

**SUBSTITUTE FOR  
HOUSE BILL NO. 5809**

A bill to make appropriations for the department of labor and economic growth and certain other state purposes for the fiscal year ending September 30, 2009; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. The amounts listed in this part are appropriated

for the department of labor and economic growth, subject to the conditions set forth in this act, for the fiscal year ending September 30, 2009, from the funds identified in this part. The following is a summary of the appropriations in this part:

**DEPARTMENT OF LABOR AND ECONOMIC GROWTH**

APPROPRIATION SUMMARY:

Full-time equated unclassified positions..... 58.5

Full-time equated classified positions..... 4,292.5

GROSS APPROPRIATION..... \$ 1,364,352,700

Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental

transfers ..... 30,724,200

ADJUSTED GROSS APPROPRIATION..... \$ 1,333,628,500

Federal revenues:

Total federal revenues..... 831,637,300

Special revenue funds:

Total local revenues..... 15,889,200

Total private revenues..... 5,314,300

Total other state restricted revenues..... 385,937,600

State general fund/general purpose..... \$ 94,850,100

**Sec. 102. DEPARTMENTWIDE ADMINISTRATION**

Full-time equated unclassified positions..... 58.5

Full-time equated classified positions..... 152.0

Unclassified salaries..... \$ 5,349,400

Executive director programs--48.0 FTE positions..... 5,674,000

Regulatory efficiency improvements/backlog reduction

initiative ..... 475,600

1	Property management.....	11,302,900
2	Rent.....	17,015,600
3	Worker's compensation.....	1,227,000
4	Special project advances.....	940,000
5	Administrative services--104.0 FTE positions.....	10,745,900
6	Internal audit services.....	<u>560,100</u>
7	GROSS APPROPRIATION.....	\$ 53,290,500
8	Appropriated from:	
9	Interdepartmental grant revenues:	
10	IDG from department of community health.....	300,000
11	Federal revenues:	
12	DED-OSERS, rehabilitation services, vocational	
13	rehabilitation of state grants.....	4,652,400
14	DOL-ETA, unemployment insurance.....	12,582,300
15	DOL-ETA, workforce investment act.....	819,800
16	DOL, federal funds.....	1,998,700
17	DOL, multiple grants for safety and health.....	773,000
18	Federal revenues.....	579,300
19	HHS, titles XVIII and XIX.....	43,500
20	HHS, temporary assistance for needy families.....	334,400
21	Special revenue funds:	
22	Local revenues.....	131,300
23	Private - special project advances.....	940,000
24	Bank fees.....	405,400
25	Boiler fees.....	254,000
26	Construction code fund.....	1,056,500
27	Consumer finance fees.....	243,700

1	Contingent fund, penalty and interest account .....	858,100
2	Corporation fees .....	4,964,400
3	Credit union fees .....	282,900
4	Deferred presentment service transaction fees .....	3,000
5	Elevator fees .....	268,600
6	Fees and collections/asbestos .....	104,200
7	Fire service fees .....	798,600
8	Insurance continuing education fees .....	28,900
9	Insurance licensing and regulation fees .....	1,631,600
10	Insurance bureau fund .....	860,000
11	Licensing and regulation fees .....	792,300
12	Liquor license revenue .....	100,000
13	Liquor purchase revolving fund .....	5,119,300
14	Mobile home code fund .....	261,700
15	Michigan state housing development authority fees and	
16	charges .....	3,991,200
17	Motor carrier fees .....	210,600
18	Private occupational school license fees .....	14,000
19	Public utility assessments .....	2,209,800
20	Safety education and training fund .....	703,700
21	Second injury fund .....	259,000
22	Securities fees .....	2,926,100
23	Self-insurers security fund .....	87,300
24	Silicosis and dust disease fund .....	111,300
25	Tax tribunal fees .....	184,600
26	State general fund/general purpose .....	\$ 1,405,000
27	<b>Sec. 103. OFFICE OF FINANCIAL AND INSURANCE</b>	

1 **REGULATION**

2	Full-time equated classified positions.....	341.0	
3	Administration--35.0 FTE positions.....		\$ 6,929,200
4	Financial evaluation--212.0 FTE positions.....		30,074,000
5	Regulatory compliance and consumer assistance--94.0 FTE		
6	positions .....		<u>14,885,500</u>
7	GROSS APPROPRIATION.....		\$ 51,888,700
8	Appropriated from:		
9	Federal revenues:		
10	Federal regulatory project revenue.....		50,400
11	Special revenue funds:		
12	Bank fees.....		7,821,000
13	Consumer finance fees.....		8,351,300
14	Credit union fees.....		5,746,600
15	Insurance continuing education fees.....		961,200
16	Insurance licensing and regulation fees.....		4,381,900
17	Insurance regulatory fees.....		19,261,400
18	Multiple employer welfare arrangement.....		72,400
19	Deferred presentment service transaction fees.....		2,144,500
20	Securities fees.....		3,098,000
21	State general fund/general purpose.....		\$ 0
22	<b>Sec. 104. PUBLIC SERVICE COMMISSION</b>		
23	Full-time equated classified positions.....	170.0	
24	Administration, planning and regulation--159.0 FTE		
25	positions .....		\$ 21,925,300
26	Energy office--9.0 FTE positions.....		5,345,100
27	Children's protection registry administration--2.0 FTE		

1	positions .....		<u>271,400</u>
2	GROSS APPROPRIATION.....	\$	27,541,800
3	Appropriated from:		
4	Federal revenues:		
5	DOE-OEERE, multiple grants.....		4,828,100
6	DOT-RSPA, gas pipeline safety.....		984,900
7	Special revenue funds:		
8	Private - oil overcharge.....		30,000
9	Motor carrier fees.....		2,226,500
10	Public utility assessments.....		18,200,900
11	Children's protection registry fund.....		271,400
12	Video franchise assessments.....		1,000,000
13	State general fund/general purpose.....	\$	0
14	<b>Sec. 105. LIQUOR CONTROL COMMISSION</b>		
15	Full-time equated classified positions.....	152.0	
16	Management support services--28.0 FTE positions.....	\$	3,420,500
17	Liquor licensing and enforcement--124.0 FTE positions		<u>12,316,100</u>
18	GROSS APPROPRIATION.....	\$	15,736,600
19	Appropriated from:		
20	Special revenue funds:		
21	Direct shipper enhancement revolving fund.....		120,000
22	Liquor license revenue.....		6,373,200
23	Liquor purchase revolving fund.....		9,243,400
24	State general fund/general purpose.....	\$	0
25	<b>Sec. 106. MICHIGAN STATE HOUSING DEVELOPMENT</b>		
26	<b>AUTHORITY</b>		
27	Full-time equated classified positions.....	266.0	

1	Payments on behalf of tenants.....	\$	145,000,000
2	Housing and rental assistance program--266.0 FTE		
3	positions .....		37,350,700
4	Michigan housing and community development fund.....		<u>2,163,400</u>
5	GROSS APPROPRIATION.....	\$	184,514,100
6	Appropriated from:		
7	Federal revenues:		
8	HUD, lower income housing assistance program.....		145,000,000
9	Special revenue funds:		
10	Michigan state housing development authority fees and		
11	charges .....		37,350,700
12	State general fund/general purpose.....	\$	2,163,400
13	<b>Sec. 107. OCCUPATIONAL REGULATION</b>		
14	Full-time equated classified positions..... 432.0		
15	Code enforcement--120.0 FTE positions.....	\$	13,192,100
16	Boiler inspection program--25.0 FTE positions.....		2,765,900
17	Fire fighters training council--8.0 FTE positions....		1,748,800
18	Fire marshal program--5.0 FTE positions.....		453,900
19	Fire safety program--44.0 FTE positions.....		4,352,500
20	Elevator inspection program--30.0 FTE positions.....		2,941,800
21	Commercial services--167.0 FTE positions.....		19,078,700
22	Local manufactured housing communities inspections...		250,000
23	Manufactured housing and land resources program--22.0		
24	FTE positions .....		3,201,900
25	Property development group--11.0 FTE positions.....		<u>1,576,200</u>
26	GROSS APPROPRIATION.....	\$	49,561,800
27	Appropriated from:		

