

# HOUSE BILL No. 5809

## EXECUTIVE BUDGET BILL

February 26, 2008, Introduced by Rep. Hammel and referred to the Committee on Appropriations.

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:

#### 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 bill, 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..... \$ 1,362,852,700

Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental

transfers ..... 30,724,200

ADJUSTED GROSS APPROPRIATION..... \$ 1,332,128,500

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..... 384,937,600

State general fund/general purpose..... \$ 94,350,100

**Sec. 102. DEPARTMENTAL 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

Internal audit services..... 560,100

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 .....	<u>10,745,900</u>
6	GROSS APPROPRIATION.....	\$ 53,290,500
7	Appropriated from:	
8	Interdepartmental grant revenues:	
9	IDG from department of community health.....	300,000
10	Federal revenues:	
11	DED-OSERS, rehabilitation services, vocational	
12	rehabilitation of state grants.....	4,652,400
13	DOL-ETA, unemployment insurance.....	12,582,300
14	DOL-ETA, workforce investment act.....	819,800
15	DOL, federal funds.....	1,998,700
16	DOL, multiple grants for safety and health.....	773,000
17	Federal revenues.....	579,300
18	HHS, temporary assistance for needy families.....	334,400
19	HHS, titles XVIII and XIX.....	43,500
20	Special revenue funds:	
21	Private - special project advances.....	940,000
22	Local revenues.....	131,300
23	Bank fees.....	405,400
24	Boiler fees.....	254,000
25	Construction code fund.....	1,056,500
26	Consumer finance fees.....	243,700
27	Contingent fund, penalty and interest account.....	858,100

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

1	Full-time equated classified positions.....	341.0	
2	Administration--35.0 FTE positions .....		\$ 6,929,200
3	Regulatory compliance and consumer assistance--94.0		
4	FTE positions .....		14,885,500
5	Financial evaluation--212.0 FTE positions .....		<u>30,074,000</u>
6	GROSS APPROPRIATION.....		\$ 51,888,700
7	Appropriated from:		
8	Federal revenues:		
9	Federal regulatory project revenue .....		50,400
10	Special revenue funds:		
11	Bank fees.....		7,821,000
12	Consumer finance fees.....		8,351,300
13	Credit union fees.....		5,746,600
14	Deferred presentment service transaction fees .....		2,144,500
15	Insurance continuing education fees.....		961,200
16	Insurance licensing and regulation fees.....		4,381,900
17	Insurance bureau fund.....		19,261,400
18	Multiple employer welfare arrangement .....		72,400
19	Securities fees.....		3,098,000
20	State general fund/general purpose .....		\$ 0
21	<b>Sec. 104. PUBLIC SERVICE COMMISSION</b>		
22	Full-time equated classified positions.....	170.0	
23	Administration, planning and regulation--159.0 FTE		
24	positions .....		\$ 21,925,300
25	Energy office--9.0 FTE positions .....		5,345,100
26	Children's protection registry administration--2.0		
27	FTE positions .....		<u>271,400</u>

1	GROSS APPROPRIATION.....	\$	27,541,800
2	Appropriated from:		
3	Federal revenues:		
4	DOE-OEERE, multiple grants.....		4,828,100
5	DOT-RSPA, gas pipeline safety.....		984,900
6	Special revenue funds:		
7	Private - oil overcharge.....		30,000
8	Children's protection registry fund.....		271,400
9	Motor carrier fees.....		2,226,500
10	Public utility assessments.....		18,200,900
11	Video franchise assessments.....		1,000,000
12	State general fund/general purpose.....	\$	0
13	<b>Sec. 105. LIQUOR CONTROL COMMISSION</b>		
14	Full-time equated classified positions.....	152.0	
15	Management support services--28.0 FTE positions.....	\$	3,420,500
16	Liquor licensing and enforcement--124.0 FTE positions		<u>12,316,100</u>
17	GROSS APPROPRIATION.....	\$	15,736,600
18	Appropriated from:		
19	Special revenue funds:		
20	Direct shipper enhancement revolving fund.....		120,000
21	Liquor license revenue.....		6,373,200
22	Liquor purchase revolving fund.....		9,243,400
23	State general fund/general purpose.....	\$	0
24	<b>Sec. 106. MICHIGAN STATE HOUSING DEVELOPMENT</b>		
25	<b>AUTHORITY</b>		
26	Full-time equated classified positions.....	266.0	
27	Payments on behalf of tenants.....	\$	145,000,000

1	Housing and rental assistance program--266.0 FTE	
2	positions .....	<u>37,350,700</u>
3	GROSS APPROPRIATION.....	\$ 182,350,700
4	Appropriated from:	
5	Federal revenues:	
6	HUD, lower income housing assistance program.....	145,000,000
7	Special revenue funds:	
8	Michigan state housing development authority fees	
9	and charges .....	37,350,700
10	State general fund/general purpose.....	\$ 0
11	<b>Sec. 107. OCCUPATIONAL REGULATION</b>	
12	Full-time equated classified positions.....	432.0
13	Boiler inspection program--25.0 FTE positions.....	\$ 2,765,900
14	Fire marshal program--5.0 FTE positions.....	453,900
15	Fire fighters training council--8.0 FTE positions....	1,748,800
16	Fire safety program--44.0 FTE positions.....	4,352,500
17	Code enforcement--120.0 FTE positions.....	13,192,100
18	Commercial services--167.0 FTE positions.....	19,078,700
19	Elevator inspection program--30.0 FTE positions.....	2,941,800
20	Local manufactured housing communities inspections...	250,000
21	Manufactured housing and land resources	
22	program--22.0 FTE positions .....	3,201,900
23	Property development group--11.0 FTE positions.....	<u>1,576,200</u>
24	GROSS APPROPRIATION.....	\$ 49,561,800
25	Appropriated from:	
26	Interdepartmental grant revenues:	
27	IDG from department of community health, inspection	

