

**SUBSTITUTE FOR
SENATE BILL NO. 175**

A bill to make appropriations for the department of energy, labor, and economic growth and certain other state purposes for the fiscal year ending September 30, 2012; to provide for the expenditure of those appropriations; to provide anticipated appropriations for the fiscal year ending September 30, 2013; 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:

1

PART 1

2

LINE-ITEM APPROPRIATIONS

FOR FISCAL YEAR 2011-2012

Sec. 101. The amounts listed in this part are appropriated for the department of energy, labor, and economic growth, subject to the conditions set forth in this act, for the fiscal year ending September 30, 2012, from the funds identified in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF ENERGY, LABOR, AND ECONOMIC GROWTH

APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	53.5	
Full-time equated classified positions.....	4,361.5	
GROSS APPROPRIATION.....		\$ 1,272,142,500
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		12,673,500
ADJUSTED GROSS APPROPRIATION.....		\$ 1,259,469,000
Federal revenues:		
Total federal revenues.....		839,727,100
Special revenue funds:		
Total local revenues.....		12,293,400
Total private revenues.....		4,576,500
Total local and private revenues.....		16,869,900
Total other state restricted revenues.....		359,335,700
State general fund/general purpose.....		\$ 43,536,300
Sec. 102. DEPARTMENTAL ADMINISTRATION		
Full-time equated unclassified positions.....	53.5	
Full-time equated classified positions.....	153.0	
Unclassified salaries--53.5 FTE positions.....		\$ 4,178,000

1	Executive director programs--49.0 FTE positions	5,859,600
2	Property management.....	11,466,100
3	Rent.....	12,675,900
4	Worker's compensation.....	758,600
5	Special project advances.....	200,100
6	Administrative services--104.0 FTE positions.....	<u>10,869,300</u>
7	GROSS APPROPRIATION.....	\$ 46,007,600
8	Appropriated from:	
9	Interdepartmental grant revenues:	
10	IDG from department of community health.....	300,000
11	Federal revenues:	
12	DOE-OEERE, multiple grants.....	68,700
13	DED-OSERS, rehabilitation services, vocational	
14	rehabilitation of state grants.....	4,163,400
15	DOL-ETA, unemployment insurance.....	11,549,900
16	DOL-ETA, workforce investment act.....	942,800
17	DOL, federal funds.....	1,700,000
18	DOL, multiple grants for safety and health.....	767,000
19	Federal revenues.....	624,700
20	HHS, temporary assistance for needy families.....	332,400
21	HHS, titles XVIII and XIX.....	55,300
22	Special revenue funds:	
23	Private - special project advances.....	200,000
24	Local revenues.....	130,900
25	Bank fees.....	356,300
26	Boiler fee revenue.....	244,400
27	Construction code fund.....	1,127,200

1	Consumer finance fees.....	74,900
2	Contingent fund, penalty and interest account.....	911,500
3	Corporation fees.....	4,168,800
4	Credit union fees.....	366,100
5	Deferred presentment service transaction fees.....	24,900
6	Elevator fees.....	251,500
7	Fees and collections/asbestos.....	100,000
8	Fire service fees.....	755,400
9	Insurance licensing and regulation fees.....	1,738,500
10	Insurance bureau fund.....	514,100
11	Licensing and regulation fees.....	1,005,700
12	Liquor purchase revolving fund.....	4,791,100
13	MBLSLA fund.....	84,800
14	Mobile home code fund.....	252,600
15	Motor carrier fees.....	203,600
16	Private occupational school license fees.....	14,000
17	Public utility assessments.....	2,310,400
18	Retired engineers technical assistance program fund..	235,000
19	Safety education and training fund.....	719,800
20	Second injury fund.....	249,900
21	Securities fees.....	2,441,000
22	Self-insurers security fund.....	89,500
23	Silicosis and dust disease fund.....	111,100
24	Tax tribunal fund.....	181,400
25	Video franchise assessments.....	4,000
26	Worker's compensation administrative revolving fund..	100,000
27	State general fund/general purpose.....	\$ 1,745,000