1	Interdepartmental grant revenues:	
2	IDG from department of community health, inspection	
3	contract .....	100,000
4	IDG from department of state police, homeland security	709,800
5	Federal revenues:	
6	FEMA.....	28,000
7	DOT.....	60,000
8	HHS, titles XVIII and XIX.....	700,000
9	Special revenue funds:	
10	Accountancy enforcement fund.....	403,600
11	Boiler fee revenue.....	3,172,600
12	Builder enforcement fund.....	400,000
13	Construction code fund.....	13,076,700
14	Corporation fees.....	5,869,700
15	Elevator fees.....	3,320,500
16	Fire alarm fees.....	99,600
17	Fire service fees.....	1,717,100
18	Homeowner construction lien recovery fund.....	1,838,200
19	Land sales fees.....	40,000
20	Licensing and regulation fees.....	10,077,800
21	Mobile home code fund.....	2,781,900
22	Unarmed combat fund.....	45,200
23	Property development fees.....	284,100
24	Survey and remonumentation fund.....	712,600
25	Real estate appraiser continuing education fund.....	47,000
26	Real estate education fund.....	272,100
27	Real estate enforcement fund.....	350,000

1	Security business fund.....	314,600
2	State general fund/general purpose.....	\$ 3,140,700
3	<b>Sec. 108. MICHIGAN OCCUPATIONAL SAFETY AND HEALTH</b>	
4	<b>ADMINISTRATION</b>	
5	Full-time equated classified positions.....	229.0
6	Occupational safety and health--229.0 FTE positions ..	\$ <u>26,264,300</u>
7	GROSS APPROPRIATION.....	\$ 26,264,300
8	Appropriated from:	
9	Federal revenues:	
10	DOL, multiple grants for safety and health.....	12,227,400
11	Special revenue funds:	
12	Corporation fees.....	3,463,700
13	Fees and collections/asbestos.....	865,900
14	Safety education and training fund.....	7,867,200
15	Securities fees.....	1,840,100
16	State general fund/general purpose.....	\$ 0
17	<b>Sec. 109. BUREAU OF WORKER'S AND UNEMPLOYMENT</b>	
18	<b>COMPENSATION</b>	
19	Full-time equated classified positions.....	1,251.0
20	Administration--96.6 FTE positions.....	\$ 9,912,500
21	Board of magistrates and appellate commission--19.4	
22	FTE positions .....	3,480,600
23	Wage and hour division--35.0 FTE positions.....	3,090,800
24	Insurance funds administration--28.0 FTE positions...	4,600,600
25	Supplemental benefit fund.....	820,000
26	Unemployment programs--1,002.7 FTE positions .....	94,570,300
27	Advocacy assistance program.....	1,500,000

1	Expanded fraud control program--33.2 FTE positions ...	3,256,200
2	Special audit and collections program--34.0 FTE	
3	positions .....	2,853,900
4	Training program for agency staff--2.1 FTE positions .	<u>1,808,100</u>
5	GROSS APPROPRIATION.....	\$ 125,893,000
6	Appropriated from:	
7	Federal revenues:	
8	DOL-ETA, employment and training administration .....	679,000
9	DOL-ETA, unemployment insurance .....	93,615,000
10	Federal Reed act funds .....	4,494,500
11	Special revenue funds:	
12	Corporation fees .....	3,197,100
13	Contingent fund, regular penalty and interest account	14,557,700
14	Second injury fund .....	2,476,700
15	Securities fees .....	2,408,100
16	Self-insurers security fund .....	1,171,000
17	Silicosis and dust disease fund .....	952,900
18	Worker's compensation administrative revolving fund ..	2,341,000
19	State general fund/general purpose .....	\$ 0
20	<b>Sec. 110. STATE OFFICE OF ADMINISTRATIVE HEARINGS</b>	
21	<b>AND RULES</b>	
22	Full-time equated classified positions..... 170.0	
23	Administrative hearings and rules--170.0 FTE positions	\$ <u>23,001,200</u>
24	GROSS APPROPRIATION.....	\$ 23,001,200
25	Appropriated from:	
26	Interdepartmental grant revenues:	
27	IDG from department of community health .....	1,719,000

1	IDG from department of corrections.....	3,834,900
2	IDG from department of education.....	1,073,500
3	IDG from department of environmental quality.....	526,600
4	IDG from department of human services.....	4,007,800
5	IDG from department of management and budget.....	42,400
6	Federal revenues:	
7	DOL-ETA, unemployment insurance.....	6,774,400
8	DOL, multiple grants for safety and health.....	204,400
9	Special revenue funds:	
10	Construction code fund.....	295,400
11	Corporation fees.....	378,200
12	Insurance bureau fund.....	350,000
13	Licensing and regulation fees.....	1,074,000
14	Liquor purchase revolving fund.....	120,800
15	Mobile home code fund.....	144,600
16	Public utility assessments.....	1,283,800
17	Safety education and training fund.....	197,300
18	Securities fees.....	896,400
19	Tax tribunal fees.....	77,700
20	State general fund/general purpose.....	\$ 0
21	<b>Sec. 111. INFORMATION TECHNOLOGY</b>	
22	Information technology services and projects.....	\$ <u>42,853,200</u>
23	GROSS APPROPRIATION.....	\$ 42,853,200
24	Appropriated from:	
25	Federal revenues:	
26	DOL-ETA, unemployment insurance.....	21,140,700
27	DOL, multiple grants for safety and health.....	273,700

1	Federal revenues.....	5,888,700
2	HHS, temporary assistance for needy families.....	176,300
3	Special revenue funds:	
4	Bank fees.....	300,300
5	Boiler fee revenue.....	329,100
6	Construction code fund.....	901,600
7	Consumer finance fees.....	284,700
8	Corporation fees.....	2,208,000
9	Credit union fees.....	208,100
10	Deferred presentment service transaction fees.....	5,700
11	Elevator fees.....	261,100
12	Fees and collections/asbestos.....	11,000
13	Fire service fees.....	602,100
14	Insurance bureau fund.....	843,300
15	Insurance continuing education fees.....	55,500
16	Land bank fast track fund.....	205,700
17	Licensing and regulation fees.....	1,013,000
18	Liquor purchase revolving fund.....	2,534,600
19	Manufactured housing commission fees.....	74,800
20	Michigan state housing development authority fees and	
21	charges .....	2,547,500
22	Motor carrier fees.....	119,000
23	Public utility assessments.....	892,300
24	Safety education and training fund.....	504,400
25	Second injury fund.....	149,600
26	Securities fees.....	1,191,800
27	Self-insurers security fund.....	70,300

1	Silicosis and dust disease fund.....	60,300
2	State general fund/general purpose.....	\$ 0
3	<b>Sec. 112. WORKFORCE DEVELOPMENT</b>	
4	Full-time equated classified positions.....	929.5
5	Employment services--246.0 FTE positions.....	\$ 48,564,700
6	Labor market information--52.0 FTE positions.....	6,355,500
7	Michigan rehabilitation services--513.5 FTE positions	70,548,300
8	Workforce programs administration--61.0 FTE positions	12,918,800
9	Jobs education training program--57.0 FTE positions ..	<u>18,410,200</u>
10	GROSS APPROPRIATION.....	\$ 156,797,500
11	Appropriated from:	
12	Interdepartmental grant revenues:	
13	IDG from department of human services.....	18,410,200
14	Federal revenues:	
15	DAG, employment and training.....	178,700
16	DED-OPSE, multiple grants.....	1,222,900
17	DED-OSERS, centers for independent living.....	58,200
18	DED-OSERS, rehabilitation long-term training.....	316,900
19	DED-OSERS, rehabilitation services, vocational	
20	rehabilitation of state grants.....	53,405,200
21	DED-OSERS, state grants for technical related	
22	assistance .....	56,000
23	DOL-ETA, workforce investment act.....	7,543,500
24	DOL, federal funds.....	48,483,300
25	DOL-ODEP.....	225,000
26	HHS, temporary assistance for needy families.....	3,321,400
27	HHS-SSA, supplemental security income.....	3,764,400

