney General, and appropriate courts; serves as the State Cemetery Commissioner, providing regulatory support over cemeteries under the requirements of the Cemetery Regulation Act.</p> <p><u>Administrative Services Division:</u> Audits licensees required to maintain trust/escrow accounts, monitors compliance with Final Orders, investigates complaints against certified public accountants, conducts examination tests of prospective licensees, provides administrative support to the bureau.</p>
		Funding Source(s): Restricted 19,812,600
		<i>Related Boilerplate Section(s): 304, 320, 368, 380</i>
Elevator inspection program – 30.0 FTE positions	3,162,400	<p>Supports the Bureau of Construction Codes, Elevator Safety Division; enforces elevator codes; conducts elevator inspections; examines and licenses elevator journeypersons and contractors; investigates complaints and reports of elevator accidents; support staff to the Elevator Safety Board.</p>
		Funding Source(s): Restricted 3,162,400
		<i>Related Boilerplate Section(s): 303</i>
Manufactured housing and land resources program – 22.0 FTE positions	2,733,700	<p>Regulates manufactured housing parks, installment repairers, brokers, dealers, and lessors; set standards for manufactured housing park development; land resources component involves registration/review of development in/outside of state to determine that projects provide adequate and fair disclosure. Functions are undertaken by the BCC Building Division and Plan Review Division.</p>
		Funding Source(s): Restricted 2,733,700
		<i>Related Boilerplate Section(s): None</i>
Property development group – 11.0 FTE positions	1,707,600	<p>Supports the Bureau of Construction Codes, Office of Land Survey and Remonumentation; reviews land subdivision; reviews county zoning ordinances for conflict with statute/rules; administers survey and remonumentation program; rules on proposed changes to local government boundaries (State Boundary Commission).</p>
		Funding Source(s): Restricted 1,707,600
		<i>Related Boilerplate Section(s): None</i>

Bureau of Health Professions – 160.0 FTE positions	26,945,900	<p>Bureau of Health Professions (BHP) includes the following Divisions:</p> <p><u>Administration</u>: Responsible for overall policy direction for the bureau; provides support for the Professional Practice Section and the Advocacy Committee on Pain and Symptom Management.</p> <p><u>Licensing</u>: Responsible for the license application and renewal process for all regulated health professions, and oversees the continuing education requirements; approves educational programs for nurses and nurse aides, and manages the long-term care background check program.</p> <p><u>Allegation and Investigation</u>: Investigates allegations of violations of the Public Health Code; oversees the automated controlled substance prescription tracking system and inspections of pharmacies.</p> <p><u>Regulatory</u>: Responsible for filing formal complaints against individuals based on the findings of the Allegations and Investigation Division; ensures that disciplined professionals comply with the final decisions and sanctions meted out by their licensing board; oversees the meetings of the several licensing boards and the promulgation of administrative rules; oversees the Health Professional Recovery Program and the medical marijuana law.</p>												
		<table> <tr> <td>Funding Source(s):</td> <td>Federal</td> <td>3,496,300</td> </tr> <tr> <td></td> <td>Restricted</td> <td>23,449,600</td> </tr> </table>	Funding Source(s):	Federal	3,496,300		Restricted	23,449,600						
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	Restricted	23,449,600												
		<i>Related Boilerplate Section(s): 304, 708, 729</i>												
Bureau of Health Systems – 199.6 FTE positions	21,630,100	<p>Bureau of Health Systems (BHS) includes the following Divisions:</p> <p><u>Nursing Home Monitoring</u>: Annually inspects nursing homes, county medical care facilities, and hospital long-term care units to ensure compliance with federal requirements; conducts biennial inspections to ensure compliance with the nursing home requirements of the Public Health Code and related administrative rules.</p> <p><u>Licensing and Certification</u>: Licenses and recommends Medicare and Medicaid certification for health facilities, except long-term care facilities; licenses substance abuse prevention and treatment programs statewide and investigate complaints of licensed substance abuse programs.</p> <p><u>Operations</u>: Processes complaints received against all BHS program areas and coordinate appropriate enforcement efforts; investigates complaints against nursing homes alleging failure to provide adequate or appropriate care and allegations of abuse, neglect, mistreatment, or the misappropriation of property belonging to facility residents.</p> <p><u>Health Facilities and Services</u>: Reviews design plans and conducts on-site inspections, and issues construction permits to ensure construction meets the minimum design standards for health facilities; conducts licensing and certification surveys of licensed health care facilities to identify and resolve operational, environmental, and infection control problems.</p>												
		<table> <tr> <td>Funding Source(s):</td> <td>Federal</td> <td>15,173,900</td> </tr> <tr> <td></td> <td>Private</td> <td>200,000</td> </tr> <tr> <td></td> <td>Restricted</td> <td>1,765,900</td> </tr> <tr> <td></td> <td>GF/GP</td> <td>4,490,300</td> </tr> </table>	Funding Source(s):	Federal	15,173,900		Private	200,000		Restricted	1,765,900		GF/GP	4,490,300
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	Private	200,000												
	Restricted	1,765,900												
	GF/GP	4,490,300												
		<i>Related Boilerplate Section(s): 714, 716, 718, 726, 727, 731</i>												
Health Policy and Regulation – 8.8 FTE positions	2,646,500	<p>Staff oversees Bureau of Health Professions, Bureau of Health Systems, Bureau of Legal and Policy Affairs, Appeals Section, and Chief Nurse Executive.</p>												
		<table> <tr> <td>Funding Source(s):</td> <td>Restricted</td> <td>2,646,500</td> </tr> </table>	Funding Source(s):	Restricted	2,646,500									
Funding Source(s):	Restricted	2,646,500												
		<i>Related Boilerplate Section(s): None</i>												

Radiological Health Administration – 21.4 FTE positions	3,179,700	Supports the Bureau of Health Systems, Division of Health Facilities and Services, Radiation Safety Section; annually registers over 29,000 X-ray machines used in approximately 10,000 medical and non-medical radiation facilities statewide; conducts periodic radiation safety inspections for compliance with federal and state requirements. Funding Source(s): Federal 710,400 Restricted 2,469,300
<i>Related Boilerplate Section(s): None</i>		
Background Check Program – 5.5 FTE positions	2,545,900	Funds staff and contracts implementing the Criminal Background Check Program for employees of adult foster care facilities and homes for the aged. Funding Source(s): IDG 1,000,000 Federal 546,000 Restricted 999,900
<i>Related Boilerplate Section(s): None</i>		
GROSS APPROPRIATION	\$106,921,300	Total of all line item appropriations.
IDG from DCH, Inspection Contract	100,000	Received from the Department of Community Health, related to fire safety inspections of various health facilities.
IDG from DHS, background checks	1,000,000	Interdepartmental grant from the Department of Human Services to support LARA's costs for conducting background checks for employees of adult foster care (AFC) and homes for the aged (HFA) facilities.
Clinical Lab Improvement	360,000	From the U.S. Department of Health and Human Services, Center for Medicaid and Medicare Services (CMS). Funding made available under the federal Clinical Laboratory Improvement Amendments of 1988; supports activities of the Laboratory Improvement Section within the Bureau of Health Systems.
CMS Transformation Grant	3,000,000	From the U.S. Department of Health and Human Services, Center for Medicaid and Medicare Services (CMS); Medicaid Transformation Grant program authorized under Sec. 1903 of the Social Security Act, as amended by the Deficit Reduction Act of 2005; grant award to provide for one source credentialing of the numerous health professions regulated by the Bureau of Health Professions.
DOT	60,000	From the U.S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration; Hazardous Materials Emergency Preparedness grant program; provides training grants to states to train public sector employees to respond to accidents and incidents involving hazardous materials.
FEMA	28,000	From the U.S. Department of Homeland Security, Federal Emergency Management Agency, U.S. Fire Administration. Provides financial assistance to State Fire Training Systems for the delivery of a variety of National Fire Academy courses/programs, administrative costs, and electronic student feedback.
Mammography Quality Standards	710,400	From the U.S. Department of Health and Human Services, Food and Drug Administration; funding through the Mammography Quality Standards Act; supports inspection of facilities to ensure compliance with state rules and federal mammography quality standards.
Prescription Drug Monitoring	100,000	From the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance; Harold Rogers Prescription Drug Monitoring Program; provides grants to states to help prevent and detect the diversion and abuse of pharmaceutical controlled substances.