1	contract .....	100,000
2	IDG from department of state police, homeland security	709,800
3	Federal revenues:	
4	FEMA.....	28,000
5	DOT.....	60,000
6	HHS, titles XVIII and XIX.....	700,000
7	Special revenue funds:	
8	Accountancy enforcement fund.....	403,600
9	Boiler fee revenue.....	3,172,600
10	Builder enforcement fund.....	400,000
11	Construction code fund.....	13,076,700
12	Corporation fees.....	5,869,700
13	Elevator fees.....	3,320,500
14	Fire alarm fees.....	99,600
15	Fire service fees.....	1,717,100
16	Homeowner construction lien recovery fund.....	1,838,200
17	Land sales fees.....	40,000
18	Licensing and regulation fees.....	10,077,800
19	Mobile home code fund.....	2,781,900
20	Property development fees.....	284,100
21	Real estate appraiser continuing education fund.....	47,000
22	Real estate education fund.....	272,100
23	Real estate enforcement fund.....	350,000
24	Remonumentation fees.....	712,600
25	Security business fund.....	314,600
26	Unarmed combat fund.....	45,200
27	State general fund/general purpose.....	\$ 3,140,700



**Sec. 108. MICHIGAN OCCUPATIONAL SAFETY AND HEALTH**

**ADMINISTRATION**

Full-time equated classified positions..... 229.0

Occupational safety and health--229.0 FTE positions .. \$ 26,264,300

GROSS APPROPRIATION..... \$ 26,264,300

Appropriated from:

Federal revenues:

DOL, multiple grants for safety and health..... 12,227,400

Special revenue funds:

Corporation fees..... 3,463,700

Fees and collections/asbestos..... 865,900

Safety education and training fund..... 7,867,200

Securities fees..... 1,840,100

State general fund/general purpose..... \$ 0

**Sec. 109. BUREAU OF WORKER'S AND UNEMPLOYMENT**

**COMPENSATION**

Full-time equated classified positions..... 1,251.0

Administration--96.6 FTE positions..... \$ 9,912,500

Board of magistrates and appellate commission--19.4

FTE positions ..... 3,480,600

Wage and hour division--35.0 FTE positions..... 3,090,800

Insurance funds administration--28.0 FTE positions... 4,600,600

Supplemental benefit fund..... 820,000

Unemployment programs--1,002.7 FTE positions ..... 94,570,300

Advocacy assistance program..... 1,500,000

Special audit and collections program--34.0 FTE

positions ..... 2,853,900

1	Training program for agency staff--2.1 FTE positions .	1,808,100
2	Expanded fraud control program--33.2 FTE positions ...	<u>3,256,200</u>
3	GROSS APPROPRIATION.....	\$ 125,893,000
4	Appropriated from:	
5	Federal revenues:	
6	DOL-ETA, employment and training administration.....	679,000
7	DOL-ETA, unemployment insurance.....	93,615,000
8	Federal Reed act funds.....	4,494,500
9	Special revenue funds:	
10	Corporation fees.....	3,197,100
11	Contingent fund, regular penalty and interest account	14,557,700
12	Second injury fund.....	2,476,700
13	Securities fees.....	2,408,100
14	Self-insurers security fund.....	1,171,000
15	Silicosis and dust disease fund.....	952,900
16	Worker's compensation administrative revolving fund..	2,341,000
17	State general fund/general purpose.....	\$ 0
18	<b>Sec. 110. STATE OFFICE OF ADMINISTRATIVE HEARINGS</b>	
19	<b>AND RULES</b>	
20	Full-time equated classified positions..... 170.0	
21	Administrative hearings and rules--170.0 FTE positions	\$ <u>23,001,200</u>
22	GROSS APPROPRIATION.....	\$ 23,001,200
23	Appropriated from:	
24	Interdepartmental grant revenues:	
25	IDG from department of community health.....	1,719,000
26	IDG from department of corrections.....	3,834,900
27	IDG from department of education.....	1,073,500

1	IDG from department of environmental quality.....	526,600
2	IDG from department of human services.....	4,007,800
3	IDG from department of management and budget.....	42,400
4	Federal revenues:	
5	DOL-ETA, unemployment insurance.....	6,774,400
6	DOL, multiple grants for safety and health.....	204,400
7	Special revenue funds:	
8	Construction code fund.....	295,400
9	Corporation fees.....	378,200
10	Insurance regulatory fees.....	350,000
11	Licensing and regulation fees.....	1,074,000
12	Liquor purchase revolving fund.....	120,800
13	Mobile home code fund.....	144,600
14	Public utility assessments.....	1,283,800
15	Safety education and training fund.....	197,300
16	Securities fees.....	896,400
17	Tax tribunal fees.....	77,700
18	State general fund/general purpose.....	\$ 0
19	<b>Sec. 111. INFORMATION TECHNOLOGY</b>	
20	Information technology services and projects.....	\$ <u>42,853,200</u>
21	GROSS APPROPRIATION.....	\$ 42,853,200
22	Appropriated from:	
23	Federal revenues:	
24	DOL-ETA, unemployment insurance.....	21,140,700
25	DOL, multiple grants for safety and health.....	273,700
26	Federal revenues.....	5,888,700
27	HHS, temporary assistance for needy families.....	176,300