1	Special revenue funds:		
2	Local revenue.....		4,274,100
3	Local vocational rehabilitation match.....		2,684,500
4	Private - gifts, bequests, and donations.....		816,000
5	Contingent fund, penalty and interest account.....		1,814,200
6	Rehabilitation services fees.....		1,349,200
7	Second injury fund.....		51,500
8	Student fees.....		308,000
9	Training materials fees.....		256,400
10	State general fund/general purpose.....	\$	8,257,900
11	<b>Sec. 113. CAREER EDUCATION PROGRAMS</b>		
12	Full-time equated classified positions.....	30.0	
13	Postsecondary education--14.0 FTE positions.....	\$	2,909,200
14	Adult education--16.0 FTE positions.....		<u>2,500,500</u>
15	GROSS APPROPRIATION.....	\$	5,409,700
16	Appropriated from:		
17	Federal revenues:		
18	Federal revenues.....		3,805,900
19	Special revenue funds:		
20	Private occupational school license fees.....		635,800
21	Defaulted loan collection fees.....		100,000
22	State general fund/general purpose.....	\$	868,000
23	<b>Sec. 114. DEPARTMENT GRANTS</b>		
24	Adult basic education.....	\$	20,000,000
25	Carl D. Perkins grants.....		19,000,000
26	Focus: HOPE.....		5,860,200
27	Gear-up program grants.....		3,000,000

1	Workforce training programs subgrantees .....	231,028,600
2	Personal assistance services .....	459,500
3	Vocational rehabilitation client services/facilities .	55,919,000
4	Vocational rehabilitation independent living .....	3,579,700
5	Welfare-to-work programs .....	107,798,600
6	Fire protection grants .....	11,910,500
7	Low-income energy efficiency assistance .....	80,000,000
8	Liquor law enforcement grants .....	6,600,000
9	Remonumentation grants .....	11,000,000
10	Private grant programs .....	3,000,000
11	Michigan nursing corps .....	<u>10,000,000</u>
12	GROSS APPROPRIATION .....	\$ 569,156,100
13	Appropriated from:	
14	Federal revenues:	
15	DAG, employment and training .....	7,000,000
16	DED-OESE, gear-up .....	3,000,000
17	DED-OSERS, centers for independent living .....	450,200
18	DED-OSERS, rehabilitation services, vocational	
19	rehabilitation of state grants .....	35,797,900
20	DED-OSERS, rehabilitation services facilities .....	2,272,500
21	DED-OSERS, supported employment .....	1,541,300
22	DED-OSERS, state grants for technical related	
23	assistance .....	2,240,800
24	DED-OVAE, adult education .....	20,000,000
25	DED-OVAE, basic grants to states .....	19,000,000
26	DOL-ETA, workforce investment act .....	181,602,700
27	DOL, federal funds .....	24,425,900

1	HHS-SSA, supplemental security income.....		3,480,600
2	HHS, temporary assistance for needy families.....		72,299,000
3	Special revenue funds:		
4	Local vocational rehabilitation facilities match.....		1,278,300
5	Local vocational rehabilitation match.....		7,000,000
6	Private - gifts, bequests, and donations.....		400,000
7	Private revenue.....		3,000,000
8	Contingent fund, penalty and interest account.....		1,000,000
9	Low-income energy efficiency fund.....		80,000,000
10	Fire protection fund.....		8,500,000
11	Liquor purchase revolving fund.....		3,410,500
12	Liquor license revenue.....		6,600,000
13	Survey and remonumentation fund.....		11,000,000
14	State general fund/general purpose.....	\$	73,856,400
15	<b>Sec. 115. BOARDS, AUTHORITIES, AND COMMISSIONS</b>		
16	Full-time equated classified positions.....	170.0	
17	MES board of review program--18.0 FTE positions.....		\$ 2,343,200
18	Rights-of-way oversight authority--5.0 FTE positions .		560,500
19	Land bank fast track authority--6.0 FTE positions....		1,825,000
20	Commission on Spanish-speaking affairs--2.0 FTE		
21	positions .....		253,100
22	Commission on disability concerns--7.0 FTE positions .		1,138,800
23	Commission for the blind--96.0 FTE positions .....		19,692,400
24	Utility consumer representation.....		950,000
25	Youth low vision program.....		241,800
26	Tax tribunal operations--15.0 FTE positions .....		2,028,300
27	Employment relations and labor relations--21.0 FTE		

1	positions .....	<u>3,411,100</u>
2	GROSS APPROPRIATION.....	\$ 32,444,200
3	Appropriated from:	
4	Federal revenues:	
5	Federal revenue.....	14,882,900
6	EEOC, federal funds.....	10,000
7	DOL-ETA, unemployment insurance.....	2,343,200
8	Special revenue funds:	
9	Private revenues.....	128,300
10	Local revenues.....	521,000
11	Corporation fees.....	223,100
12	Land bank fast track funds.....	1,825,000
13	METRO authority fund.....	560,500
14	Securities fees.....	3,704,000
15	State restricted revenues.....	635,200
16	Tax tribunal fees.....	1,502,300
17	Utility consumer representation fund.....	950,000
18	State general fund/general purpose.....	\$ 5,158,700

19 PART 2

20 PROVISIONS CONCERNING APPROPRIATIONS

21 **GENERAL SECTIONS**

22 Sec. 201. Pursuant to section 30 of article IX of the state

23 constitution of 1963, total state spending from state resources

24 under part 1 for fiscal year 2008-2009 is \$480,787,700.00 and state

25 spending from state resources to be paid to local units of

government for fiscal year 2008-2009 is \$49,920,900.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF LABOR AND ECONOMIC GROWTH

Fire protection grants.....	\$	11,910,500
Liquor law enforcement.....		6,600,000
Local manufactured housing inspections.....		250,000
Remonumentation grants.....		11,000,000
Fire fighters training council.....		1,660,800
Welfare to work.....		<u>18,499,600</u>
Total department of labor and economic growth .....	\$	49,920,900

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

Sec. 203. As used in this act:

(a) "DAG" means the United States department of agriculture.

(b) "DED" means the United States department of education.

(c) "DED-OESE" means the DED office of elementary and secondary education.

(d) "DED-OPSE" means the DED office of postsecondary education.

(e) "DED-OSERS" means the DED office of special education rehabilitation services.

(f) "DED-OVAE" means the DED office of vocational and adult education.

(g) "Department" means the department of labor and economic

1 growth.

2 (h) "Director" means the director of the department of labor  
3 and economic growth.

4 (i) "DOE" means the United States department of energy.

5 (j) "DOE-OEERE" means the DOE office of energy efficiency and  
6 renewable energy.

7 (k) "DOL" means the United States department of labor.

8 (l) "DOL-ETA" means the DOL employment and training  
9 administration.

10 (m) "DOL-ODEP" means the DOL office of disability employment  
11 policy.

12 (n) "DOT" means the United States department of  
13 transportation.

14 (o) "DOT-RSPA" means the DOT research and special programs  
15 administration.

16 (p) "EEOC" means equal employment opportunity commission.

17 (q) "FEMA" means federal emergency management agency.

18 (r) "Fiscal agencies" means Michigan house fiscal agency and  
19 Michigan senate fiscal agency.

20 (s) "FTE" means full-time equated.

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

23 (u) "HHS-SSA" means HHS social security administration.

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

26 (w) "IDG" means interdepartmental grant.

27 (x) "MES" means Michigan employment security.

1           (y) "METRO" means metropolitan extension telecommunications  
2 rights-of-way oversight.

3           (z) "MIOSHA" means Michigan occupational safety and health  
4 administration.

5           (aa) "SOAHR" means the state office of administrative hearings  
6 and rules.