1	Sec. 103. OFFICE OF FINANCIAL AND INSURANCE	
2	REGULATION	
3	Full-time equated classified positions.....	377.0
4	Administration--35.0 FTE positions.....	\$ 7,392,600
5	Financial evaluation--232.0 FTE positions.....	34,613,400
6	Regulatory compliance and consumer assistance--110.0	
7	FTE positions	<u>18,465,500</u>
8	GROSS APPROPRIATION.....	\$ 60,471,500
9	Appropriated from:	
10	Federal revenues:	
11	Federal revenues.....	2,000,000
12	Special revenue funds:	
13	Bank fees.....	8,236,900
14	Captive insurance regulatory and supervision fund....	256,800
15	Consumer finance fees.....	4,362,800
16	Credit union fees.....	6,382,400
17	Deferred presentment service transaction fees.....	2,705,800
18	Insurance bureau fund.....	20,584,400
19	Insurance continuing education fees.....	1,023,600
20	Insurance licensing and regulation fees.....	4,800,400
21	MBLSLA fund.....	4,300,600
22	Multiple employer welfare arrangement.....	72,600
23	Securities fees.....	4,745,200
24	Securities investor education and training fund.....	1,000,000
25	State general fund/general purpose.....	\$ 0
26	Sec. 104. PUBLIC SERVICE COMMISSION AND ENERGY	
27	SYSTEMS	

1	Full-time equated classified positions.....	213.0	
2	Public service commission--190.0 FTE positions		\$ 27,158,400
3	Bureau of energy systems--18.0 FTE positions		7,147,300
4	METRO authority--5.0 FTE positions		<u>356,000</u>
5	GROSS APPROPRIATION.....		\$ 34,661,700
6	Appropriated from:		
7	Federal revenues:		
8	DOE-OEERE, multiple grants.....		4,680,600
9	DOT-RSPA, gas pipeline safety.....		677,800
10	Special revenue funds:		
11	Private - oil overcharge.....		30,000
12	Children's protection registry fund.....		272,600
13	Motor carrier fees.....		2,094,700
14	Public utility assessments.....		24,463,900
15	Restructuring mechanism assessments.....		440,000
16	Retired engineers technical assistance program fund..		1,602,000
17	Video franchise assessments.....		400,000
18	State general fund/general purpose.....		\$ 100
19	Sec. 105. LIQUOR CONTROL COMMISSION		
20	Full-time equated classified positions.....	158.0	
21	Management support services--28.0 FTE positions		\$ 3,812,200
22	Liquor licensing and enforcement--130.0 FTE positions		<u>14,801,300</u>
23	GROSS APPROPRIATION.....		\$ 18,613,500
24	Appropriated from:		
25	Special revenue funds:		
26	Direct shipper enforcement revolving fund.....		120,000
27	Liquor license revenue.....		7,136,200

1	Liquor purchase revolving fund.....		11,357,300
2	State general fund/general purpose.....	\$	0
3	Sec. 106. OCCUPATIONAL REGULATION		
4	Full-time equated classified positions.....	435.0	
5	Boiler inspection program--25.0 FTE positions.....	\$	2,931,000
6	Bureau of fire services--57.0 FTE positions.....		5,603,500
7	Code enforcement--120.0 FTE positions.....		14,022,200
8	Commercial services--170.0 FTE positions.....		18,980,400
9	Elevator inspection program--30.0 FTE positions.....		3,162,400
10	Manufactured housing and land resources		
11	program--22.0 FTE positions.....		2,733,700
12	Property development group--11.0 FTE positions.....		<u>1,707,600</u>
13	GROSS APPROPRIATION.....	\$	49,140,800
14	Appropriated from:		
15	Interdepartmental grant revenues:		
16	IDG from department of community health, inspection		
17	contract.....		100,000
18	Federal revenues:		
19	DOT.....		60,000
20	FEMA.....		28,000
21	HHS, titles XVIII and XIX.....		700,000
22	Special revenue funds:		
23	Accountancy enforcement fund.....		420,000
24	Boiler fee revenue.....		3,363,600
25	Builder enforcement fund.....		427,000
26	Construction code fund.....		13,186,600
27	Corporation fees.....		6,342,700