1	Special revenue funds:	
2	Bank fees.....	300,300
3	Boiler fee revenue.....	329,100
4	Construction code fund.....	901,600
5	Consumer finance fees.....	284,700
6	Corporation fees.....	2,208,000
7	Credit union fees.....	208,100
8	Deferred presentment service transaction fees.....	5,700
9	Elevator fees.....	261,100
10	Fees and collections/asbestos.....	11,000
11	Fire service fees.....	602,100
12	Insurance continuing education fees.....	55,500
13	Insurance bureau fund.....	843,300
14	Land bank fast track fund.....	205,700
15	Licensing and regulation fees.....	1,013,000
16	Liquor purchase revolving fund.....	2,534,600
17	Michigan state housing development authority fees	
18	and charges .....	2,547,500
19	Mobile home code fund.....	74,800
20	Motor carrier fees.....	119,000
21	Public utility assessments.....	892,300
22	Safety education and training fund.....	504,400
23	Second injury fund.....	149,600
24	Securities fees.....	1,191,800
25	Self-insurers security fund.....	70,300
26	Silicosis and dust disease fund.....	60,300
27	State general fund/general purpose.....	\$ 0

1	<b>Sec. 112. WORKFORCE DEVELOPMENT</b>	
2	Full-time equated classified positions.....	929.5
3	Employment services--246.0 FTE positions.....	\$ 48,564,700
4	Jobs education training program--57.0 FTE positions ..	18,410,200
5	Labor market information--52.0 FTE positions .....	6,355,500
6	Michigan rehabilitation services--513.5 FTE positions	70,548,300
7	Workforce programs administration--61.0 FTE positions	<u>12,918,800</u>
8	GROSS APPROPRIATION.....	\$ 156,797,500
9	Appropriated from:	
10	Interdepartmental grant revenues:	
11	IDG from department of human services.....	18,410,200
12	Federal revenues:	
13	DAG, employment and training.....	178,700
14	DED-OPSE, multiple grants.....	1,222,900
15	DED-OSERS, centers for independent living.....	58,200
16	DED-OSERS, rehabilitation long-term training.....	316,900
17	DED-OSERS, rehabilitation services, vocational	
18	rehabilitation of state grants.....	53,405,200
19	DED-OSERS, state grants for technical related	
20	assistance .....	56,000
21	DOL-ETA, workforce investment act.....	7,543,500
22	DOL, federal funds.....	48,483,300
23	DOL, ODEP.....	225,000
24	HHS-SSA, supplemental security income.....	3,764,400
25	HHS, temporary assistance for needy families.....	3,321,400
26	Special revenue funds:	
27	Private - gifts, bequests, and donations.....	816,000

1	Local revenue.....		4,274,100
2	Local vocational rehabilitation match.....		2,684,500
3	Contingent fund, penalty and interest account.....		1,814,200
4	Rehabilitation services fees.....		1,349,200
5	Second injury fund.....		51,500
6	Student fees.....		308,000
7	Training materials fees.....		256,400
8	State general fund/general purpose.....	\$	8,257,900
9	<b>Sec. 113. CAREER EDUCATION PROGRAMS</b>		
10	Full-time equated classified positions.....	30.0	
11	Postsecondary education--14.0 FTE positions.....	\$	2,909,200
12	Adult education--16.0 FTE positions.....		<u>2,500,500</u>
13	GROSS APPROPRIATION.....	\$	5,409,700
14	Appropriated from:		
15	Federal revenues:		
16	Federal revenues.....		3,805,900
17	Special revenue funds:		
18	Private occupational school license fees.....		635,800
19	Defaulted loan collection fees.....		100,000
20	State general fund/general purpose.....	\$	868,000
21	<b>Sec. 114. DEPARTMENT GRANTS</b>		
22	Adult basic education.....	\$	20,000,000
23	Carl D. Perkins grants.....		19,000,000
24	Focus: HOPE.....		5,860,200
25	Gear-up program grants.....		3,000,000
26	Workforce training programs subgrantees.....		231,028,600
27	Personal assistance services.....		459,500

1	Vocational rehabilitation client services/facilities .	55,919,000
2	Vocational rehabilitation independent living .....	3,079,700
3	Welfare-to-work programs .....	107,798,600
4	Fire protection grants .....	10,910,500
5	Low-income energy efficiency assistance .....	80,000,000
6	Liquor law enforcement grants .....	6,600,000
7	Remonumentation grants .....	11,000,000
8	Michigan nursing corps .....	10,000,000
9	Michigan housing and community development fund .....	2,163,400
10	Private grant funded projects .....	<u>3,000,000</u>
11	GROSS APPROPRIATION .....	\$ 569,819,500
12	Appropriated from:	
13	Federal revenues:	
14	DAG, employment and training .....	7,000,000
15	DED-OESE, gear-up .....	3,000,000
16	DED-OSERS, centers for independent living .....	450,200
17	DED-OSERS, rehabilitation services, vocational	
18	rehabilitation of state grants .....	35,797,900
19	DED-OSERS, rehabilitation services facilities .....	2,272,500
20	DED-OSERS, supported employment .....	1,541,300
21	DED-OSERS, state grants for technical related	
22	assistance .....	2,240,800
23	DED-OVAE, adult education .....	20,000,000
24	DED-OVAE, basic grants to states .....	19,000,000
25	DOL-ETA, workforce investment act .....	181,602,700
26	DOL, federal funds .....	24,425,900
27	HHS, temporary assistance for needy families .....	72,299,000