7           (bb) "Subcommittees" means all members of the subcommittees of  
8 the house and senate appropriations committees with jurisdiction  
9 over the budget for the department.

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

15          Sec. 205. (1) A hiring freeze is imposed on the state  
16 classified civil service. State departments and agencies are  
17 prohibited from hiring any new full-time state classified civil  
18 service employees and prohibited from filling any vacant state  
19 classified civil service positions. This hiring freeze does not  
20 apply to internal transfers of classified employees from 1 position  
21 to another within a department.

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

1 savings from maintaining a vacancy. The state budget director shall  
2 report quarterly to the chairpersons of the senate and house of  
3 representatives standing committees on appropriations the number of  
4 exceptions to the hiring freeze approved during the previous  
5 quarter and the reasons to justify the exception.

6 (3) Notwithstanding subsections (1) and (2), the Michigan  
7 public service commission may hire additional personnel as needed  
8 to carry out activities required of it to ensure the regulation of  
9 utilities as necessary under 1939 PA 3, MCL 460.1 to 460.10cc, if  
10 House Bill No. 5524 of the 94th Legislature is enacted into law.

11 Sec. 208. The department shall use the Internet to fulfill the  
12 reporting requirements of this act. This requirement may include  
13 transmission of reports via electronic mail to the recipients  
14 identified for each reporting requirement, or it may include  
15 placement of reports on an Internet or Intranet site.

16 Sec. 209. Funds appropriated in part 1 shall not be used for  
17 the purchase of foreign goods or services, or both, if  
18 competitively priced and of comparable quality American goods or  
19 services, or both, are available. Preference shall be given to  
20 goods or services, or both, manufactured or provided by Michigan  
21 businesses, if they are competitively priced and of comparable  
22 quality. In addition, preference shall be given to goods or  
23 services, or both, that are manufactured or provided by Michigan  
24 businesses owned and operated by veterans, if they are  
25 competitively priced and of comparable quality.

26 Sec. 210. The director shall take all reasonable steps to  
27 ensure that businesses in deprived and depressed communities

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

5 Sec. 211. The department shall establish and maintain  
6 affirmative action programs based on the guidelines developed by  
7 the state equal opportunity workforce planning council which was  
8 created by Executive Order No. 1996-13 in order to receive general  
9 fund/general purpose dollars in compliance with section 26 of  
10 article I of the state constitution of 1963.

11 Sec. 213. From the funds appropriated in part 1 for  
12 information technology, departments and agencies shall pay user  
13 fees to the department of information technology for technology-  
14 related services and projects. Such user fees shall be subject to  
15 provisions of an interagency agreement between the departments and  
16 agencies and the department of information technology.

17 Sec. 214. Amounts appropriated in part 1 for information  
18 technology may be designated as work projects and carried forward  
19 to support technology projects under the direction of the  
20 department of information technology. Funds designated in this  
21 manner are not available for expenditure until approved as work  
22 projects under section 451a of the management and budget act, 1984  
23 PA 431, MCL 18.1451a.

24 Sec. 216. It is the intent of the legislature that all revenue  
25 sources for funds appropriated in part 1 shall not be aggregated  
26 into general categories and shall be specifically identified and  
27 detailed as much as possible.

1       Sec. 217. (1) Due to the current budgetary problems in this  
2 state, out-of-state travel for the fiscal year ending September 30,  
3 2009 shall be limited to situations in which 1 or more of the  
4 following conditions apply:

5       (a) The travel is required by legal mandate or court order or  
6 for law enforcement purposes.

7       (b) The travel is necessary to protect the health or safety of  
8 Michigan citizens or visitors or to assist other states in similar  
9 circumstances.

10       (c) The travel is necessary to produce budgetary savings or to  
11 increase state revenues, including protecting existing federal  
12 funds or securing additional federal funds.

13       (d) The travel is necessary to comply with federal  
14 requirements.

15       (e) The travel is necessary to secure specialized training for  
16 staff that is not available within this state.

17       (f) The travel is financed entirely by federal or nonstate  
18 funds.

19       (2) If out-of-state travel is necessary but does not meet 1 or  
20 more of the conditions in subsection (1), the state budget director  
21 may grant an exception to allow the travel. Any exceptions granted  
22 by the state budget director shall be reported on a monthly basis  
23 to the senate and house of representatives standing committees on  
24 appropriations.

25       (3) Not later than January 1 of each year, each department  
26 shall prepare a travel report listing all travel by classified and  
27 unclassified employees outside this state in the immediately

1 preceding fiscal year that was funded in whole or in part with  
2 funds appropriated in the department's budget. The report shall be  
3 submitted to the senate and house of representatives standing  
4 committees on appropriations, the senate and house fiscal agencies,  
5 and the state budget director. The report shall include the  
6 following information:

7 (a) The name of each person receiving reimbursement for travel  
8 outside this state or whose travel costs were paid by this state.

9 (b) The destination of each travel occurrence.

10 (c) The dates of each travel occurrence.

11 (d) A brief statement of the reason for each travel  
12 occurrence.

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

18 (f) A total of all out-of-state travel funded for the  
19 immediately preceding fiscal year.

20 Sec. 220. The department may carry into the succeeding fiscal  
21 year unexpended federal pass-through funds to local institutions  
22 and governments that do not require additional state matching  
23 funds. Federal pass-through funds to local institutions and  
24 governments that are received in amounts in addition to those  
25 included in part 1 and that do not require additional state  
26 matching funds are appropriated for the purposes intended.

27 Sec. 221. Funds appropriated in part 1 shall not be used by a

1 principal executive department, state agency, or authority to hire  
2 a person to provide legal services that are the responsibility of  
3 the attorney general. This prohibition does not apply to legal  
4 services for bonding activities and for those activities that the  
5 attorney general authorizes.

6       Sec. 223. (1) In addition to the funds appropriated in part 1,  
7 there is appropriated an amount not to exceed \$30,500,000.00 for  
8 federal contingency funds. These funds are not available for  
9 expenditure until they have been transferred to another line item  
10 in this act under section 393(2) of the management and budget act,  
11 1984 PA 431, MCL 18.1393.

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

18       (3) In addition to the funds appropriated in part 1, there is  
19 appropriated an amount not to exceed \$8,180,000.00 for local  
20 contingency funds. These funds are not available for expenditure  
21 until they have been transferred to another line item in this act  
22 under section 393(2) of the management and budget act, 1984 PA 431,  
23 MCL 18.1393.

24       (4) In addition to the funds appropriated in part 1, there is  
25 appropriated an amount not to exceed \$550,000.00 for private  
26 contingency funds. These funds are not available for expenditure  
27 until they have been transferred to another line item in this act

1 under section 393(2) of the management and budget act, 1984 PA 431,  
2 MCL 18.1393.

3 **REGULATORY**

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

9 Sec. 302. The funds collected by the office of financial and  
10 insurance regulation in connection with a conservatorship pursuant  
11 to section 32 of the mortgage brokers, lenders, and servicers  
12 licensing act, 1987 PA 173, MCL 445.1682, shall be appropriated for  
13 all expenses necessary to provide for the required services. Funds  
14 are available for expenditure when they are received by the  
15 department of treasury and shall not lapse to the general fund at  
16 the end of the fiscal year.

17 Sec. 303. The funds collected by the department from  
18 corporations being liquidated pursuant to the insurance code of  
19 1956, 1956 PA 218, MCL 500.100 to 500.8302, shall be appropriated  
20 for all expenses necessary to provide for the required services.  
21 Funds are available for expenditure when they are received by the  
22 department of treasury and shall not lapse to the general fund at  
23 the end of the fiscal year.