Title XVIII Medicare	9,287,900	From the U.S. Department of Health and Human Services, Centers for Medicaid and Medicare Services (CMS) to support the costs of inspecting health care facilities to ensure compliance with CMS Medicare requirements.
Title XIX Medicaid	950,800	From the U.S. Department of Health and Human Services, Centers for Medicaid and Medicare Services (CMS) to support the costs of inspecting health care facilities to ensure compliance with CMS Medicaid requirements.
Title XIX Medicaid, Facility Certification Fees	6,217,500	From the U.S. Department of Health and Human Services, Centers for Medicaid and Medicare Services (CMS) to support the department's CMS survey and certification activities to ensure compliance with CMS health and safety standards.
Private – Civil Monetary Penalties	200,000	Revenue from civil monetary penalties imposed on health professionals cited by the Bureau of Health Professions for violations of the applicable licensure standards.
Accountancy Enforcement Fund	420,000	Established in the State License Fee Act, as amended by 2005 PA 227; funded by accountancy peer review fee and dedicated portions of application, license, registration, and permit fees. Supports Bureau of Commercial Service's enforcement of unlicensed accountancy activities.
Boiler Fee Revenue	3,363,600	Includes various fees authorized under the Boiler Act of 1965, which provides LARA the authority to establish a schedule of fees (via administrative rules), that reflects the regulatory costs of the Boiler Division.
Builder Enforcement Fund	427,000	Established in the State License Fee Act, supported by a portion of the license fee for residential builders and residential maintenance and alteration contractors. The fund shall be used for enforcement against unlicensed activities.
Construction Code Fund	13,186,600	Established in the Stille-DeRosset-Hale Single State Construction Code Act, which requires the Construction Code Commission to establish "reasonable fees" for the inspection of plans and specifications, issuing certificates of acceptability, testing and evaluating new products or construction methods, inspection of construction, issuing certificates of use or occupancy, and hearing appeals. Also includes various license fees under the State Plumbing Act, the Electrical Administrative Act, the Forbes Mechanical Contractors Act, and the Building Official and Inspectors Registration Act.
Corporations Fees	6,342,700	Includes various filing, franchise, and other fees paid by for-profit corporations under the Business Corporation Act, fees paid by non-profit corporations under the Nonprofit Corporation Act, fees paid by limited liability companies under the Michigan Limited Liability Company Act, and fees paid by limited liability partnerships under the Michigan Revised Uniform Limited Liability Partnership Act. By statute excess fees lapse to the General Fund.
Elevator Fees	3,565,400	Imposed under PA 227 of 1967 which established the Elevator Safety Board and PA 333 of 1976 which generally requires the Elevator Safety Board to license elevator installation and repair persons. The ESB is required to establish a schedule of fees that reflect its regulatory costs. The fees are established in the department's elevator safety rules.
Fire Alarm Fees	114,000	Established in the Fire Prevention Code, which requires firms that install or modify fire suppression or fire alarm systems and firms that design fire alarm or fire suppression systems to be certified by the department. The FPC imposes a documentation fee and a triennial certification fee.

Fire Safety Standard and Enforcement Fund	40,000	Established in 2009 PA 56, funded by a \$1,250 triennial certification fee for each brand family of cigarettes sold by a cigarette manufacturer and certified as being "fire safe compliant". The fund is used to administer the act.
Fire Service Fees	1,953,300	Authorized by the Fire Prevention Code, which provides that the department may charge an operation and maintenance inspection fee to hospitals and may charge schools and hospitals a plan review and construction inspection fee. The act specifically directs that the fee schedule be established in boilerplate.
Health Professions Regulatory Fund	22,972,000	Established in Part 161 of the Public Health Code, the fund receives revenue from the license fees for various health professions licensed by the Bureau of Health Professions.
Health Systems Fees	1,417,200	Fees imposed on various health facilities under the Mental Health Code (MCL 330.1139) and the Public Health Code (MCL 333.20145 and 333.20161).
Licensing and Regulation Fees	11,302,800	Includes numerous occupation license and registrations fees required under the Occupational Code and established under the State License Fee Act.
Liquor Purchase Revolving Fund	2,636,500	Established in the Liquor Control Code, which provides that the LPRF shall be used for replenishing, maintaining, warehousing, and distributing liquor stock and for administration of the act. The funds includes a specific tax of 1.85% of the retail selling price of spirits sold for off-premise consumption, and revenue from the LCC's 65% mark-up on liquor sold to licensees. The net income is transferred to the General Fund at the end of the fiscal year.
Mobile Home Code Fund	2,733,700	Established under the Mobile Home Commission Act, the fund receives various fees under the act, including license fees for manufactured housing installers, repairers, and dealers, license fees for manufactured housing communities, title fees, and various permit fees.
Nurse Professional Fund	1,744,200	Established in Part 161 of the Public Health Code, the fund receives \$8 from each LPN license fee, and is to be expended (a) to promote safe patient care in all nursing practice environments; (b) to advance the safe practice of the nursing profession; (c) to assure a continuous supply of high-quality direct care nurses, nursing faculty, and nursing education programs; and (d) to operate a nursing scholarship program.
Pain Management Fees	1,728,600	The Pain Management Education and Controlled Substances Electronic Monitoring and Anti-diversion Fund; established in Part 161 of Public Health Code; funded through \$20 from the \$75 license fee imposed on persons engaged in the manufacturing, distributing, prescribing, dispensing, or conducting research with controlled substances under Part 73.
Private Occupational School License Fees	832,200	Received under 1943 PA 148, which regulates propriety (career) schools and requires the department to establish a schedule of fees to cover its administrative costs. The fees are established in LARA's administrative rules and are adjusted based on changes in the Detroit Consumer Price Index.
Property Development Fees	298,900	Includes plat review fees imposed under the Land Division Act.
Radiological Health Fees	2,469,300	Revenue from fees imposed on various radioactive material licensees pursuant to Part 135 of the Public Health Code, 1978 PA 368, and related administrative rules.

Real Estate Appraiser Continuing Education Fund	47,000	Established in the State License Fee Act, the fund receives \$10 from each real estate appraiser license and is to be expended to administer the continuing education requirements of licensed real estate appraisers under Article 26 of the Occupational Code.
Real Estate Education Fund	320,300	Established in the State License Fee Act, the fund receives \$15 from each real estate broker and associate broker license, real estate sales person license, and branch office license and is to be expended for administration of the education requirements of Article 25 of the Occupational Code.
Real Estate Enforcement Fund	364,600	Established in the State License Fees, the fund receives \$15 from each real estate broker and associate broker, real estate salesperson license, and branch office license, and to be expended for investigation and enforcement activities related to unlicensed activities and real estate fraud.
Security Business Fund	321,100	Established in the Private Security Business and Security Alarm Act.
Survey and Remonumentation Fund	776,700	Established in the State Survey and Remonumentation Act, the fund consists of a \$4 fee collected by county registers of deeds when recording deeds, mortgages, lis pendens, and other instruments. The fee is established in the Revised Judicature Act.
Unarmed Combat Fund	66,900	Established under the Michigan Unarmed Combat Regulatory Act to provide for LARA's costs of administering and enforcing the act, includes the cost of services provided by the attorney general. The fund consists of license fees, event fees, and administrative fines under the act and related administrative rules.
GENERAL FUND/ GENERAL PURPOSE	\$5,462,100	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

SECTION 107: MICHIGAN OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

The unit supports the Michigan Occupational Safety and Health Administration (MIOSHA), which provides for state-level (rather than federal-level) development and regulation of occupational safety and health standards, which are intended to ensure workplaces are free from recognized safety and health hazards.