1	HHS-SSA, supplemental security income .....		3,480,600
2	Special revenue funds:		
3	Private - gifts, bequests, and donations .....		400,000
4	Private revenues .....		3,000,000
5	Local vocational rehabilitation match .....		7,000,000
6	Local vocational rehabilitation facilities match .....		1,278,300
7	Contingent fund, penalty and interest account .....		1,000,000
8	Low-income energy efficiency fund .....		80,000,000
9	Fire protection fund .....		8,500,000
10	Liquor purchase revolving fund .....		2,410,500
11	Liquor license revenue .....		6,600,000
12	Remonumentation fees .....		11,000,000
13	State general fund/general purpose .....	\$	75,519,800
14	<b>Sec. 115. BOARDS, AUTHORITIES AND COMMISSIONS</b>		
15	Full-time equated classified positions .....	170.0	
16	MES board of review program--18.0 FTE positions .....	\$	2,343,200
17	Rights-of-way oversight authority--5.0 FTE positions .		560,500
18	Land bank fast track authority--6.0 FTE positions ....		1,825,000
19	Commission on Spanish-speaking affairs--2.0 FTE		
20	positions .....		253,100
21	Commission on disability concerns--7.0 FTE positions .		1,138,800
22	Commission for the blind--96.0 FTE positions .....		19,692,400
23	Utility consumer representation .....		950,000
24	Youth low vision program .....		241,800
25	Tax tribunal--15.0 FTE positions .....		2,028,300
26	Employment relations--21.0 FTE positions .....		<u>3,411,100</u>
27	GROSS APPROPRIATION .....	\$	32,444,200



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

## PART 2

## PROVISIONS CONCERNING APPROPRIATIONS

**GENERAL SECTIONS**

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2008-2009 is \$479,287,700.00 and state spending from state resources to be paid to local units of government for fiscal year 2008-2009 is \$48,920,900.00. The itemized statement below identifies appropriations from which

1 spending to local units of government will occur:

2 DEPARTMENT OF LABOR AND ECONOMIC GROWTH

3	Fire protection grants.....	\$	10,910,500
4	Liquor law enforcement.....		6,600,000
5	Local manufactured housing inspections.....		250,000
6	Remonumentation grants.....		11,000,000
7	Fire fighters training council.....		1,660,800
8	Welfare to work.....		<u>18,499,600</u>
9	Total department of labor and economic		
10	growth .....	\$	48,920,900

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

14 Sec. 203. As used in this bill:

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

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

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

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

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

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

25 (g) "Department" means the department of labor and economic  
 26 growth.

27 (h) "Director" means the director of the department of labor

1 and economic growth.

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

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

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

6 (l) "DOL-ETA" means the DOL employment and training  
7 administration.

8 (m) "DOL-ODEP" means the DOL office of disability employment  
9 policy.

10 (n) "DOT" means the United States department of  
11 transportation.

12 (o) "DOT-RSPA" means the DOT research and special programs  
13 administration.

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

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

16 (r) "Fiscal agencies" means Michigan house fiscal agency and  
17 Michigan senate fiscal agency.

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

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

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

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

24 (w) "IDG" means interdepartmental grant.

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

26 (y) "METRO" means metropolitan extension telecommunications  
27 rights-of-way oversight.

1           (z) "MIOSHA" means Michigan occupational safety and health  
2 administration.

3           (aa) "SOAHR" means the state office of administrative hearings  
4 and rules.

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

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

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

20          (2) The state budget director may grant exceptions to this  
21 hiring freeze when the state budget director believes that the  
22 hiring freeze will result in rendering a state department or agency  
23 unable to deliver basic services, cause loss of revenue to the  
24 state, result in the inability of the state to receive federal  
25 funds, or necessitate additional expenditures that exceed any  
26 savings from maintaining a vacancy. The state budget director shall  
27 report quarterly to the chairpersons of the senate and house of

1 representatives standing committees on appropriations the number of  
2 exceptions to the hiring freeze approved during the previous  
3 quarter and the reasons to justify the exception.

4       Sec. 208. The department shall use the Internet to fulfill the  
5 reporting requirements of this bill. This requirement may include  
6 transmission of reports via electronic mail to the recipients  
7 identified for each reporting requirement, or it may include  
8 placement of reports on an Internet or Intranet site.

9       Sec. 209. Funds appropriated in part 1 shall not be used for  
10 the purchase of foreign goods or services, or both, if  
11 competitively priced and of comparable quality American goods or  
12 services, or both, are available. Preference shall be given to  
13 goods or services, or both, manufactured or provided by Michigan  
14 businesses, if they are competitively priced and of comparable  
15 quality. In addition, preference shall be given to goods or  
16 services, or both, that are manufactured or provided by Michigan  
17 businesses owned and operated by veterans, if they are  
18 competitively priced and of comparable quality.

19       Sec. 210. The director shall take all reasonable steps to  
20 ensure businesses in deprived and depressed communities compete for  
21 and perform contracts to provide services or supplies, or both. The  
22 director shall strongly encourage firms with which the department  
23 contracts to subcontract with certified businesses in depressed and  
24 deprived communities for services, supplies, or both.

25       Sec. 211. The department shall establish and maintain  
26 affirmative action programs based on the guidelines developed by  
27 the state equal opportunity workforce planning council which was

1 created by Executive Order No. 1996-13 in order to receive general  
2 fund/general purpose dollars in compliance with section 26 of  
3 article I of the state constitution of 1963.