24 Sec. 304. The department may make available to interested  
25 entities otherwise unavailable customized listings of  
26 nonconfidential information in its possession, such as names and

1 addresses of licensees, and charge for this information as follows:  
2 base fee for 1 to 1,000 records at the cost to the department;  
3 1,001 to 10,000 records at 2.5 cents per record; and 10,001 or more  
4 records at .5 cents per record. The revenue received from this  
5 service may be used to offset expenses of programs as appropriated  
6 in part 1. The balance of this revenue collected and unexpended at  
7 the end of the fiscal year shall revert to the appropriate  
8 restricted revenue account or fund or, in absence of such an  
9 account or fund, to the general fund. The department shall submit  
10 an annual report on or before December 1 of each year to the state  
11 budget director and the subcommittees that states the amount of  
12 revenue received from the sale of information.

13       Sec. 306. The Michigan state housing development authority  
14 shall annually present a report to the state budget office and the  
15 subcommittees on the status of the authority's housing production  
16 goals under all financing programs established or administered by  
17 the authority. The report shall give special attention to efforts  
18 to raise affordable multifamily housing production goals.

19       Sec. 308. The funds collected by the department for licenses,  
20 permits, and other elevator regulation fees set forth in the  
21 Michigan administrative code and as determined under section 8 of  
22 1976 PA 333, MCL 338.2158, and section 16 of 1967 PA 227, MCL  
23 408.816, that are unexpended at the end of the fiscal year shall  
24 carry forward to the subsequent fiscal year. The department shall  
25 submit a report on an annual basis to the state budget director and  
26 the subcommittees on the amount of funds available under this  
27 section.

Sec. 310. Money appropriated under this act for the bureau of fire services shall not be expended unless, in accordance with section 2c of the fire prevention code, 1941 PA 207, MCL 29.2c, inspection and plan review fees will be charged according to the following schedule:

Operation and maintenance inspection fee

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

Plan review and construction inspection fees for hospitals and schools

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

Sec. 313. If the revenue collected by the department from licensing and regulation fees collected by the office of commercial services exceeds the amount expended from appropriations in part 1, the revenue may be carried forward into the subsequent fiscal year. The revenue carried forward under this section shall be used as the first source of funds in the subsequent fiscal year.

Sec. 314. Funds earned or authorized by the United States department of labor in excess of the gross appropriation in part 1 for the unemployment insurance agency and the employment service agency from the United States department of labor are appropriated and may be expended for staffing and related expenses incurred in

1 the operation of its programs. These funds may be spent after the  
2 department notifies the state budget director and the subcommittees  
3 of the purpose and amount of each grant award.

4 Sec. 315. The department shall sell documents at a price not  
5 to exceed the cost of production and distribution. Money received  
6 from the sale of these documents shall revert to the department.  
7 The funds are available for expenditure when they are received by  
8 the department of treasury and may only be used for costs directly  
9 related to the continued updating and distribution of the documents  
10 pursuant to this section. This section applies only for the  
11 following documents:

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

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

18 (c) The Michigan liquor control code of 1998, 1998 PA 58, MCL  
19 436.1101 to 436.2303.

20 (d) The mobile home commission act, 1987 PA 96, MCL 125.2301  
21 to 125.2349; the business corporation act, 1972 PA 284, MCL  
22 450.1101 to 450.2098; the nonprofit corporation act, 1982 PA 162,  
23 MCL 450.2101 to 450.3192; and the uniform securities act, 1964 PA  
24 265, MCL 451.501 to 451.818.

25 (e) Labor law books.

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

27 (g) Construction code manuals.

1 (h) Copies of transcripts from administrative law hearings.

2 Sec. 317. The department, MIOSHA, shall provide an annual  
3 report by February 1 of each year to the state budget director, the  
4 fiscal agencies, and the subcommittees on the number of individuals  
5 killed and the number of individuals injured on the job within  
6 industries regulated by the bureau during the most recent year for  
7 which data are available.

8 Sec. 326. (1) The appropriation in part 1 for the Michigan  
9 commission for the blind includes funds for case services. These  
10 funds may be used for tuition payments for blind clients.

11 (2) Revenue collected by the Michigan commission for the blind  
12 and from private and local sources that is unexpended at the end of  
13 the fiscal year may carry forward to the subsequent fiscal year.

14 Sec. 335. (1) The public service commission shall implement a  
15 process for the low-income energy efficiency fund grants that shall  
16 require an application deadline of May 1 and the award  
17 announcements on October 1 of each year.

18 (2) The public service commission shall report by November 1  
19 2009 to the subcommittees, the state budget office, and the fiscal  
20 agencies on the distribution of funds appropriated in part 1 for  
21 the low-income/energy efficiency assistance program.

22 Sec. 336. The department shall provide the subcommittees,  
23 fiscal agencies, and state budget director with a report on or  
24 before December 1 outlining actual expenditures for the last  
25 completed fiscal year for each division within the office of  
26 financial and insurance regulation.

27 Sec. 340. The office of financial and insurance regulation

1 shall provide copies of the quarterly and annual financial filings  
2 of health maintenance organizations to the fiscal agencies on a  
3 timely basis. Reports can be transmitted electronically if  
4 available in that format.

5       Sec. 350. (1) The department shall allocate funds to promote  
6 awareness of the right of a policyholder, subscriber, member,  
7 enrollee, or other individual participating in a health benefit  
8 plan, after the covered person has exhausted the health carrier's  
9 internal grievance process provided for by law, to request an  
10 external review for an adverse determination.

11       (2) As used in this section, "covered person" means that term  
12 as defined in section 3 of the patient's right to independent  
13 review act, 2000 PA 251, MCL 550.1903.

14       Sec. 352. From the funds appropriated in part 1 for  
15 unclassified salaries, the department shall provide funding for 5  
16 worker's compensation appellate commissioners and 26 worker's  
17 compensation board of magistrates. Expenditures shall be made so  
18 that the 2 bodies shall decide worker's compensation cases in a  
19 timely manner.

20       Sec. 356. The Michigan commission for the blind shall work  
21 collaboratively with service organizations and government entities  
22 to identify qualified match dollars to maximize use of available  
23 federal funds.

24       Sec. 357. The department may resume printing the real estate  
25 law and rules book (red book). The red book shall include, but is  
26 not limited to, real estate laws and regulations and related  
27 statutes. The red book will be provided at no charge to actively

1 licensed real estate brokers, associate brokers, and salespersons.  
2 Any other party seeking a copy of the red book may purchase the  
3 book from the bureau of commercial services at the bureau's cost to  
4 produce the book or may print the bureau's Internet version of the  
5 red book at no cost.

6 Sec. 358. The real estate education fund created in section 37  
7 of the state license fee act, 1979 PA 152, MCL 338.2237, and  
8 administered by the department shall allow prelicensure and  
9 postlicensure education to be delivered through online courses by a  
10 community college, university, or private school, after licensure  
11 and approval by the department. Expenditures from this fund may  
12 also be made to support department grants for educational providers  
13 to establish online courses that would be made available to  
14 students throughout the year.

15 Sec. 361. In addition to the amounts appropriated in part 1  
16 for the administration of the land bank fast track authority, the  
17 authority may expend revenues received under the land bank fast  
18 track act, 2003 PA 258, MCL 124.751 to 124.774, for the purposes  
19 authorized by the act including, but not limited to, the  
20 acquisition, lease, management, demolition, maintenance, or  
21 rehabilitation of real or personal property, payment of debt  
22 service for notes or bonds issued by the authority, and other  
23 expenses to clear or quiet title property held by the authority.

24 Sec. 362. Of the funds appropriated in part 1 for the  
25 department, up to \$200,000.00 may be used for administration and  
26 enforcement of boxing regulation in Michigan.

27 Sec. 364. The department and MSHDA shall report to the

1 subcommittees, the state budget director, and the fiscal agencies  
2 by January 1 on the status of the loans entered into by the  
3 Michigan broadband development authority.

4 Sec. 368. Funds collected by the department under sections 55,  
5 57, 58, and 59 of the administrative procedures act of 1969, 1969  
6 PA 306, MCL 24.255, 24.257, 24.258, and 24.259, and section 203 of  
7 the legislative council act, 1986 PA 268, MCL 4.1203, are  
8 appropriated for all expenses necessary to provide for the cost of  
9 publication and distribution. The funds appropriated under this  
10 section are allotted for expenditure when they are received by the  
11 department of treasury and shall not lapse to the general fund at  
12 the end of the fiscal year.