Full-time equated classified positions	229.0	Full-time equated (FTE) positions in the state classified service.
Occupational safety and health – 229.0 FTE PARTIAL VETO	\$28,561,900 \$28,481,900	<p><u>General Industry Safety and Health Division</u>: Enforces compliance with MIOSHA standards; inspects general industry work sites; investigates accidents, complaints, and referrals; processes citations and follow-up investigations; inspects and investigates workplaces to prevent occupational diseases; and investigates complaints of employee discrimination related to filing MIOSHA standards complaints.</p> <p><u>Construction Safety and Health Division</u>: Enforces MIOSHA construction standards compliance; investigate accidents, complaints, and referrals.</p> <p><u>Management and Technical Services Division</u>: Operates an industrial hygiene laboratory and instrument calibration and maintenance program, compiles injury and illness data, provides information to MIOSHA clients about recordkeeping requirements, prepares statistical information and reports to programs about enforcement activities, monitors data related to MIOSHA strategic planning activities, provides computer and software support to other MIOSHA programs; staff support for standards promulgating commissions and advisory committees; handles MIOSHA FOIA requests; and administers the CET grant program, which provides competitive grants to provide training emerging safety and health issues, dangerous occupations, or additional safety trainers.</p> <p><u>Consultation Education and Training (CET) Division</u>: Develop safety training programs; distribute literature; offer employer/employee seminars/training programs; provide safety consultants for employer/employees.</p> <p><u>Appeals Division</u>: Represents the General Industry Safety & Health and the Construction Safety & Health Divisions in prehearing conferences and formal administrative hearings related to contested MIOSHA citations.</p>
		Funding Source(s): Federal 13,365,600 Restricted 15,116,300
<i>Related Boilerplate Section(s): 340, 342 (vetoed)</i>		
GROSS APPROPRIATION	\$28,561,900 \$28,481,900	Total of all line item appropriations.
DOL, Multiple Grants for Safety and Health	13,365,600	From the U.S. Department of Labor. Includes funding from the Occupational and Safety and Health Administration, supporting state-level enforcement of workplace safety and health programs; providing consultative services to employers; and data collection activities. Also include data collection activities under the U.S. Bureau of Labor Statistics.

Corporations Fees	3,780,300	Includes various filing, franchise, and other fees paid by for-profit corporations under the Business Corporation Act, fees paid by non-profit corporations under the Nonprofit Corporation Act, fees paid by limited liability companies under the Michigan Limited Liability Company Act, and fees paid by limited liability partnerships under the Michigan Revised Uniform Limited Liability Partnership Act. By statute excess fees lapse to the General Fund.
Fees & Collections/ Asbestos	919,900	Credited to the Asbestos Abatement Fund established under the Asbestos Abatement Contractors Licensing Act, includes various fees imposed on licensed asbestos abatement contractors. Also includes a 1% fee on the contract price of an abatement project. To be expended to administer the act.
Safety Education and Training Fund	8,477,300 8,397,300	Established in the Michigan Occupational Safety and Health Act, the fund receives revenue from an assessment against each worker's compensation insurance carrier and self-insured employer, based on worker's compensation losses (excluding medical payments) and the amount appropriated in the SET Fund.
Securities Fees	2,018,800	Includes various fees under the Uniform Securities Act (2002), to be used to administer and enforce the act. Excess securities fee revenue lapses to the General Fund at the close of each fiscal year.
GENERAL FUND/ GENERAL PURPOSE	\$0	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

Supplemental benefit fund	820,000	Reimburses insurers and self-insured entities for supplemental worker's compensation benefit payments to persons claiming injuries between 1965 and 1979. Supplemental payments required by amendments to Worker's Disability Compensation Act in 1982 to adjust benefits for workers injured before the maximum worker's compensation benefit was raised by 1980 legislation that are bound by the maximum benefit existing prior to that time.	Funding Source(s): Restricted 820,000
<i>Related Boilerplate Section(s): None</i>			
Unemployment programs – 1,302.7 FTE positions	136,315,200	Administration of unemployment insurance program; includes research/technical support, audit and investigations, the Tax Office, and the Remote Initial Claims Center and problem resolution offices.	Funding Source(s): Federal 135,315,200 Restricted 1,000,000
<i>Related Boilerplate Section(s): 330, 332, 333</i>			
Advocacy assistance program	1,500,000	Information/consultation/representation at hearings and/or Board of Review for employers and claimants requesting assistance.	Funding Source(s): Restricted 1,500,000
<i>Related Boilerplate Section(s): None</i>			
Special audit and collections program – 34.0 FTE positions	3,091,200	Responsible for determining employer's tax liability and tax rates, collecting taxes, reimbursements in lieu of taxes, determining interest and penalties, certifying employer wage data to the IRS, and auditing employer records to ensure compliance.	Funding Source(s): Federal 3,091,200
<i>Related Boilerplate Section(s): None</i>			
Training program for agency staff – 2.1 FTE positions	1,827,700	Trains employees to provide more effective service to claimants and employers; provide job skills training for employees affected by unemployment program restructurings.	Funding Source(s): Federal 1,827,700
<i>Related Boilerplate Section(s): None</i>			
Expanded fraud control program – 33.2 FTE positions	3,561,300	Enhanced fraud prevention and fraud control and detection initiatives.	Funding Source(s): Federal 3,561,300
<i>Related Boilerplate Section(s): None</i>			
Employment and Labor Relations – 21.0 FTE positions	3,745,000	Resolves labor/management disputes involving either public or private employees, including contracts, grievances, representation, and the right to organize and bargain collectively. Administers the Public Employment Relations Act (1947 PA 336), Labor Mediation Act (1939 PA 176), and 1969 PA 312 (binding arbitration for police/fire).	Funding Source(s): Restricted 3,745,000
<i>Related Boilerplate Section(s): None</i>			

Commission for the Blind – 107.0 FTE positions	26,728,500	<p>Services to individuals with visual handicaps to secure employment and function independently in society.</p> <p><u>Vocational Rehabilitation Program:</u> Provides diagnostic evaluations, vocational rehabilitation counseling, and training skills with the aim of achieving an employment outcome.</p> <p><u>Independent Living Program:</u> Provides services, such as mobility training or training with Braille, to older blind individuals to gain (and maintain) independent living.</p> <p><u>Deaf-Blind Services:</u> Provides vocational rehabilitation services and independent living services to individual who are deaf-blind.</p> <p><u>Business Enterprise Program:</u> Authorized under the federal Randolph-Sheppard Act of 1936; trains blind/visually impaired entrepreneurs to operate vending stands and cafeterias in state and federal buildings, highway rest stops, and visitor centers.</p> <p><u>MCB Training Center:</u> Located in Kalamazoo, the residential facility provides training and counseling services with the aim of helping individuals adapt to their blindness.</p> <p><u>Business Services Program:</u> Provides services to employers with the aim of helping businesses retain or hire blind/visually impaired individuals. Services, provided at no-cost, include job analysis, adaptive equipment, and OTJ evaluation and training.</p>															
		<table border="0"> <tr> <td style="padding-right: 20px;">Funding Source(s):</td> <td>Federal</td> <td style="text-align: right;">20,265,900</td> </tr> <tr> <td></td> <td>Local</td> <td style="text-align: right;">529,000</td> </tr> <tr> <td></td> <td>Private</td> <td style="text-align: right;">111,800</td> </tr> <tr> <td></td> <td>Restricted</td> <td style="text-align: right;">553,600</td> </tr> <tr> <td></td> <td>GF/GP</td> <td style="text-align: right;">5,268,200</td> </tr> </table>	Funding Source(s):	Federal	20,265,900		Local	529,000		Private	111,800		Restricted	553,600		GF/GP	5,268,200
Funding Source(s):	Federal	20,265,900															
	Local	529,000															
	Private	111,800															
	Restricted	553,600															
	GF/GP	5,268,200															

Related Boilerplate Section(s): 610, 611, 613, 615

Michigan Rehabilitation Service – 513.5 FTE positions	71,720,500	<p>Assists disabled individuals achieve employment/self-sufficiency; youth transition, business, and independent living services; personal care attendant, supported employment, and assistive technologies grants. Service through district offices; training for adults with disabilities at the Michigan Career and Technical Institute.</p>												
		<table border="0"> <tr> <td style="padding-right: 20px;">Funding Source(s):</td> <td>Federal</td> <td style="text-align: right;">61,864,000</td> </tr> <tr> <td></td> <td>Private</td> <td style="text-align: right;">816,000</td> </tr> <tr> <td></td> <td>Restricted</td> <td style="text-align: right;">1,403,800</td> </tr> <tr> <td></td> <td>GF/GP</td> <td style="text-align: right;">7,636,700</td> </tr> </table>	Funding Source(s):	Federal	61,864,000		Private	816,000		Restricted	1,403,800		GF/GP	7,636,700
Funding Source(s):	Federal	61,864,000												
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	Restricted	1,403,800												
	GF/GP	7,636,700												

Related Boilerplate Section(s): 603, 604, 611

GROSS APPROPRIATION \$266,347,000 Total of all line item appropriations.