4 Sec. 213. From the funds appropriated in part 1 for  
5 information technology, departments and agencies shall pay user  
6 fees to the department of information technology for technology-  
7 related services and projects. Such user fees shall be subject to  
8 provisions of an interagency agreement between the departments and  
9 agencies and the department of information technology.

10 Sec. 214. Amounts appropriated in part 1 for information  
11 technology may be designated as work projects and carried forward  
12 to support technology projects under the direction of the  
13 department of information technology. Funds designated in this  
14 manner are not available for expenditure until approved as work  
15 projects under section 451a of the management and budget act, 1984  
16 PA 431, MCL 18.1451a.

17 Sec. 217. (1) Due to the current budgetary problems in this  
18 state, out-of-state travel for the fiscal year ending September 30,  
19 2009 shall be limited to situations in which 1 or more of the  
20 following conditions apply:

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

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

26 (c) The travel is necessary to produce budgetary savings or to  
27 increase state revenues, including protecting existing federal

1 funds or securing additional federal funds.

2 (d) The travel is necessary to comply with federal  
3 requirements.

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

6 (f) The travel is financed entirely by federal or nonstate  
7 funds.

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

14 (3) Not later than January 1 of each year, each department  
15 shall prepare a travel report listing all travel by classified and  
16 unclassified employees outside this state in the immediately  
17 preceding fiscal year that was funded in whole or in part with  
18 funds appropriated in the department's budget. The report shall be  
19 submitted to the senate and house of representatives standing  
20 committees on appropriations, the senate and house fiscal agencies,  
21 and the state budget director. The report shall include the  
22 following information:

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

25 (b) The destination of each travel occurrence.

26 (c) The dates of each travel occurrence.

27 (d) A brief statement of the reason for each travel

1 occurrence.

2 (e) The transportation and related costs of each travel  
3 occurrence, including the proportion funded with state general  
4 fund/general purpose revenues, the proportion funded with state  
5 restricted revenues, the proportion funded with federal revenues,  
6 and the proportion funded with other revenues.

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

9 Sec. 220. The department may carry into the succeeding fiscal  
10 year unexpended federal pass-through funds to local institutions  
11 and governments that do not require additional state matching  
12 funds. Federal pass-through funds to local institutions and  
13 governments that are received in amounts in addition to those  
14 included in part 1 and that do not require additional state  
15 matching funds are appropriated for the purposes intended.

16 Sec. 221. Funds appropriated in part 1 shall not be used by a  
17 principal executive department, state agency, or authority to hire  
18 a person to provide legal services that are the responsibility of  
19 the attorney general. This prohibition does not apply to legal  
20 services for bonding activities and for those activities that the  
21 attorney general authorizes.

22 Sec. 223. (1) In addition to the funds appropriated in part 1,  
23 there is appropriated an amount not to exceed \$30,500,000.00 for  
24 federal contingency funds. These funds are not available for  
25 expenditure until they have been transferred to another line item  
26 in this bill under section 393(2) of the management and budget act,  
27 1984 PA 431, MCL 18.1393.



1       (2) In addition to the funds appropriated in part 1, there is  
2 appropriated an amount not to exceed \$13,200,000.00 for state  
3 restricted contingency funds. These funds are not available for  
4 expenditure until they have been transferred to another line item  
5 in this bill under section 393(2) of the management and budget act,  
6 1984 PA 431, MCL 18.1393.

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

13       (4) In addition to the funds appropriated in part 1, there is  
14 appropriated an amount not to exceed \$550,000.00 for private  
15 contingency funds. These funds are not available for expenditure  
16 until they have been transferred to another line item in this bill  
17 under section 393(2) of the management and budget act, 1984 PA 431,  
18 MCL 18.1393.

19       **REGULATORY**

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

25       Sec. 302. The funds collected by the office of financial and  
26 insurance services in connection with a conservatorship pursuant to

1 section 32 of the mortgage brokers, lenders, and servicers  
2 licensing act, 1987 PA 173, MCL 445.1682, shall be appropriated for  
3 all expenses necessary to provide for the required services. Funds  
4 are available for expenditure when they are received by the  
5 department of treasury and shall not lapse to the general fund at  
6 the end of the fiscal year.

7       Sec. 303. The funds collected by the department from  
8 corporations being liquidated pursuant to the insurance code of  
9 1956, 1956 PA 218, MCL 500.100 to 500.8302, shall be appropriated  
10 for all expenses necessary to provide for the required services.  
11 Funds are available for expenditure when they are received by the  
12 department of treasury and shall not lapse to the general fund at  
13 the end of the fiscal year.

14       Sec. 304. The department may make available to interested  
15 entities otherwise unavailable customized listings of  
16 nonconfidential information in its possession, such as names and  
17 addresses of licensees, and charge for this information as follows:  
18 base fee for 1 to 1,000 records at the cost to the department;  
19 1,001 to 10,000 records at 2.5 cents per record; and 10,001 or more  
20 records at .5 cents per record. The revenue received from this  
21 service may be used to offset expenses of programs as appropriated  
22 in part 1. The balance of this revenue collected and unexpended at  
23 the end of the fiscal year shall revert to the appropriate  
24 restricted revenue account or fund or, in absence of such an  
25 account or fund, to the general fund. The department shall submit  
26 an annual report on or before December 1 of each year to the state  
27 budget director and the subcommittees that states the amount of

1 revenue received from the sale of information.