13 Sec. 369. The video franchise assessment fund is created and  
14 shall exist in the state treasury and shall receive revenue as  
15 provided in the uniform video services local franchise act, 2006 PA  
16 480, MCL 484.3301 to 484.3314. All interest and earnings of the  
17 fund may be retained by the fund per the direction of the state  
18 treasurer. Money in the fund at the close of the fiscal year may  
19 carry forward to the new fiscal year and be used as the first  
20 source of funds in the subsequent fiscal year.

21 Sec. 370. MSHDA shall provide a report to the subcommittees,  
22 the fiscal agencies, and the state budget director by June 1 on the  
23 cities of promise blight elimination program. The report shall  
24 include:

25 (a) The amount awarded to each designated city.

26 (b) A description of the projects in each designated city.

27 (c) The amount of private or local funds that were used as

1 match for these projects.

2       Sec. 377. (1) In addition to the funds appropriated in part 1,  
3 any unencumbered and unrestricted federal workforce investment act  
4 or trade adjustment assistance funds available from prior fiscal  
5 years are appropriated for the purposes originally intended.

6       (2) The department shall report by January 15 to the  
7 subcommittees, the fiscal agencies, and the state budget office on  
8 the amount by fiscal year of federal workforce investment act funds  
9 appropriated under this section.

#### 10    **WORKFORCE AND CAREER DEVELOPMENT**

11       Sec. 401. The Michigan career and technical institute may  
12 receive equipment and in-kind contributions for the direct support  
13 of staff services through the Pine Lake fund, the Delton-Kellogg  
14 school district or other local or intermediate school district, or  
15 any combination of local or intermediate school districts in  
16 addition to those authorized in part 1.

17       Sec. 402. The Michigan rehabilitation service shall make every  
18 effort to ensure that all sources of matching funds in this state  
19 are used to obtain federal vocational rehabilitation funds. All  
20 sources include, but are not limited to, privately raised funds to  
21 support public nonprofit rehabilitation centers as permitted by the  
22 rehabilitation act of 1973, Public Law 93-112.

23       Sec. 403. The local match requirements for vocational  
24 rehabilitation facilities establishment grants shall not exceed  
25 21.3% for the fiscal year ending September 30.

26       Sec. 404. (1) Of the funds appropriated in part 1 for

1 vocational rehabilitation independent living, all general  
2 fund/general purpose revenue not used to match federal funds shall  
3 be used for the support of centers for independent living that are  
4 in compliance with federal standards for such centers, for  
5 technical assistance to centers, and for projects to build capacity  
6 of centers to deliver independent living services. Of the funds  
7 appropriated in part 1, \$500,000.00 may be used for the development  
8 of new centers in areas presently unserved or underserved.

9 Applications for such funds shall be reviewed in accordance with  
10 criteria and procedures established by the statewide independent  
11 living council, the Michigan rehabilitation services unit within  
12 the department, and the Michigan commission for the blind. Funds  
13 must be used in a manner consistent with the priorities established  
14 in the state plan for independent living. The department is  
15 directed to work with the Michigan disability network and the local  
16 workforce development boards to identify other competitive sources  
17 of funding.

18 (2) As a condition of receipt of funds appropriated in part 1,  
19 the statewide independent living council and the Michigan  
20 disability network shall jointly produce a report providing the  
21 following information:

22 (a) Results in terms of enhanced statewide access to  
23 independent living services to individuals who do not have access  
24 to such services through other existing public agencies, including  
25 measures by which these results can be monitored over time. These  
26 measures shall include:

27 (i) Total number of persons assisted by the centers and a

1 comparison to the number assisted in the previous year.

2 (ii) Number of persons moved out of nursing homes into  
3 independent living situations and a comparison to the number  
4 assisted in the previous year.

5 (iii) Number of persons for whom accommodations were provided to  
6 enable independent living or access to employment and a comparison  
7 to the number assisted in the previous year.

8 (iv) The total number of disabled individuals served by  
9 personal care attendants and the number of personal care attendants  
10 provided through the use of any funds appropriated in part 1  
11 administered by a center for independent living and a comparison to  
12 the number served in the previous year.

13 (b) Information from each center for independent living  
14 receiving funding through appropriations in part 1 detailing their  
15 total budget for their most recently completed fiscal year as well  
16 as the amount within that budget funded through the vocational  
17 rehabilitation independent living grant program referenced in part  
18 1, the total amount funded through other state agencies, the amount  
19 funded through federal sources, and the amount funded through local  
20 and private sources.

21 (c) Savings to state taxpayers in other specific areas that  
22 can be shown to be the direct result of activities funded from the  
23 vocational rehabilitation independent living grant program during  
24 the most recently completed state fiscal year.

25 (3) The report required in subsection (2) shall be submitted  
26 to the subcommittees, the fiscal agencies, and the state budget  
27 director on or before January 30.

1       Sec. 405. The department shall administer the work first  
2 program in accordance with the requirements of the social security  
3 act, title IV, section 407(d), the state social welfare act, 1939  
4 PA 280, MCL 400.1 to 400.119b, and all other applicable laws and  
5 regulations.

6       Sec. 406. (1) Using all relevant state data sources, the  
7 department shall conduct a 3-year longitudinal study of all former  
8 work first participants, whose department of human services program  
9 cases closed due to earnings during fiscal year 1999 and in  
10 succeeding fiscal years. The data will include the following:

11       (a) The number and percentage employed.

12       (b) The average hourly wage of those employed.

13       (c) The current hourly wage of those employed.

14       (d) The range of wages earned by those employed.

15       (e) The number of individuals that earned each wage amount.

16       (f) The number and percentage receiving health care benefits  
17 from their employer.

18       (g) The number and percentage receiving tuition reimbursement  
19 from their employer.

20       (h) The number and percentage receiving training benefits from  
21 their employer.

22       (i) The type of jobs obtained by former participants in  
23 general categories.

24       (j) The length of time former participants have retained their  
25 jobs, or if participants have had more than 1 job, the length of  
26 time employed at each job.

27       (k) The number and percentage continuing to receive any type

1 of public assistance.

2 (l) If the former recipient has children, whether the children  
3 are enrolled in and attending school.

4 (m) The extent to which the former participant feels that he  
5 or she and his or her family are better off now than when he or she  
6 was on cash assistance with regard to household income, housing,  
7 food and nutritional needs, child health care, and access to health  
8 insurance coverage.

9 (2) The department shall notify the subcommittees, fiscal  
10 agencies, and state budget director electronically by March 15 of  
11 the location of the Internet site where the report containing the  
12 identified data is located.

13 (3) The department shall cooperate with the department of  
14 human services in formulating and acquiring the identified data.

15 (4) The department may retain a third party to conduct the  
16 studies to obtain the data identified under this section.

17 Sec. 407. State and federal funds allocated to local workforce  
18 development boards for disbursement shall not be expended unless  
19 the local workforce development boards maintain a partnership with  
20 governmental agencies, public school districts, and public colleges  
21 located within the local service delivery area. Each board shall  
22 appoint an education advisory group made up of high-level  
23 administrators within local educational institutions, workforce  
24 development board members, other employers, labor, academic  
25 educators, parents of public school pupils, and, at the board's  
26 discretion, representatives of organizations that provide school-  
27 based curriculum and youth programs focusing on entrepreneurship,

1 work-readiness skills, and financial literacy.

2       Sec. 409. Within 10 days after the receipt of a grant  
3 appropriated in the private grant funded projects line item in part  
4 1, the department shall notify the house and senate chairpersons of  
5 the subcommittees, the fiscal agencies, and the state budget  
6 director of the receipt of the grant, including the funding source,  
7 purpose, and amount of the grant.

8       Sec. 410. (1) The department shall make available, in person  
9 or by telephone, 1 disabled veterans outreach program specialist or  
10 local veterans employment representative to Michigan works! service  
11 centers, as resources permit, during hours of operation.