1	Elevator fees.....	3,565,400
2	Fire alarm fees.....	114,000
3	Fire safety standard and enforcement fund.....	40,000
4	Fire service fees.....	1,953,300
5	Licensing and regulation fees.....	11,302,800
6	Liquor purchase revolving fund.....	1,636,600
7	Mobile home code fund.....	2,733,700
8	Property development fees.....	298,900
9	Real estate appraiser continuing education fund.....	47,000
10	Real estate education fund.....	320,300
11	Real estate enforcement fund.....	364,600
12	Survey and remonumentation fund.....	776,700
13	Security business fund.....	321,100
14	Unarmed combat fund.....	66,900
15	State general fund/general purpose.....	\$ 971,600
16	Sec. 107. MICHIGAN OCCUPATIONAL SAFETY AND HEALTH	
17	ADMINISTRATION	
18	Full-time equated classified positions..... 229.0	
19	Occupational safety and health--229.0 FTE positions ..	\$ <u>28,562,000</u>
20	GROSS APPROPRIATION.....	\$ 28,562,000
21	Appropriated from:	
22	Federal revenues:	
23	DOL, multiple grants for safety and health.....	13,365,600
24	Special revenue funds:	
25	Corporation fees.....	3,780,300
26	Fees and collections/asbestos.....	919,900
27	Safety education and training fund.....	8,477,300

1	Securities fees.....		2,018,800
2	State general fund/general purpose.....	\$	100
3	Sec. 108. BUREAU OF WORKER'S AND UNEMPLOYMENT		
4	COMPENSATION		
5	Full-time equated classified positions.....	1,544.0	
6	Worker's compensation administration--96.6 FTE		
7	positions	\$	9,169,700
8	Board of magistrates--12.4 FTE positions		2,247,800
9	Wage and hour division--35.0 FTE positions		3,366,800
10	Insurance funds administration--28.0 FTE positions ...		4,982,700
11	Supplemental benefit fund.....		820,000
12	Unemployment programs--1,302.7 FTE positions		135,215,200
13	Advocacy assistance program.....		1,500,000
14	Special audit and collections program--34.0 FTE		
15	positions		3,091,200
16	Training program for agency staff--2.1 FTE positions .		1,827,700
17	Expanded fraud control program--33.2 FTE positions ...		<u>3,561,300</u>
18	GROSS APPROPRIATION.....	\$	165,782,400
19	Appropriated from:		
20	Federal revenues:		
21	DOL, employment and training administration.....		1,219,100
22	DOL-ETA, unemployment insurance.....		142,476,300
23	Special revenue funds:		
24	Corporation fees.....		3,954,900
25	Contingent fund, regular penalty and interest		1,500,000
26	Second injury fund.....		2,682,300
27	Securities fees.....		2,617,000

1	Self-insurers security fund.....	1,268,400
2	Silicosis and dust disease fund.....	1,032,000
3	Worker's compensation administrative revolving fund..	2,907,100
4	State general fund/general purpose.....	\$ 6,125,300
5	Sec. 109. STATE OFFICE OF ADMINISTRATIVE HEARINGS	
6	AND RULES	
7	Full-time equated classified positions.....	178.0
8	Administrative hearings and rules--178.0 FTE	
9	positions	\$ <u>24,833,500</u>
10	GROSS APPROPRIATION.....	\$ 24,833,500
11	Appropriated from:	
12	Interdepartmental grant revenues:	
13	IDG - administrative hearings and rules.....	12,273,500
14	Federal revenues:	
15	Federal revenue - administrative hearings and rules..	7,596,900
16	Special revenue funds:	
17	State restricted revenue - administrative hearings	
18	and rules	4,963,000
19	State general fund/general purpose.....	\$ 100
20	Sec. 110. INFORMATION TECHNOLOGY	
21	Information technology services and projects.....	\$ <u>45,099,500</u>
22	GROSS APPROPRIATION.....	\$ 45,099,500
23	Appropriated from:	
24	Federal revenues:	
25	DOL-ETA, unemployment insurance.....	21,797,800
26	DOL, multiple grants for safety and health.....	273,700
27	Federal revenues.....	6,454,300

1	HHS, temporary assistance for needy families	176,300
2	Special revenue funds:	
3	Bank fees.....	219,500
4	Boiler fee revenue.....	280,500
5	Construction code fund.....	1,076,700
6	Consumer finance fees.....	95,100
7	Corporation fees.....	4,833,400
8	Credit union fees.....	192,100
9	Deferred presentment service transaction fees.....	85,700
10	Elevator fees.....	271,300
11	Fees and collections/asbestos.....	11,000
12	Fire service fees.....	503,500
13	Insurance continuing education fees.....	11,700
14	Insurance bureau fund.....	545,500
15	Insurance licensing and regulation fees.....	315,000
16	Licensing and regulation fees.....	1,430,900
17	Liquor purchase revolving fund.....	2,770,900
18	MBLSLA fund.....	104,100
19	Mobile home code fund.....	152,800
20	Motor carrier fees.....	148,900
21	Public utility assessments.....	1,166,600
22	Retired engineers technical assistance program fund..	23,200
23	Safety education and training fund.....	624,700
24	Second injury fund.....	143,600
25	Securities fees.....	944,100
26	Self-insurers security fund.....	71,500
27	Silicosis and dust disease fund.....	61,500