DED-OPSE, Multiple Grants	1,222,900	U.S. Department of Education; supports activities of the Michigan Rehabilitation Services, which operates the Michigan Career and Technical Institute, which provides technical education programs to students with disabilities.
DED-OSERS, Centers for Independent Living	58,200	U.S. Department of Education, Rehabilitation Services Administration; funding distributed to states based on population; to be expended to provide independent living services and to support the operation of Centers for Independent Living.
DED-OSERS, Rehabilitation Long-Term Training	316,900	U.S. Department of Education, Rehabilitation Services Administration; provides discretionary/competitive grants to states, public and nonprofit agencies, colleges/universities, and tribal governments; funds projects that provide training (degrees/certificates) to persons in fields related to vocational and independent living rehabilitation, including rehabilitation counseling, independent living, rehabilitation medicine, occupational and physical therapy, speech-language pathology, audiology, rehabilitation of the deaf/blind, and rehabilitation technology.

DED-OSERS, Rehabilitation Services, Vocational Rehabilitation of State Grants	56,417,700	From the U.S. Department of Education, Rehabilitation Services Administration (RSA); funding to states available by formula using FY 1978 allotments, population, and per-capita income, and shall be expended for vocational rehabilitation services, including assessments, counseling, vocational and other training, job placement services, services for the blind, medical and related services, transportation, and other services with the general aim of achieving an employment outcome. Has a 78.7% (Federal) – 21.3% (State) funding ratio.
DED-OSERS, State Grants for Technical-Related Assistance	65,300	U.S. Department of Education, Rehabilitation Services Administration; for the assistive technology state grant program, which supports programs that improve access to assistive technology devices and services by persons with disabilities.
DOL, Employment and Training Administration	1,219,100	From the U.S. Department of Labor, Employment and Training Administration. Supports the Unemployment Insurance Agency.
DOL-ETA, Unemployment Insurance	142,576,300	U.S. Department of Labor, Employment and Training Administration, Office of Workforce Security; supported by the federal unemployment taxes; the federal Social Security Act provides that states with UI laws that conform to federal requirements receive funding to administer their UI program.
Federal Revenues	20,265,900	Funds the Commission for the Blind. Primarily consists of Title 1 Vocational Rehabilitation funds and SSI reimbursement funds.
HS-SSA, Supplemental Security Income	3,783,000	From the Department of Health and Human Services, Social Security Administration. The Social Security Act specifically authorizes state vocational rehabilitation service agencies to be reimbursed for the cost of providing vocational rehabilitation services to supplemental security income (SSI) beneficiaries.
Private – Gifts, Bequests, and Donations	816,000	Funding from various gifts, bequests, and donations.
Private Revenues	111,800	Private donations received by the Commission for the Blind.
Local Revenues	529,000	Local vocational rehabilitation funds provided through cash match and other collaborative agreements with local community partners.
Contingent Fund, Regular Penalty & Interest	1,500,000	Established under the Michigan Employment Security Act, receives revenue from penalties and damages imposed under the act, and interest earned on UI contributions (taxes), and may be expended for UI and employment service administration.
Corporations Fees	2,862,400	Includes various filing, franchise, and other fees paid by for-profit corporations under the Business Corporation Act, fees paid by non-profit corporations under the Nonprofit Corporation Act, fees paid by limited liability companies under the Michigan Limited Liability Company Act, and fees paid by limited liability partnerships under the Michigan Revised Uniform Limited Liability Partnership Act. By statute excess fees lapse to the General Fund.
Michigan Commission for the Blind Business Enterprise Program Fund	553,600	Funds related to the MCB's Business Enterprise Program (BEP), which provides opportunities for blind persons operating vending stands and cafeterias in federal and state buildings as well as highway rest stops and visitor centers.
Rehabilitation Service Fees	1,352,300	Authorized under the Rehabilitation Act of 1964, which provides that if the MRS provides vocational rehabilitation services to individuals for whom such services are required to be provided by employers, insurers, or self-insurers under a worker's compensation law or automobile insurance law, the MRS shall collect fees from the responsible entity equal to its costs to provide services.

Second Injury Fund	2,733,800	Established under the Worker's Disability Compensation Act, the fund is supported by assessments against worker's compensation insurance companies and self-funded employers. The fund provides worker's compensation benefits in the case of a total and permanent disability, for certain workers who are "vocationally handicapped" and injured on the job, for workers who are injured on the job and have multiple jobs, and to provide supplemental benefits to individuals who, at the time of the injury, are entitled to benefits that are less than half of the state average weekly wage after two years of continuous disability.
Securities Fees	5,267,800	Includes various fees under the Uniform Securities Act (2002), to be used to administer and enforce the act. Excess securities fee revenue lapses to the General Fund at the close of each fiscal year.
Self-Insurers Security Fund	1,268,400	Established under the Worker's Disability Compensation Act, the fund is supported by assessments against private, self-funded employers, and is used to provide worker's compensation benefits to employees of self-insured employers that become insolvent after November 15, 1971.
Special Fraud Control Fund	1,000,000	Established in Section 10 of the Michigan Employment Security Act, as amended by 2011 PA 14; receives interest and penalties assessed against recovered non-fraud UI benefits overpayments and penalties imposed for multiple fraudulent overpayments; to be expended on the prevention, discovery, and collection of unemployment benefit overpayments.
Silicosis & Dust Disease Fund	1,032,000	Established by the Worker's Disability Compensation Act, the fund is supported by assessments against worker's compensation insurance companies and self-insured employers. The fund provides benefits to individuals for conditions stemming from silicosis, asbestosis, and other dust diseases, workers of the logging industry injured on the job, and workers exposed to PBB before July 24, 1979 by an employer engaged in the manufacture of PBB.
Workers' Compensation Administrative Revolving Fund	2,755,600	Established under the Worker's Disability Compensation Act, the fund receives revenue from the \$100 filing fee accompanying a redemption agreement and civil fine revenue. The fund is used to support education and training, claims review, and hearings and appeals activities of the WCA, Board of Magistrates, and the Michigan Compensation Appellate Commission.
GENERAL FUND/ GENERAL PURPOSE	\$18,639,000	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

SECTION 109: MICHIGAN ADMINISTRATIVE HEARING SYSTEM

This unit funds several quasi-judicial administrative agencies that conduct administrative hearings, including the Michigan Administrative Hearing System (MAHS) which centralized various administrative hearing agencies and conducts administrative hearings on behalf of LARA and the other state departments. The MAHS was reorganized under EO 2011-4. The unit also includes the Michigan Compensation Appellate Commission (MCAC) which hears appeals of workers and unemployment compensation claims decisions, formerly heard by the Worker's Compensation Appellate Commission and the Michigan Employment Security Board of Review. The MCAC was established with EO 2011-6. The unit also includes the Office of Regulatory Reinvention (ORR) which coordinates and reviews the rulemaking activities of the several state departments and agencies. The ORR was created with EO 2011-5.