12       (2) The department shall ensure that each Michigan works!  
13 service center shall have the necessary equipment to allow the  
14 disabled veterans outreach specialist or local veterans employment  
15 representative to perform his or her duties.

16       (3) The department shall require each Michigan works! service  
17 center to have an employee available to ask each individual who  
18 requires intensive services beyond core services, as defined by  
19 section 134 of the workforce investment act of 1998, 29 USC 2864,  
20 whether that individual is a veteran. The employee shall refer any  
21 veteran needing or requesting veterans services to the disabled  
22 veterans outreach program specialist or local veterans employment  
23 representative assigned to the center.

24       (4) The department shall require that each Michigan works!  
25 service center shall have posted in a conspicuous place within the  
26 office a notice advising veterans that a disabled veterans outreach  
27 program specialist or a local veterans employment representative is

1 available to assist him or her.

2 (5) The department shall require each Michigan works! service  
3 center to provide free mediated services to employers wishing to  
4 hire a veteran.

5 (6) The department shall continue to make the appropriate  
6 placement of veterans and disabled veterans a priority.

7 Sec. 415. Of the amounts appropriated in part 1 for  
8 postsecondary education, private occupational school license fees  
9 shall fund related administrative costs of the proprietary schools  
10 oversight unit within the department.

11 Sec. 417. The department is appropriated an amount not to  
12 exceed \$100,000.00 from collection of defaulted loans under the  
13 future faculty program in the Martin Luther King, Jr. - Cesar  
14 Chavez - Rosa Parks programs to offset costs of administering the  
15 loan collections.

16 Sec. 418. From the funds appropriated in part 1 for  
17 postsecondary education, the department shall compile data from  
18 each university that receives funding for the future faculty  
19 program within the King-Chavez-Parks initiative on employment  
20 outcomes for program participants. The report shall be distributed  
21 to the house and senate appropriations committees, the fiscal  
22 agencies, and the state budget director by February 1 of each year.  
23 The report shall include data from each participating university  
24 covering the most recently completed fiscal year. The data shall  
25 include all of the following:

26 (a) The number of participants receiving support under the  
27 program.

1 (b) The number of participants obtaining full-time employment.

2 (c) The number of participants obtaining full-time employment  
3 in college faculty positions.

4 (d) The number of participants obtaining full-time employment  
5 in college faculty positions within the university through which  
6 they received future faculty program support for graduate studies.

7 Sec. 421. The King-Chavez-Parks initiative shall be marketed  
8 by the department to Michigan parents and high school and college  
9 students, to promote the benefits and the availability of the  
10 college day, select student support services, college/university  
11 partnership, visiting professors, Morris Hood, Jr. educator  
12 development, and future faculty programs. The department shall  
13 provide electronic notification of the location of the report on  
14 the Internet to the subcommittees by December 30 of each year,  
15 identifying all efforts taken to market these programs, including,  
16 but not limited to, the amount of funding allocated for this  
17 purpose, the fund source, and any expenditures or encumbrances  
18 relating to this marketing effort.

19 Sec. 427. The youth low-vision program is considered the payer  
20 of last resort. Other available public or private insurance  
21 coverage, including Medicaid or MICHild, and special education  
22 funds, shall be exhausted prior to using any funds appropriated in  
23 part 1 to purchase low-vision devices or equipment for an  
24 individual.

25 Sec. 429. (1) As a condition for receipt of the funds  
26 appropriated in part 1, Focus: HOPE shall submit a report on the  
27 use of the grant's funds appropriated in the prior fiscal year to

1 the chairs of the subcommittees, the fiscal agencies, and the state  
2 budget director that includes, but is not limited to, the  
3 following:

4 (a) Detailed expenditures for administration including  
5 salaries and wages of employees.

6 (b) Amount allocated for education and training programs  
7 including number of students served by each program.

8 (c) Amount allocated for job search assistance and career  
9 planning including the number of students served by each program.

10 (d) Detailed expenditures for any contracts entered into with  
11 the use of these funds.

12 (e) Detailed expenditures for any program enhancements  
13 including number of new hires and capital expenditures.

14 (2) The report shall be submitted on or before January 31.

15 Sec. 431. (1) From the appropriation in part 1 for the  
16 Michigan nursing corps, grants shall be awarded to Michigan  
17 institutions of higher education consisting of public 4-year  
18 institutions, public 2-year institutions, independent colleges and  
19 universities, and tribally controlled community colleges with  
20 existing, accredited nursing baccalaureate or postgraduate  
21 education programs. The purpose of the grants is to prepare  
22 registered nurses and increase the number of nursing faculty. The  
23 department may also award grants on a matching basis to licensed  
24 hospitals that agree to provide nurse educators and related  
25 clinical training to additional student nurses in partnership with  
26 institutions of higher education described in this subsection.  
27 Awards shall be made in a manner and form as determined by the

1 department, in collaboration with the department of community  
2 health.

3 (2) One or more grants may be awarded to educational  
4 institutions for preparation of additional nurse faculty in  
5 programs that meet 1 or more of the following:

6 (a) Preparation of master's-degreed nursing faculty in a  
7 nationally accredited, accelerated program. Grants for this program  
8 may include program tuition, a stipend for student living expenses,  
9 and other education-related costs.

10 (b) Preparation of doctoral-degreed nursing faculty in an  
11 accelerated program within an existing, accredited doctor of  
12 philosophy in nursing program. Participants must be currently  
13 enrolled doctoral students who will be able to complete their  
14 doctoral degree program within 2 years. Grants for this program may  
15 include program tuition, a stipend for student living expenses, and  
16 other education-related costs.

17 (c) Preparation of clinical instructors for nursing education  
18 programs. A common statewide curriculum will be developed by a  
19 consortium of the grantee institutions. The program shall include  
20 classroom instruction plus a practicum with students and patients.  
21 This program shall require collaborative agreements between nursing  
22 education programs and hospitals. It is expected that each graduate  
23 will provide clinical instruction for at least 1 cohort of nursing  
24 students per year.

25 (3) A program receiving a grant under subsection (2) shall  
26 provide that eligible participating students under subsection (2)  
27 are registered nurses willing to participate full-time in

1 accredited programs and become employed in Michigan as nursing  
2 faculty or clinical instructors for a minimum number of years, as  
3 determined by the department of community health, upon completion  
4 of the program. The department of community health shall establish  
5 procedures for recovery of funds from students who do not remain  
6 employed in Michigan for the prescribed time period.

7 (4) One or more grants may be awarded for preparation of  
8 registered nurses in accredited, accelerated bachelor's in nursing  
9 programs. These programs shall be targeted toward Michigan workers  
10 who have been displaced from employment and who possess a  
11 bachelor's degree in a science-related area. Grants for this  
12 program may include program tuition, a stipend for student living  
13 expenses, and other education-related costs.

14 (5) Program management, data management, and evaluation for  
15 these projects shall be the responsibility of the department of  
16 community health, in collaboration with the department.

17 (6) The funds appropriated in part 1 for the Michigan nursing  
18 corps are designated as work project appropriations and shall not  
19 lapse at the end of the fiscal year. Any unencumbered and  
20 unexpended funds shall continue to be available for the expenditure  
21 of grants until the project has been completed. The total cost of  
22 the work project is estimated at \$10,000,000.00 and the tentative  
23 completion date is September 30, 2010.

24 Sec. 432. (1) Of the funds appropriated in part 1 for the  
25 workforce training programs subgrantees, the department shall  
26 provide a report by July 1, 2009 to the house and senate chairs of  
27 the subcommittees, the state budget director, and the fiscal

1 agencies on the status of the no-worker-left-behind program. The  
2 report shall include the following:

3 (a) The amount of funding allocated to each Michigan works!  
4 agency.

5 (b) The number of participants enrolled in the program by each  
6 Michigan works! agency.

7 (c) The average duration of training for program participants  
8 by each Michigan works! agency.

9 (d) The number of participants enrolled in remedial education  
10 programs and the number of participants enrolled in literacy  
11 programs.