2       Sec. 308. The funds collected by the department for licenses,  
3 permits, and other elevator regulation fees set forth in the  
4 Michigan administrative code and as determined under section 8 of  
5 1976 PA 333, MCL 338.2158, and section 16 of 1967 PA 227, MCL  
6 408.816, that are unexpended at the end of the fiscal year shall  
7 carry forward to the subsequent fiscal year. The department shall  
8 submit a report on an annual basis to the state budget director and  
9 the subcommittees on the amount of funds available under this  
10 section.

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

<u>Operation and maintenance inspection fee</u>		
<u>Facility type</u>	<u>Facility size</u>	<u>Fee</u>
Hospitals	Any	\$8.00 per bed
<u>Plan review and construction inspection fees for</u>		
<u>hospitals and schools</u>		
<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.	

27       Sec. 313. If the revenue collected by the department from

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

6       Sec. 314. Funds earned or authorized by the United States  
7   department of labor in excess of the gross appropriation in part 1  
8   for the unemployment insurance agency and the employment service  
9   agency from the United States department of labor are appropriated  
10   and may be expended for staffing and related expenses incurred in  
11   the operation of its programs. These funds may be spent after the  
12   department notifies the state budget director and the subcommittees  
13   of the purpose and amount of each grant award.

14       Sec. 315. The department shall sell documents at a price not  
15   to exceed the cost of production and distribution. Money received  
16   from the sale of these documents shall revert to the department.  
17   The funds are available for expenditure when they are received by  
18   the department of treasury and may only be used for costs directly  
19   related to the continued updating and distribution of the documents  
20   pursuant to this section. This section applies only for the  
21   following documents:

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

25       (b) The subdivision control manual, the state boundary  
26   commission operations manual, and other local government assistance  
27   manuals.

1 (c) The Michigan liquor control code of 1998, 1998 PA 58, MCL  
2 436.1101 to 436.2303.

3 (d) The mobile home commission act, 1987 PA 96, MCL 125.2301  
4 to 125.2349; the business corporation act, 1972 PA 284, MCL  
5 450.1101 to 450.2098; the nonprofit corporation act, 1982 PA 162,  
6 MCL 450.2101 to 450.3192; and the uniform securities act, 1964 PA  
7 265, MCL 451.501 to 451.818.

8 (e) Labor law books.

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

10 (g) Construction code manuals.

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

12 Sec. 317. The department, MIOSHA, shall provide an annual  
13 report by February 1 of each year to the state budget director, the  
14 fiscal agencies, and the subcommittees on the number of individuals  
15 killed and the number of individuals injured on the job within  
16 industries regulated by the bureau during the most recent year for  
17 which data are available.

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

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

24 Sec. 350. (1) The department shall allocate funds to promote  
25 awareness of the right of a policyholder, subscriber, member,  
26 enrollee, or other individual participating in a health benefit  
27 plan, after the covered person has exhausted the health carrier's

1 internal grievance process provided for by law, to request an  
2 external review for an adverse determination.

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

6 Sec. 352. From the funds appropriated in part 1 for  
7 unclassified salaries, the department shall provide funding for 5  
8 worker's compensation appellate commissioners and 26 worker's  
9 compensation board of magistrates. Expenditures shall be made so  
10 that the 2 bodies shall decide worker's compensation cases in a  
11 timely manner.

12 Sec. 356. The Michigan commission for the blind shall work  
13 collaboratively with service organizations and government entities  
14 to identify qualified match dollars to maximize use of available  
15 federal funds.

16 Sec. 357. The department may resume printing the real estate  
17 law and rules book (red book). The red book shall include, but is  
18 not limited to, real estate laws and regulations and related  
19 statutes. The red book will be provided at no charge to actively  
20 licensed real estate brokers, associate brokers, and salespersons.  
21 Any other party seeking a copy of the red book may purchase the  
22 book from the bureau of commercial services at the bureau's cost to  
23 produce the book or may print the bureau's Internet version of the  
24 red book at no cost.

25 Sec. 358. The real estate education fund created in section 37  
26 of the state license fee act, 1979 PA 152, MCL 338.2237, and  
27 administered by the department shall allow prelicensure and

1 postlicensure education to be delivered through on-line courses by  
2 a community college, university, or private school, after licensure  
3 and approval by the department. Expenditures from this fund may  
4 also be made to support department grants for educational providers  
5 to establish on-line courses that would be made available to  
6 students throughout the year.

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

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

19       Sec. 364. The department and MSHDA shall report to the  
20 subcommittees, the state budget director, and the fiscal agencies  
21 by January 1 on the status of the loans entered into by the  
22 Michigan broadband development authority.

23       Sec. 368. Funds collected by the department under sections 55,  
24 57, 58, and 59 of the administrative procedures act of 1969, 1969  
25 PA 306, MCL 24.255, 24.257, 24.258, and 24.259, and section 203 of  
26 the legislative council act, 1986 PA 268, MCL 4.1203, are  
27 appropriated for all expenses necessary to provide for the cost of

1 publication and distribution. The funds appropriated under this  
2 section are allotted for expenditure when they are received by the  
3 department of treasury and shall not lapse to the general fund at  
4 the end of the fiscal year.

5       Sec. 369. The video franchise assessment fund is created and  
6 shall exist in the state treasury and shall receive revenue as  
7 provided in the uniform video services local franchise act, 2006 PA  
8 480, MCL 484.3301 to 484.3314. All interest and earnings of the  
9 fund may be retained by the fund per the direction of the state  
10 treasurer. Money in the fund at the close of the fiscal year may  
11 carry forward to the new fiscal year and be used as the first  
12 source of funds in the subsequent fiscal year.