1	Tax tribunal fund.....		210,000
2	State general fund/general purpose.....	\$	103,600
3	Sec. 111. WORKFORCE DEVELOPMENT		
4	Full-time equated classified positions.....	872.5	
5	Employment services--246.0 FTE positions.....	\$	49,585,900
6	Labor market information--52.0 FTE positions.....		6,676,800
7	Michigan rehabilitation services--513.5 FTE positions		71,720,600
8	Workforce programs administration--61.0 FTE positions		<u>12,904,900</u>
9	GROSS APPROPRIATION.....	\$	140,888,200
10	Appropriated from:		
11	Interdepartmental grant revenues:		
12	Federal revenues:		
13	DAG, employment and training.....		290,000
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.....		57,876,300
19	DED-OSERS, state grants for technical related		
20	assistance		65,300
21	DOL-ETA, workforce investment act.....		8,062,100
22	DOL, federal funds.....		49,844,100
23	HHS-SSA, supplemental security income.....		3,783,000
24	HHS, temporary assistance for needy families.....		3,226,300
25	Special revenue funds:		
26	Private - gifts, bequests, and donations.....		816,000
27	Local revenues.....		4,433,500

1	Contingent fund, penalty and interest account		1,853,100
2	Rehabilitation service fees		1,352,300
3	Second injury fund		51,500
4	State general fund/general purpose	\$	7,636,700
5	Sec. 112. CAREER EDUCATION PROGRAMS		
6	Full-time equated classified positions.....	30.0	
7	Postsecondary education--14.0 FTE positions	\$	3,243,600
8	Adult education--16.0 FTE positions		<u>2,599,000</u>
9	GROSS APPROPRIATION	\$	5,842,600
10	Appropriated from:		
11	Federal revenues:		
12	Federal revenues		4,003,200
13	Special revenue funds:		
14	Private occupational school license fees		832,200
15	Defaulted loan collection fees		100,000
16	State general fund/general purpose	\$	907,200
17	Sec. 113. DEPARTMENT GRANTS		
18	Adult basic education	\$	20,000,100
19	Carl D. Perkins grants		18,999,900
20	GEAR-UP program grants		3,000,100
21	Workforce training programs subgrantees		296,478,500
22	Personal assistance services		459,400
23	Vocational rehabilitation customer support		56,908,500
24	Independent living		4,908,700
25	Welfare-to-work programs		93,158,700
26	Fire protection grants		9,273,900
27	Low-income energy efficiency assistance		94,999,900

1	Liquor law enforcement grants.....	6,600,100
2	Remonumentation grants.....	5,300,100
3	Private grant programs.....	2,999,900
4	Subregional libraries state aid.....	<u>451,900</u>
5	GROSS APPROPRIATION.....	\$ 613,539,700
6	Appropriated from:	
7	Federal revenues:	
8	DAG, employment and training.....	7,000,000
9	DED-OESE, GEAR-UP.....	3,000,000
10	DED-OSERS, centers for independent living.....	450,200
11	DED-OSERS, rehabilitation services, vocational	
12	rehabilitation of state grants.....	37,056,700
13	DED-OSERS, rehabilitation services facilities.....	2,272,500
14	DED-OSERS, supported employment.....	1,541,300
15	DED-OSERS, state grants for technical related	
16	assistance.....	2,240,800
17	DED-OVAE, adult education.....	20,000,000
18	DED-OVAE, basic grants to states.....	19,000,000
19	DOL-ETA, workforce investment act.....	225,052,700
20	DOL, federal funds.....	81,425,900
21	HHS, temporary assistance for needy families.....	60,934,000
22	HHS-SSA, supplemental security income.....	5,868,400
23	Special revenue funds:	
24	Private - gifts, bequests, and donations.....	400,000
25	Private revenues.....	3,000,000
26	Local vocational rehabilitation match.....	7,000,000
27	Local vocational rehabilitation facilities match.....	200,000