12 (e) The number of participants enrolled in programs at 2-year  
13 institutions.

14 (f) The number of participants enrolled in 4-year  
15 institutions.

16 (g) The number of participants enrolled in proprietary schools  
17 or other technical training programs.

18 (h) The number of participants that have completed education  
19 or training programs.

20 (2) Data collection for the report shall be for the period  
21 August 1, 2008 through May 31, 2009.

22 Sec. 432a. (1) Of the funds appropriated in part 1 for  
23 workforce training programs subgrantees, \$40,000,000.00 shall be  
24 used for the no-worker-left-behind program, to be distributed as  
25 follows:

26 (a) \$30,000,000.00 shall be used by the department to provide  
27 individuals with direct training in in-demand occupations, as

1 determined by local workforce investment boards. These funds shall  
2 be distributed to local Michigan works! agencies based on  
3 demonstrated need. In distributing these funds, the department  
4 shall ensure funds are used for individuals who are ready for  
5 training in in-demand occupations and for whom training slots are  
6 available. Any Michigan works! agency receiving these funds shall  
7 reserve a portion, or otherwise assure that it has sufficient  
8 resources, to pay for the full course of approved training for each  
9 individual served. The department may utilize a portion of the  
10 funds distributed to local Michigan works! agencies for  
11 redistribution to local libraries to assist in providing training  
12 in in-demand occupations, based on demonstrated need.

13 (b) \$5,000,000.00 shall be used to provide adult basic  
14 education, remedial education, or other training for individuals  
15 not ready for postsecondary education, in order to prepare these  
16 individuals for postsecondary training and new careers.

17 (c) \$5,000,000.00 shall be used to increase the capacity of  
18 community colleges and other public associate's degree-granting  
19 institutions in this state to provide education and training to  
20 individuals receiving assistance under the program. Funding shall  
21 be provided to these educational institutions based on a  
22 competitive bidding process. The department shall establish  
23 criteria for awarding grants pursuant to the competitive bidding  
24 process that shall include all of the following:

25 (i) Collaboration among multiple educational institutions.

26 (ii) The expansion of online learning opportunities.

27 (iii) Collaboration among employers, employer organizations, and

1 local workforce investment boards.

2 (iv) The expansion of existing programs or creation of new  
3 programs to meet existing or emerging training needs.

4 (v) A requirement that grant proposals include projected  
5 specific program outcomes.

6 (vi) A requirement that any grants awarded in excess of  
7 \$1,000,000.00 shall involve the collaboration of multiple  
8 educational institutions to increase capacity statewide or within a  
9 large geographic or populous region of the state.

10 (2) The department shall convene a workgroup composed of  
11 individuals with expertise in adult education, community college  
12 leaders, and other interested parties to develop plans to increase  
13 collaboration among all parties involved in adult education.

14 (3) Of the funds appropriated in subsection (1)(c),  
15 \$100,000.00 shall be used to develop a data collection system that  
16 provides information on a real-time basis on available training for  
17 the top 50 occupations requiring postsecondary education that are  
18 most in demand by Michigan employers.

19 (4) In distributing funds for worker training and education,  
20 the department shall seek to maximize participation among food  
21 stamp recipients in order to obtain matching funds under the  
22 federal food stamp employment and training program established  
23 under chapter 51, title 7 of the United States Code, 7 USC 2011, et  
24 seq. The department shall also distribute funds in a manner that  
25 leverages other federal funds as well as funds from private and  
26 local sources.

27 (5) No later than January 31, 2010, the department shall

1 submit a report to the senate and house of representatives standing  
2 committees on appropriations, the fiscal agencies, and the state  
3 budget office on the following:

4 (a) Detailed information including the amount, source, and  
5 subsequent use on any additional federal, state, local, and private  
6 funds leveraged.

7 (b) Detailed information on how the \$5,000,000.00 distributed  
8 in subsection (1)(c) was expended.

9 (c) Detailed information on the number of food stamp  
10 recipients receiving training and education assistance, and the  
11 amount of federal funds leveraged through the food stamp employment  
12 and training program.

13 (6) The funds appropriated in part 1 for the no-worker-left-  
14 behind program are designated as work project appropriations and  
15 shall not lapse at the end of the fiscal year. Any unencumbered and  
16 unexpended funds shall continue to be available for expenditure  
17 until the project has been completed.

18 (7) It is the intent of the legislature that the department  
19 work with local public workforce partners and the Lewis College of  
20 Business in an effort to assist the college in participating in the  
21 no-worker-left-behind program.

22 Sec. 433. (1) The department shall use all relevant data  
23 sources available to compile data on participants in the JET  
24 program. The report shall include the following:

25 (a) How many participants were enrolled in training.

26 (b) How many participants completed training.

27 (c) How many participants completed training and were employed

1 as a result of that training.

2 (d) How many cases were closed.

3 (e) How many cases were referred to Michigan rehabilitation  
4 services.

5 (f) How many case referrals were opened for service by  
6 Michigan rehabilitation services.

7 (2) The department shall provide separate reports for the  
8 periods January 1, 2008 through September 30, 2008 and October 1,  
9 2008 through September 30, 2009.

10 (3) The report shall be submitted by March 1 to the  
11 subcommittees and the fiscal agencies.

12 (4) The department shall cooperate with the department of  
13 human services in formulating and acquiring the identified data.

14 (5) The department may retain a third party to conduct the  
15 studies to obtain data identified under this section.

16 Sec. 434. (1) The department shall collaborate with the state  
17 board of education, the department of human services, the  
18 department of community health, and the department of history,  
19 arts, and libraries to extend the duration of the Michigan after-  
20 school partnership, and oversee its efforts to implement the policy  
21 recommendations and strategic next steps identified in the Michigan  
22 after-school initiative's report of December 15, 2003.

23 (2) From the funds appropriated in part 1, \$25,000.00 shall be  
24 used to support the Michigan after-school partnership. Funds shall  
25 be used to leverage other private and public funding to engage the  
26 public and private sectors in building and sustaining high-quality  
27 out-of-school-time programs and resources. The cochairs,

1 representing the department, the state board of education, the  
2 department of human services, the department of history, arts, and  
3 libraries and the department of community health shall name a  
4 fiduciary agent and may authorize the fiduciary to expend funds and  
5 hire people to accomplish the work of the Michigan after-school  
6 partnership.

7 (3) Participation in the Michigan after-school partnership  
8 shall be expanded beyond the membership of the initial Michigan  
9 after-school initiative to increase the representation of parents,  
10 youth, foundations, employers, and others with experience in  
11 education, child care, after-school and youth development services,  
12 and crime and violence prevention, and to include representation  
13 from the department. Each year, on or before December 31, the  
14 Michigan after-school partnership shall report its progress in  
15 reaching the recommendations set forth in the Michigan after-school  
16 initiative's report to the legislature and governor.

17 Sec. 435. The department shall ensure that school districts  
18 and career preparation programs operated by school districts are  
19 eligible education providers under the no-worker-left-behind  
20 program and programs funded by the federal workforce investment  
21 act.

22 Sec. 438. (1) From the funds appropriated in part 1 to the  
23 Michigan housing and community development fund, \$2,163,400.00 is  
24 hereby appropriated from the fund to the Michigan state housing  
25 development authority (MSHDA) for projects as described in sections  
26 58c and 58d of the state housing development authority fund act of  
27 1966, 1966 PA 346, MCL 125.1458c and 125.1458d.

1           (2) MSHDA shall report by May 1 to the subcommittees, fiscal  
2 agencies, and the state budget director on the status of the  
3 projects described in subsection (1), including the statewide  
4 allocation plan, number of applicants, amounts requested,  
5 description of projects, amounts awarded, number of housing units  
6 that have been or are projected to be created, and income levels of  
7 the households that have been or are projected to be served.

8           Sec. 439. From the funds appropriated in part 1 for land bank  
9 fast track authority, \$100.00 shall be used for additional  
10 maintenance or demolition of all tax reverted properties.