Full-time equated classified positions	232.4	Full-time equated (FTE) positions in the state classified service.												
Michigan Administrative Hearing System – 205.4 FTE positions	\$30,230,300	<p>Established in Executive Order 2011-4, conducts administrative hearings for LARA and other departments. This line item funds administrative law judges that hear cases involving the various LARA agencies and several departments, including eligibility for assistance through the Department of Human Services (food assistance and cash assistance) and eligibility for Medicaid through the Department of Community Health. This line item also includes:</p> <p><u>Michigan Tax Tribunal</u>: Hears appeals from taxpayers on property tax issues; has jurisdiction over determinations issued by Department of Treasury concerning income, sales, use, and withholding taxes; Michigan Business Tax; motor fuel tax; and intangible and inheritance taxes. Seven-member board appointed by the Governor.</p> <p><u>Workers' Compensation Board of Magistrates</u>: Decides contested worker's compensation claims.</p> <table style="margin-left: auto; margin-right: auto;"> <tr> <td style="padding-right: 20px;">Funding Source(s):</td> <td style="padding-right: 20px;">IDG</td> <td style="text-align: right;">12,273,500</td> </tr> <tr> <td></td> <td>Federal</td> <td style="text-align: right;">7,596,900</td> </tr> <tr> <td></td> <td>Restricted</td> <td style="text-align: right;">10,298,700</td> </tr> <tr> <td></td> <td>GF/GP</td> <td style="text-align: right;">61,200</td> </tr> </table> <p style="text-align: center;"><i>Related Boilerplate Section(s): 390</i></p>	Funding Source(s):	IDG	12,273,500		Federal	7,596,900		Restricted	10,298,700		GF/GP	61,200
Funding Source(s):	IDG	12,273,500												
	Federal	7,596,900												
	Restricted	10,298,700												
	GF/GP	61,200												
Office of Regulatory Reinvention – 2.0 FTE positions	350,000	<p>Established in Executive Order 2011-5, the Office of Regulatory Reinvention assumed the rule making responsibilities of the former State Office of Administrative Hearings and Rules. The ORR coordinates and reviews all administrative rulemaking activities of the several departments, ensuring compliance with the Administrative Procedures Act, enabling statutes, and executive orders governing the rule making process.</p> <table style="margin-left: auto; margin-right: auto;"> <tr> <td style="padding-right: 20px;">Funding Source(s):</td> <td style="padding-right: 20px;">Restricted</td> <td style="text-align: right;">350,000</td> </tr> </table> <p style="text-align: center;"><i>Related Boilerplate Section(s): 341</i></p>	Funding Source(s):	Restricted	350,000									
Funding Source(s):	Restricted	350,000												
Michigan Compensation Appellate Commission – 25.0 FTE positions	3,033,600	<p>Established in Executive Order 2011-6, the MCAC is a quasi-judicial appellate body that hears appeals of agency decisions concerning eligibility for workers' compensation benefits and unemployment insurance benefits. The MCAC replaced the Workers' Compensation Appellate Commission and the Michigan Employment Security Board of Review.</p> <table style="margin-left: auto; margin-right: auto;"> <tr> <td style="padding-right: 20px;">Funding Source(s):</td> <td style="padding-right: 20px;">Federal</td> <td style="text-align: right;">2,882,100</td> </tr> <tr> <td></td> <td>Restricted</td> <td style="text-align: right;">151,500</td> </tr> </table> <p style="text-align: center;"><i>Related Boilerplate Section(s): None</i></p>	Funding Source(s):	Federal	2,882,100		Restricted	151,500						
Funding Source(s):	Federal	2,882,100												
	Restricted	151,500												
GROSS APPROPRIATION	\$33,613,900	Total of all line item appropriations.												

IDG - Administrative Hearings and Rules	12,273,500	Funding from various fund sources received from other departments for MAHS-conducted administrative hearings.
DOL-ETA, Unemployment Insurance	2,882,100	U.S. Department of Labor, Employment and Training Administration, Office of Workforce Security; supported by the federal unemployment taxes; the federal Social Security Act provides that states with UI laws that conform to federal requirements receive funding to administer their UI program.
Federal Revenue - Administrative Hearings and Rules	7,596,900	Funding from various federal fund sources supporting MAHS activities.
Construction Code Fund	29,000	Established in the Stille-DeRosset-Hale Single State Construction Code Act, which requires the Construction Code Commission to establish "reasonable fees" for the inspection of plans and specifications, issuing certificates of acceptability, testing and evaluating new products or construction methods, inspection of construction, issuing certificates of use or occupancy, and hearing appeals. Also includes various license fees under the State Plumbing Act, the Electrical Administrative Act, the Forbes Mechanical Contractors Act, and the Building Official and Inspectors Registration Act.
Corporations Fees	1,121,500	Includes various filing, franchise, and other fees paid by for-profit corporations under the Business Corporation Act, fees paid by non-profit corporations under the Nonprofit Corporation Act, fees paid by limited liability companies under the Michigan Limited Liability Company Act, and fees paid by limited liability partnerships under the Michigan Revised Uniform Limited Liability Partnership Act. By statute excess fees lapse to the General Fund.
Fire Service Fees	29,000	Authorized by the Fire Prevention Code, which provides that the Department may charge an operation and maintenance inspection fee to hospitals and may charge schools and hospitals a plan review and construction inspection fee. The act specifically directs that the fee schedule be established in boilerplate.
Insurance Bureau Fund	29,000	Established under Chapter 2 of the Insurance Code, which imposes an assessment against insurance companies based on OFIR's appropriation. Individual assessments are determined by formula based largely on premiums underwritten in Michigan.
Insurance Licensing and Regulation Fees	29,000	Includes numerous insurance license fees imposed under Chapter 2 of the Insurance Code and the Third Party Administrator Act.
Licensing and Regulation Fees	29,000	Numerous occupation license and registrations fees required under the Occupational Code and established under the State License Fee Act.
Liquor License Revenue	29,000	Revenue from various liquor license fees under the Liquor Control Code, which generally distributes 41.5% of retail license fee revenue to the LCC for licensing and enforcement.
Motor Carrier Fees	29,000	Includes numerous fees against regulated motor carriers established under the Motor Carrier Act.
Public Utility Assessments	29,000	Authorized under 1972 PA 299, which provides that the appropriation attributable to the regulation of public utilities shall be assessed against the utilities proportionally based on their gross revenue from intrastate operations. Includes a "fee in lieu of assessment" for utilities regulated under 18929 PA 9 and 1929 PA 16 and an assessment under the Telecommunication Act for the cost of regulating the telecommunications industry

Safety Education and Training Fund	29,000	Established in the Michigan Occupational Safety and Health Act, the fund receives revenue from an assessment against each worker's compensation insurance carrier and self-insured employer, based on worker's compensation losses (excluding medical payments) and the amount appropriated in the SET Fund.
Securities Fees	1,125,200	Includes various fees under the Uniform Securities Act (2002), to be used to administer and enforce the act. Excess securities fee revenue lapses to the General Fund at the close of each fiscal year.
State Restricted Revenue - Administrative Hearings and Rules	4,963,000	Funding from various state restricted fund sources supporting MAHS activities.
Tax Tribunal Fund	3,149,000	Established in the Tax Tribunal Act, the fund consists of various filing fees. The fees are established by the tribunal in its administrative rules.
Workers' Compensation Administrative Revolving Fund	180,500	Established under the Worker's Disability Compensation Act, the fund receives revenue from the \$100 filing fee accompanying a redemption agreement and civil fine revenue. The fund is used to support education and training, claims review, and hearings and appeals activities of the WCA, Board of Magistrates, and the Michigan Compensation Appellate Commission.
GENERAL FUND/ GENERAL PURPOSE	\$61,200	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

Consumer Finance Fees	95,100	Fee and fine revenue under the Secondary Mortgage Loan Act, the Motor Vehicle Sales Finance Act, the Regulatory Loan Act, the Credit Card Arrangements Act, and the Money Transmission Services Act. Certain fees under these acts are established annually by the OFIR Commissioner.
Corporations Fees	4,833,400	Includes various filing, franchise, and other fees paid by for-profit corporations under the Business Corporation Act, fees paid by non-profit corporations under the Nonprofit Corporation Act, fees paid by limited liability companies under the Michigan Limited Liability Company Act, and fees paid by limited liability partnerships under the Michigan Revised Uniform Limited Liability Partnership Act. By statute excess fees lapse to the General Fund.
Credit Union Fees	192,100	Fees under the Credit Union Act, determined annually by the OFIR Commissioner based on OFIR's costs to regulate credit unions; includes revenue from fines and civil penalties under the Credit Union Act.
Deferred Presentment Service Transaction Fees	85,700	Includes fees under the Deferred Presentment Service Transactions Act, established annually by the OFIR Commissioner to offset OFIR's costs of administering the act. Also includes database verification fees, civil fine revenue, and reimbursed examination costs.
Elevator Fees	271,300	Imposed under 1967 PA 227, establishing the Elevator Safety Board and 1976 PA 333, which generally requires the Elevator Safety Board to license elevator installation and repair persons. The ESB is required to establish a schedule of fees that reflect its regulatory costs. The fees are established in the department's elevator safety rules.
Fees & Collections/ Asbestos	11,000	Credited to the Asbestos Abatement Fund established under the Asbestos Abatement Contractors Licensing Act, includes various fees imposed on licensed asbestos abatement contractors. Also includes a 1% fee on the contract price of an abatement project. To be expended to administer the act.
Fire Service Fees	503,500	Authorized by the Fire Prevention Code, which provides that the Department may charge an operation and maintenance inspection fee to hospitals and may charge schools and hospitals a plan review and construction inspection fee. The act specifically directs that the fee schedule be established in boilerplate.
Health Professions Regulatory Fund	873,900	Established in Part 161 of the Public Health Code, the fund receives revenue from the license fees for various health professions licensed by the Bureau of Health Professions.
Health Systems Fees	186,400	Fees imposed on various health facilities under the Mental Health Code (MCL 330.1139) and the Public Health Code (MCL 333.20145 and 333.20161).
Insurance Bureau Fund	545,500	Established under Chapter 2 of the Insurance Code, which imposes an assessment against insurance companies based on OFIR's appropriation. Individual assessments are determined by formula based largely on premiums underwritten in Michigan.
Insurance Continuing Education Fees	11,700	Established under Chapter 12 of the Insurance Code, and includes fees paid by continuing education providers. To be expended to administer the continuing education requirements placed on insurance industry personnel.
Insurance Licensing and Regulation Fees	315,000	Includes numerous insurance license fees imposed under Chapter 2 of the Insurance Code and the Third Party Administrator Act.
Licensing and Regulation Fees	1,430,900	Includes numerous occupation license and registrations fees required under the Occupational Code and established under the State License Fee Act.