13       Sec. 370. MSHDA shall provide a report to the appropriations  
14 subcommittees and the state budget director by June 1 on the cities  
15 of promise blight elimination program. The report shall include:

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

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

18       (c) The amount of private or local funds that were used as  
19 match for these projects.

20       Sec. 377. In addition to the funds appropriated in part 1, any  
21 unencumbered and unrestricted federal workforce investment act or  
22 trade adjustment assistance funds available from prior fiscal years  
23 are appropriated for the purposes originally intended.

#### 24       WORKFORCE AND CAREER DEVELOPMENT

25       Sec. 401. The Michigan career and technical institute may  
26 receive equipment and in-kind contributions for the direct support



1 of staff services through the Pine Lake fund, the Delton-Kellogg  
2 school district or other local or intermediate school district, or  
3 any combination of local or intermediate school districts in  
4 addition to those authorized in part 1.

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

11       Sec. 404. (1) Of the funds appropriated in part 1 for  
12 vocational rehabilitation independent living, all general  
13 fund/general purpose revenue not used to match federal funds shall  
14 be used for the support of centers for independent living that are  
15 in compliance with federal standards for such centers, for the  
16 development of new centers in areas presently unserved or  
17 underserved, for technical assistance to centers, and for projects  
18 to build capacity of centers to deliver independent living  
19 services. Applications for such funds shall be reviewed in  
20 accordance with criteria and procedures established by the  
21 statewide independent living council, the Michigan rehabilitation  
22 services unit within the department, and the Michigan commission  
23 for the blind. Funds must be used in a manner consistent with the  
24 priorities established in the state plan for independent living.  
25 The department is directed to work with the Michigan disability  
26 network and the local workforce development boards to identify  
27 other competitive sources of funding.

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

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

10           (i) Total number of persons assisted by the centers and a  
11 comparison to the number assisted in the previous year.

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

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

18           (iv) The total number of disabled individuals served by  
19 personal care attendants and the number of personal care attendants  
20 provided through the use of any funds appropriated in part 1  
21 administered by a center for independent living and a comparison to  
22 the number served in the previous year.

23           (b) Information from each center for independent living  
24 receiving funding through appropriations in part 1 detailing their  
25 total budget for their most recently completed fiscal year as well  
26 as the amount within that budget funded through the vocational  
27 rehabilitation independent living grant program referenced in part

1 1, the total amount funded through other state agencies, the amount  
2 funded through federal sources, and the amount funded through local  
3 and private sources.

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

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

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

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

21 (a) The number and percentage employed.

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

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

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

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

26 (f) The number and percentage receiving health care benefits  
27 from their employer.

1 (g) The number and percentage receiving tuition reimbursement  
2 from their employer.

3 (h) The number and percentage receiving training benefits from  
4 their employer.

5 (i) The type of jobs obtained by former participants in  
6 general categories.

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

10 (k) The number and percentage continuing to receive any type  
11 of public assistance.

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

14 (m) The extent to which the former participant feels that they  
15 and their family are better off now than when they were on cash  
16 assistance with regard to household income, housing, food and  
17 nutritional needs, child health care, and access to health  
18 insurance coverage.

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

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

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

27 Sec. 407. State and federal funds allocated to local workforce

1 development boards for disbursement shall not be expended unless  
2 the local workforce development boards maintain a partnership with  
3 governmental agencies, public school districts, and public colleges  
4 located within the local service delivery area. Each board shall  
5 appoint an education advisory group made up of high-level  
6 administrators within local educational institutions, workforce  
7 development board members, other employers, labor, academic  
8 educators, and parents of public school pupils.

9       Sec. 409. Within 10 days after the receipt of a grant  
10 appropriated in the private grant funded projects line item in part  
11 1, the department shall notify the house and senate chairpersons of  
12 the subcommittees, the fiscal agencies, and the state budget  
13 director of the receipt of the grant, including the funding source,  
14 purpose, and amount of the grant.

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

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

23       (3) The department shall require each Michigan works! service  
24 center to have an employee available to ask each individual who  
25 requires intensive services beyond core services, as defined by  
26 section 134 of the workforce investment act of 1998, 29 USC 2864,  
27 whether that individual is a veteran. The employee shall refer any

1 veteran needing or requesting veterans services to the disabled  
2 veterans outreach program specialist or local veterans employment  
3 representative assigned to the center.

4 (4) The department shall require that each Michigan works!  
5 service center shall have posted in a conspicuous place within the  
6 office a notice advising veterans that a disabled veterans outreach  
7 program specialist or a local veterans employment representative is  
8 available to assist him or her.

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

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

14 Sec. 415. Of the amounts appropriated in part 1 for  
15 postsecondary education, private occupational school license fees  
16 shall fund related administrative costs of the proprietary schools  
17 oversight unit within the department.

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

23 Sec. 418. From the funds appropriated in part 1 for  
24 postsecondary education, the department shall compile data from  
25 each university that receives funding for the future faculty  
26 program within the King-Chavez-Parks initiative on employment  
27 outcomes for program participants. The report shall be distributed

1 to the house and senate appropriations committees, the fiscal  
2 agencies, and the state budget director by February 1 of each year.  
3 The report shall include data from each participating university  
4 covering the most recently completed fiscal year. The data shall  
5 include all of the following:

6 (a) The number of participants receiving support under the  
7 program.

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

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

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

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

26 Sec. 427. The youth low-vision program is considered the payer  
27 of last resort. Other available public or private insurance

1 coverage, including Medicaid or MIChild, and special education  
2 funds, shall be exhausted prior to using any funds appropriated in  
3 part 1 to purchase low-vision devices or equipment for an  
4 individual.