Liquor Purchase Revolving Fund	2,771,000	Established in the Liquor Control Code, which provides that the LPRF shall be used for replenishing, maintaining, warehousing, and distributing liquor stock and for administration of the act. The funds includes a specific tax of 1.85% of the retail selling price of spirits sold for off-premise consumption, and revenue from the LCC's 65% mark-up on liquor sold to licensees. The net income is transferred to the General Fund at the end of the fiscal year.
MBLSLA Fund	104,100	Established in the Mortgage Brokers, Lenders, and Servicers Licensing Act, and includes revenue from license fees paid by mortgage brokers, lenders, servicers, and loan officers. Also includes loan officer fees under the Secondary Mortgage Loan Act.
Mobile Home Code Fund	152,800	Established under the Mobile Home Commission Act, the fund receives various fees under the act, including license fees for manufactured housing installers, repairers, and dealers, license fees for manufactured housing communities, title fees, and various permit fees.
Motor Carrier Fees	148,900	Includes numerous fees against regulated motor carriers established under the Motor Carrier Act.
Pain Management Fees	160,000	The Pain Management Education and Controlled Substances Electronic Monitoring and Anti-diversion Fund; established in Part 161 of Public Health Code; funded through \$20 from the \$75 license fee imposed on persons engaged in the manufacturing, distributing, prescribing, dispensing, or conducting research with controlled substances under Part 73.
Public Utility Assessments	1,166,600	Authorized under 1972 PA 299, which provides that the appropriation attributable to the regulation of public utilities shall be assessed against the utilities proportionally based on their gross revenue from intrastate operations; also includes a "fee in lieu of assessment" for utilities regulated under 18929 PA 9 and 1929 PA 16; and assessment under the Telecommunication Act for the cost of regulating telecommunications industry.
Radiological Health Fees	140,000	Revenue from fees imposed on various radiation machine and facility licensees pursuant to Part 135 of the Public Health Code, 1978 PA 368, and related administrative rules.
Safety Education and Training Fund	624,700	Established in the Michigan Occupational Safety and Health Act, the fund receives revenue from an assessment against each worker's compensation insurance carrier and self-insured employer, based on worker's compensation losses (excluding medical payments) and the amount appropriated in the SET Fund.
Second Injury Fund	143,600	Established under the Worker's Disability Compensation Act, the fund is supported by assessments against worker's compensation insurance companies and self-funded employers. The fund provides worker's compensation benefits in the case of a total and permanent disability, for certain workers who are "vocationally handicapped" and injured on the job, for workers who are injured on the job and have multiple jobs, and to provide supplemental benefits to individuals who, at the time of the injury, are entitled to benefits that are less than half of the state average weekly wage after two years of continuous disability.
Securities Fees	944,100	Includes various fees under the Uniform Securities Act (2002), to be used to administer and enforce the act. Excess securities fee revenue lapses to the General Fund at the close of each fiscal year.
Self-Insurers Security Fund	71,500	Established under the Worker's Disability Compensation Act, the fund is supported by assessments against private, self-funded employers, and is used to provide worker's compensation benefits to employees of self-insured employers that become insolvent after November 15, 1971.

Silicosis and Dust Disease Fund	61,500	Established by the Worker's Disability Compensation Act, the fund is supported by assessments against worker's compensation insurance companies and self-insured employers. The fund provides benefits to individuals for conditions stemming from silicosis, asbestosis, and other dust diseases, workers of the logging industry injured on the job, and workers exposed to PBB before July 24, 1979 by an employer engaged in the manufacture of PBB.
Tax Tribunal Fund	210,000	Established in the Tax Tribunal Act, the fund consists of various filing fees. The fees are established by the tribunal in its administrative rules.
GENERAL FUND/ GENERAL PURPOSE	\$65,200	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

SECTION 113: DEPARTMENT GRANTS

This appropriation unit funds all grants administered through the department.

Full-time equated classified positions	0.0	Full-time equated (FTE) positions in the state classified service.	
Personal assistance services	\$459,500	Enable individuals with severe disabilities who work more than half time to pay for personal assistance needed to work; grants to Center for Independent Living; program criteria for individuals with disabilities: is employed or has a bona fide offer of employment, has a disability and needs personal assistance services, meets the income test, does not exceed resources/assets limits, and employs and manages one or more personal assistants.	Funding Source(s): GF/GP 459,500
<i>Related Boilerplate Section(s): 604</i>			
Vocational rehabilitation customer support	56,908,400	Grants to help disabled individuals achieve employment and self-sufficiency (administered by Michigan Rehabilitation Services); includes youth transition and independent living services, personal care attendants, grants for supported employment, and information support for assistive technologies.	Funding Source(s): Federal 44,691,300 Local 7,200,000 Private 300,000 Restricted 1,000,000 GF/GP 3,717,100
<i>Related Boilerplate Section(s): 603</i>			
Independent living	4,908,600	Grants to Michigan's 12 centers for independent living focus on core independent living services of peer support, independent living skills training, advocacy, and information/referral to reduce dependence and promote personal control for individuals with disabilities; administered by Michigan Rehabilitation Services; awards consistent with state plan for independent living developed by Statewide Independent Living Council, Michigan Rehabilitation Services, and Michigan Commission for the Blind.	Funding Source(s): Federal 4,738,600 Private 100,000 GF/GP 70,000
<i>Related Boilerplate Section(s): 604</i>			
Fire protection grants	9,273,900	To cities with state-owned property within their jurisdiction for local fire protection services (distributed by formula); authorized under 1977 PA 289.	Funding Source(s): Restricted 9,273,900
<i>Related Boilerplate Section(s): 301, 301a</i>			
Low-income energy efficiency assistance	95,000,000	Low-income and Energy Efficiency Assistance Fund (2000 PA 141) revenue collected from Detroit Edison, MichCon, and Consumers Energy electricity and gas customers pursuant to several rate cases. Funds are used to provide grants for energy payment assistance to low-income customers (primarily through the Department of Human Services), energy efficiency assistance to low-income customers, and other energy efficiency projects.	Funding Source(s): Restricted 95,000,000
<i>Related Boilerplate Section(s): 361</i>			

Liquor law enforcement grants	6,600,000	Allows return of 55% of retail license fees collected by Liquor Control Commission (LCC) to local law enforcement agencies for enforcement of liquor laws. Authorized under Sec. 543(1) of the Liquor Control Code. Funding Source(s): Restricted 6,600,000 <i>Related Boilerplate Section(s): None</i>
Remonumentation grants	5,300,000	Reimburses Michigan counties for remonumentation efforts; State Survey and Remonumentation Commission develops a statewide program of surveying and re-surveying the original U.S. public land survey corners which are the basis for all public and private property locations; work performed primarily by private surveyors. Authorized under the State Survey and Remonumentation Act, 1990 PA 345. Funding Source(s): Restricted 5,300,000 <i>Related Boilerplate Section(s): None</i>
Private grant programs	3,000,000	Provides spending authorization for private grants received by LARA. Funding Source(s): Private 3,000,000 <i>Related Boilerplate Section(s): 225</i>
Subregional State Aid	451,800	Provides assistance to 12 subregional libraries for services to the blind and physically handicapped. Funding Source(s): GF/GP 451,800 <i>Related Boilerplate Section(s): 613</i>
Utility consumer representation	950,000	Ensure representation of residential utility customer interests to minimize costs and explore approaches to ensure reasonable utility company cost recovery factors; in conjunction with the Attorney General, provides intervention on behalf of customers in rate increase hearings related to 1982 PA 304. Funding Source(s): Restricted 950,000 <i>Related Boilerplate Section(s): None</i>
Youth low – vision program	241,800	Purchase special optometric evaluations and low-vision devices for children with acuity of 20/70 in the better eye with a restricted field of 20 degrees or less; program receives referrals from local or intermediate school districts; partnership of education, private enterprise, and state government. Administered by the Michigan Commission for the Blind. Funding Source(s): GF/GP 241,800 <i>Related Boilerplate Section(s): None</i>
GROSS APPROPRIATION	\$183,094,000	Total of all line item appropriations.
DED-OSERS, Centers for Independent Living	450,200	U.S. Department of Education, Rehabilitation Services Administration; funding distributed to states based on population; to be expended to provide independent living services and to support the operation of Centers for Independent Living.
DED-OSERS Rehabilitation Services, Vocational Rehabilitation of State Grants	37,056,700	From the U.S. Department of Education, Rehabilitation Services Administration (RSA); funding to states available by formula using FY 1978 allotments, population, and per-capita income, and shall be expended for vocational rehabilitation services, including assessments, counseling, vocational and other training, job placement services, services for the blind, medical and related services, transportation, and other services with the general aim of achieving an employment outcome. Has a 78.7% (Federal) – 21.3% (State) funding ratio.
DED-OSERS, Rehabilitation Service Facilities	2,272,500	From the U.S. Department of Education, Rehabilitation Services Administration; supports vocational rehabilitation programs of the Michigan Rehabilitation Service.

DED-OSERS, Supported Employment	1,541,300	From the U.S. Department of Education, Rehabilitation Services Administration; allocated to states based on population; used to provide supported employment services to persons with the most significant disabilities to enable them to achieve an employment outcome.
DED-OSERS, State Grants for Technical Related Assistance	2,240,800	From the U.S. Department of Education, Rehabilitation Services Administration; funding is used to support programs that improve access to assistive technology devices and services by persons with disabilities.
HHS-SSA, Supplemental Security Income	5,868,400	From the Department of Health and Human Services, Social Security Administration. The Social Security Act specifically authorizes state vocational rehabilitation service agencies to be reimbursed for the cost of providing vocational rehabilitation services to supplemental security income (SSI) beneficiaries.
Local Vocational Rehabilitation Match	7,000,000	Funding provided through local partners with the Michigan Rehabilitation Service (MRS) through cash match and other collaborative agreements, in an effort to continue providing vocational rehabilitation services to clients, and provide MRS with resources to match federal funding.
Local Vocational Rehabilitation Facilities Match	200,000	Funding provided through local partners with the Michigan Rehabilitation Service (MRS) through service agreements to provide vocational rehabilitation services to eligible clients.
Private - Gifts, Bequests, and Donations	400,000	Funding from various gifts, bequests, and donations.
Private Revenues	3,000,000	Funding received from private grant sources.
Contingent Fund, Penalty and Interest Account	1,000,000	Established under the Michigan Employment Security Act, receives revenue from penalties and damages imposed under the act, and interest earned on UI contributions (taxes), and may be expended for UI and employment service administration.
Fire Protection Fund	8,500,000	Established in the Motor Vehicle Code, as amended by 2003 PA 165, which imposed the several driver responsibility fees. Under the Code, if the DRF revenue is greater than \$65.0 million in a fiscal year, the excess amount (up to \$3.5 million) is credited to the Fire Protection Fund. If DRF revenue is greater than \$100.0 million, the excess (up to \$5.0 million) is also credited to the fund. Partially funds fire protection grants.
Liquor License Revenue	6,600,000	Under the Liquor Control Code, 55% of revenue from retail liquor fees are designated to local units of government to enforce state liquor laws.
Liquor Purchase Revolving Funds	773,900	Partially funds fire protection grants. The fund is established in the Liquor Control Code, and is generally used to finance the LCC's activities as wholesaler of liquor, and the administrative costs of the LCC. Per the Management and Budget Act, the net profit of the fund, at the close of the fiscal year, is transferred to the General Fund.
Low-Income and Energy Efficiency Fund	95,000,000	Supported by assessments incorporated into the rate structure of Detroit Edison, MichCon, and Consumers Energy (electricity and gas), the fund is used to provide grants for energy efficiency programs and heating assistance programs for low-income individuals, and other energy efficiency initiatives.
Survey and Remonumentation Fund	5,300,000	Established in the State Survey and Remonumentation Act, the fund consists of a \$4 fee collected by count registers of deeds when recording deeds, mortgages, lis pendens (written notice of a pending lawsuit that affects the title of real property), and other instruments. The fee is established in the Revised Judicature Act.

Utility Consumer Representation Fund	950,000	Created by PA 304 of 1982, the fund receives fees from utility providers applying for an energy cost recovery proceeding. The fund supports grants made by the Commission to governmental or nonprofit advocates of residential utility consumers in administrative or judicial proceedings.
GENERAL FUND/ GENERAL PURPOSE	\$4,940,200	The state's primary operating fund; the portion of the state's General Fund that does not include restricted revenue.

BOILERPLATE SECTION INFORMATION

Sec. 227. Sale of Documents

Allows LARA to sell certain documents at a cost not to exceed cost of production and distribution; funds to be used for costs directly related to updating and distributing these documents. Also appropriates funds collected under 1969 PA 306 for the cost of publication and distribution.

Sec. 228. Increased Payment Options

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

Sec. 231. Transparency Website

Requires LARA to post on a public accessible website a listing of all expenditures in the fiscal year, and a description of the purpose of each expenditure.

Sec. 232. LARA Television Productions

Prohibits LARA from developing or producing television productions.

Sec. 234. Restricted Funds Report

Requires LARA to provide a report to the Legislature on restricted fund revenues, expenditures, and balances for FY 11 and FY 12.

REGULATORY

Sec. 301. Fire Protection Grants

Requires that these grants be distributed in accordance with 1977 PA 289. Also requires local units to submit a report on the cost of being prepared and able to provide fire services to state facilities.

Sec. 301a. Fire Protection Grants

Requires local units receiving FPG funds to report to LARA how funds are expended, and detailing fire-related activities on state property; requires LARA report to Legislature.

Sec. 302. Fire Safety Fees

Establishes schedule used to assess fees on hospitals and schools for fire safety inspections and plan reviews.

Sec. 302a. Fire Safe Cigarette Fine Revenue

Appropriates revenue received by the Cigarette Fire Safety Standard and Firefighter Protection Act Fund, created by 2009 PA 56 (fire-safe cigarettes). This fund receives civil fine revenue and is to be expended for fire safety and prevention programs.

Sec. 303. Elevator Fees

Allows license and permit fee revenue (collected under Elevator Licensing and Elevator Safety Board acts) carryforward.

Sec. 304. Fees for Customized Listings

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

Sec. 320. Licensing and Regulation Fees

Allows carryforward of revenue generated for occupational licensing/regulation fees in excess of appropriation.

Sec. 330. Expenditure of Additional Federal Unemployment Insurance Funding

Allows expenditure of federal funds authorized by U.S. Department of Labor for Unemployment Insurance Agency and employment services in excess of amount appropriated, upon notification of appropriation subcommittees and state budget office of the purpose and amount of grant awards.

Sec. 332. UI Computer System Report

Requires quarterly reports on the status of the UIA's integrated IT system re-write project.

Sec. 333. UI Internet Claims

Requires LARA to work to increase the number of Internet-filed unemployment benefit claims.

Sec. 340. Workplace Deaths and Injuries

Requires report to the Legislature of the number of persons killed or injured on the job in regulated industries.

Sec. 341. Administrative Rules

Prohibits LARA from promulgating administrative rules that are more stringent than applicable federal standards unless specifically authorized by statute.

BOILERPLATE SECTION INFORMATION

Sec. 342. Training Grant to Aggregate Industry – VETOED

Requires allocating not less than \$80,000 for training grants to non-profit organizations representing the aggregate industry in Michigan.