5 Sec. 429. (1) As a condition for receipt of the funds  
6 appropriated in part 1, Focus: HOPE shall submit a report on the  
7 use of the grant's funds appropriated in the prior fiscal year to  
8 the chairs of the subcommittees, the fiscal agencies, and the state  
9 budget director that includes, but is not limited to, the  
10 following:

11 (a) Detailed expenditures for administration including  
12 salaries and wages of employees.

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

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

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

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

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

22 Sec. 431. (1) From the appropriation in part 1 for the  
23 Michigan nursing corps, grants shall be awarded to Michigan  
24 institutions of higher education consisting of public 4-year  
25 institutions, public 2-year institutions, independent colleges and  
26 universities, and tribally controlled community colleges with  
27 existing, accredited nursing baccalaureate or postgraduate



1 education programs. The purpose of the grants is to prepare  
2 registered nurses and increase the number of nursing faculty. The  
3 department may also award grants on a matching basis to licensed  
4 hospitals that agree to provide nurse educators and related  
5 clinical training to additional student nurses in partnership with  
6 institutions of higher education described in this subsection.  
7 Awards shall be made in a manner and form as determined by the  
8 department, in collaboration with the department of community  
9 health.

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

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

17 (b) Preparation of doctoral-degreed nursing faculty in an  
18 accelerated program within an existing, accredited doctor of  
19 philosophy in nursing program. Participants must be currently  
20 enrolled doctoral students who will be able to complete their  
21 doctoral degree program within 2 years. Grants for this program may  
22 include program tuition, a stipend for student living expenses, and  
23 other education-related costs.

24 (c) Preparation of clinical instructors for nursing education  
25 programs. A common statewide curriculum will be developed by a  
26 consortium of the grantee institutions. The program shall include  
27 classroom instruction plus a practicum with students and patients.

1 This program shall require collaborative agreements between nursing  
2 education programs and hospitals. It is expected that each graduate  
3 will provide clinical instruction for at least 1 cohort of nursing  
4 students per year.

5 (3) A program receiving a grant under subsection (2) shall  
6 provide that eligible participating students under subsection (2)  
7 are registered nurses willing to participate full-time in  
8 accredited programs and become employed in Michigan as nursing  
9 faculty or clinical instructors for a minimum number of years, as  
10 determined by the department of community health, upon completion  
11 of the program. The department of community health shall establish  
12 procedures for recovery of funds from students who do not remain  
13 employed in Michigan for the prescribed time period.

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

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

24 (6) The funds appropriated in part 1 for the Michigan nursing  
25 corps are designated as work project appropriations and shall not  
26 lapse at the end of the fiscal year. Any unencumbered and  
27 unexpended funds shall continue to be available for the expenditure

1 of grants until the project has been completed. The total cost of  
2 the work project is estimated at \$10,000,000.00 and the tentative  
3 completion date is September 30, 2010.

4 Sec. 432. (1) Of the funds appropriated in part 1 for the  
5 workforce training programs subgrantees, the department shall  
6 provide a report by December 15, 2009 to the house and senate  
7 chairs of the subcommittees, the state budget director, and the  
8 fiscal agencies on the status of the no-worker-left-behind program.  
9 The report shall include the following:

10 (a) The amount of funding allocated to each Michigan works!  
11 agency.

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

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

16 (d) The number of participants enrolled in remedial education  
17 programs and the number of participants enrolled in literacy  
18 programs.

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

21 (f) The number of participants enrolled in 4-year  
22 institutions.

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

25 (h) The number of participants that have completed education  
26 or training programs.

27 (2) Data collection for the report shall be for the period

1 October 1, 2008 through September 30, 2009.

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

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

6 (b) How many participants completed training.

7 (c) How many participants completed training and were employed  
8 as a result of that training.

9 (d) How many cases were closed.

10 (e) How many cases were referred to Michigan rehabilitation  
11 services.

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

14 (2) Data collection for the report shall be for the period  
15 October 1, 2008 through September 30, 2009.

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

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

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

22 Sec. 434. (1) The department shall collaborate with the state  
23 board of education, the department of human services, the  
24 department of community health, and the department of history, arts  
25 and libraries to extend the duration of the Michigan after-school  
26 partnership, and oversee its efforts to implement the policy  
27 recommendations and strategic next steps identified in the Michigan

1 after-school initiative's report of December 15, 2003.

2 (2) From the funds appropriated in part 1, \$25,000.00 may be  
3 used to support the Michigan after-school partnership. Funds shall  
4 be used to leverage other private and public funding to engage the  
5 public and private sectors in building and sustaining high-quality  
6 out-of-school-time programs and resources. The cochairs,  
7 representing the department, the state board of education, the  
8 department of human services, the department of history, arts and  
9 libraries and the department of community health shall name a  
10 fiduciary agent and may authorize the fiduciary to expend funds and  
11 hire people to accomplish the work of the Michigan after-school  
12 partnership.

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

23 Sec. 435. The department shall ensure that school districts  
24 and career preparation programs operated by school districts are  
25 eligible education providers under the no worker left behind  
26 program and programs funded by the federal workforce investment  
27 act.

1       Sec. 438. (1) From the funds appropriated in part 1 to the  
2 Michigan housing and community development fund, \$2,163,400.00 is  
3 hereby appropriated from the fund to the Michigan state housing  
4 development authority (MSHDA) for projects as described in sections  
5 58c and 58d of the state housing development authority fund act of  
6 1966, 1966 PA 346, MCL 125.1458c and 125.1458d.

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