Sec. 361. Low-Income/Energy Efficiency Assistance Program

Establishes deadlines for application and award announcements; requires Public Service Commission to report to Legislature and state budget office on distribution of funds.

Sec. 368. Regulatory Costs Report

Requires LARA to provide a report to the legislature on the regulatory costs and activities of the Bureau of Commercial Services and the Bureau of Construction Codes.

Sec. 380. Homeowner Construction Lien Recovery Fund

Appropriates the remaining funds in the Homeowner Construction Lien Recovery Fund (now repealed) for the payment of court-ordered construction lien judgments entered prior to the funds repeal on August 23, 2010.

Sec. 390. Tax Tribunal Caseload Report

Requires the Michigan Tax Tribunal to submit a report on the number of cases heard and the number of cases decided by MAHS hearing officers, contractual hearing officers, and tribunal members. Also requires the MTT to report on the MTTs plan to eliminate its backlog of cases.

OFFICE OF FINANCIAL AND INSURANCE REGULATION

Sec. 401. Conservatorship and Insurance Liquidation Funds

Appropriates funds collected by Office of Financial and Insurance Regulation in connection with conservatorship of a mortgage servicer to cover expenses of administering the conservatorship and appropriates funds collected from corporations being liquidated under the Insurance Code to cover LARA's expenses in administering the liquidation.

MICHIGAN REHABILITATION SERVICES AND MICHIGAN COMMISSION FOR THE BLIND

Sec. 603. Local Match Requirements for Facilities Establishment Grants

Requires that local match for vocational rehabilitation facilities establishment grants not exceed 21.3% for the fiscal year ending September 30.

Sec. 604. Centers for Independent Living

Distributes grant funds to state's centers for independent living. Funds are to be used by existing centers to provide services in underserved areas or to build capacity to provide independent living services, in accordance with applicable federal law and regulations.

Sec. 610. Commission for the Blind Case Services

Provides that funds appropriated in part 1 for the Michigan Commission for the Blind may be used for tuition payments; permits carryforward.

Sec. 611. Vocational Rehabilitation Matching Funds

Establishes legislative intent that Michigan Commission for the Blind and the Michigan Rehabilitation Service work collaboratively with service organizations to identify qualified match dollars to maximize use of available federal funds.

Sec. 613. Local Support for Subregional Library Services

Requires subregional library's fiscal agency to maintain local support to receive subregional state aid.

Sec. 615. Library Services for the Blind and Physically Handicapped

Carried over from language in prior-year HAL budgets, the section permits the Department to enter into agreements to provide certain services to other agencies (state and local) and charge fees for these services.

Sec. 708. Quarterly Staff Reports from Nursing Facilities

Requires that nursing facilities' quarterly reports to LARA include the total patient care hours provided each month and the percentage of pool staff, by state licensure and certification classification, used each month during the previous calendar quarter. Requires LARA to make the quarterly staff report available to the public.

Sec. 714. Nursing Facility Complaint Investigations

Requires LARA to report to the Legislature by April 1 on the timeliness of nursing facility complaint investigations and the number of allegations that are substantiated on an annual basis. Requires LARA to make every effort to contact complainants during the investigations.

BOILERPLATE SECTION INFORMATION

Sec. 716. Investigations of Health Care Professionals

Requires LARA to give priority to investigations of alleged wrongdoing by licensed health care professional that are alleged to have occurred within two years of the initial complaint.

Sec. 718. Nursing Home Complaint Deficiencies

Requires a study by May 1 on the frequently cited complaint deficiencies for nursing homes during the prior three fiscal years.

Sec. 726. Medical Marihuana Program Fees

Requires LARA to submit an annual report on the amount collected from application and renewal fees for the medical marihuana program, as well as the cost for administering the program. Also requires a report on the timeliness of processing initial and renewal MMP applications.

Sec. 727. Outsource Medical Marihuana Program Administration

Requires LARA to establish and implement a bid process to identify a public or private contractor to administer the medical marihuana program by October 1, and requires the Department to transfer administration of the program to the contractor by January 1st.

Sec. 729. Circulating Nurse Data

Permits hospitals and ambulatory surgical centers to report to the Department whether registered nurses serve as circulating nurses during surgical procedures and requires the Department to report on the data it receives.

Sec. 731. Bureau of Health Systems Regulatory Costs and Fee Report

Requires the Bureau of Health Systems to prepare a report on the cost to regulate each of the several types of regulated facilities (hospitals, outpatient centers, etc.) and to develop a proposed fee schedule, in conjunction with interested stakeholders, to offset the bureaus regulatory costs.

PART 2A

Sec. 1201. FY 2012-13 Appropriation

Intent language that FY 2012-13 appropriations are anticipated to be the same as FY 2011-12 appropriations, except for adjustments for changes in caseloads, federal match rates, economic factors, and available revenue.



Mary Ann Cleary, Director
 Kyle I. Jen, Deputy Director
 517.373.8080

AREAS OF RESPONSIBILITY

Agriculture and Rural Development	William E. Hamilton, Senior Fiscal Analyst
Attorney General	Robin Risko, Senior Fiscal Analyst
Auditor General	Robin Risko, Senior Fiscal Analyst
Bill Analysis	Chris Couch, Associate Director Edith Best, Joan Hunault, Jeff Stoutenburg, Sue Stutzky, Legislative Analysts
Capital Outlay	Robin Risko, Senior Fiscal Analyst
Casino Gaming	Benjamin Gielczyk, Senior Fiscal Analyst
Civil Rights	Robin Risko, Senior Fiscal Analyst
Clean Michigan Initiative	Viola Bay Wild, Senior Fiscal Analyst
Community Colleges	Erik Jonasson, Fiscal Analyst
Community Health: Mental Health/Substance Abuse	Margaret Alston, Senior Fiscal Analyst
Public Health/Aging/Medicaid-Backup	Susan Frey, Senior Fiscal Analyst
Medicaid/Children’s Special Health Care Services	Steve Stauff, Senior Fiscal Analyst
Corrections	Bob Schneider, Associate Director
Economic and Revenue Forecast	Rebecca Ross, Senior Economist; Jim Stansell, Economist
Education (Department)	Bethany Wicksall, Senior Fiscal Analyst; Mark Wolf Senior Fiscal Analyst
Environmental Quality	Viola Bay Wild, Senior Fiscal Analyst
Executive Office	Robin Risko, Senior Fiscal Analyst
Fiscal Oversight, Audit, and Litigation	Mary Ann Cleary, Director
Higher Education	Kyle I. Jen, Deputy Director
Human Services (Department)	Kevin Koorstra, Senior Fiscal Analyst; Bob Schneider, Associate Director
Judiciary	Erik Jonasson, Fiscal Analyst
Legislature	Robin Risko, Senior Fiscal Analyst
Licensing and Regulatory Affairs	Paul Holland, Fiscal Analyst
Lottery	Benjamin Gielczyk, Senior Fiscal Analyst
Michigan Strategic Fund	Benjamin Gielczyk, Senior Fiscal Analyst
Military and Veterans Affairs	Robin Risko, Senior Fiscal Analyst
Natural Resources	Viola Bay Wild, Senior Fiscal Analyst
Retirement	Bethany Wicksall, Senior Fiscal Analyst; Kyle I Jen, Deputy Director
Revenue Sharing	Jim Stansell, Economist; Benjamin Gielczyk, Senior Fiscal Analyst
School Aid	Bethany Wicksall, Senior Fiscal Analyst; Mark Wolf Senior Fiscal Analyst
State (Department)	Benjamin Gielczyk, Senior Fiscal Analyst
State and Local Finance	Rebecca Ross, Senior Economist; Jim Stansell, Economist
State Police	Robin Risko, Senior Fiscal Analyst
Supplementals	Kyle I. Jen, Deputy Director
Tax Analysis	Rebecca Ross, Senior Economist; Jim Stansell, Economist
Technology, Management, and Budget	Benjamin Gielczyk, Senior Fiscal Analyst
Transfers	Margaret Alston, Senior Fiscal Analyst
Transportation	William E. Hamilton, Senior Fiscal Analyst
Treasury	Benjamin Gielczyk, Senior Fiscal Analyst



P.O. Box 30014 ■ Lansing, MI 48909-7514
(517) 373-8080 ■ FAX (517) 373-5874
www.house.mi.gov/hfa