1	Contingent fund, penalty and interest account		1,000,000
2	Low-income energy efficiency fund.....		95,000,000
3	Fire protection fund.....		8,500,000
4	Liquor purchase revolving fund.....		773,900
5	Liquor license revenue.....		6,600,000
6	Survey and remonumentation fund.....		5,300,000
7	State general fund/general purpose.....	\$	19,923,300
8	Sec. 114. BOARDS, AUTHORITIES, AND COMMISSIONS		
9	Full-time equated classified positions.....	172.0	
10	MES board of review program--21.0 FTE positions		\$ 2,492,300
11	Hispanic/Latino commission of Michigan--1.0 FTE		
12	positions		206,700
13	Commission on disability concerns--7.0 FTE positions .		1,186,000
14	Commission for the blind--107.0 FTE positions		26,728,400
15	Utility consumer representation.....		950,000
16	Youth low-vision program.....		241,900
17	Tax tribunal operations--15.0 FTE positions		3,149,100
18	Employment and labor relations--21.0 FTE positions ...		<u>3,745,100</u>
19	GROSS APPROPRIATION.....	\$	38,699,500
20	Appropriated from:		
21	Federal revenues:		
22	Federal revenues.....		20,933,300
23	DOL-ETA, unemployment insurance.....		2,492,400
24	Special revenue funds:		
25	Private revenues.....		130,500
26	Local revenues.....		529,000
27	Division on deafness fund.....		93,400

1	Securities fees.....	3,745,000
2	State restricted revenues.....	553,600
3	Tax tribunal fund.....	3,149,000
4	Utility consumer representation fund.....	950,000
5	State general fund/general purpose.....	\$ 6,123,300

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2011-2012

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 2011-2012 is \$402,872,000.00 and state spending from state resources to be paid to local units of government for fiscal year 2011-2012 is \$37,090,600.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF ENERGY, LABOR, AND ECONOMIC GROWTH

18	Fire protection grants.....	\$ 9,273,900
19	Liquor law enforcement.....	6,600,100
20	Remonumentation grants.....	5,300,100
21	Firefighters training council.....	1,362,900
22	Welfare-to-work programs.....	15,224,700
23	Subregional libraries state aid.....	<u>451,900</u>
24	Total department of energy, labor, and economic	
25	growth	\$ 37,090,600

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

4 Sec. 203. As used in this act:

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

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

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

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

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

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

15 (g) "Department" means the department of energy, labor, and
16 economic growth.

17 (h) "Director" means the director of the department of energy,
18 labor, and economic growth.

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

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

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

23 (l) "DOL-ETA" means the DOL employment and training
24 administration.

25 (m) "DOT" means the United States department of
26 transportation.

27 (n) "DOT-RSPA" means the DOT research and special programs

1 administration.

2 (o) "EEOC" means equal employment opportunity commission.

3 (p) "FEMA" means federal emergency management agency.

4 (q) "Fire safety standard and enforcement fund" means fire
5 safety standard and firefighter protection act enforcement fund
6 created in section 9 of the fire safety standard and firefighter
7 protection act, 2009 PA 56, MCL 29.499.

8 (r) "Fiscal agencies" means Michigan house fiscal agency and
9 Michigan senate fiscal agency.

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

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

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

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

16 (w) "IDG" means interdepartmental grant.

17 (x) "MARVIN" means Michigan's automated response voice
18 interactive network.

19 (y) "MBLSLA" means mortgage brokers, lenders, and servicers
20 licensing act.

21 (z) "MES" means Michigan employment security.

22 (aa) "METRO" means metropolitan extension telecommunications
23 rights-of-way oversight.

24 (bb) "MIOSHA" means Michigan occupational safety and health
25 administration.

26 (cc) "SOAHR" means the state office of administrative hearings
27 and rules.

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

4 Sec. 208. The department shall use the Internet to fulfill the
5 reporting requirements of this act. 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. 217. (1) Due to the current budgetary problems in this
10 state, out-of-state travel shall be limited to situations in which
11 1 or more of the following conditions apply:

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

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

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

20 (d) The travel is necessary to comply with federal
21 requirements.

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

24 (f) The travel is financed entirely by federal or nonstate
25 funds.

26 (2) The department shall not approve the travel of more than 1
27 departmental employee to a specific professional development

1 conference or training seminar that is located outside of this
2 state unless a professional development conference or training
3 seminar is funded by a federal or private funding source and
4 requires more than 1 person from a department to attend, or the
5 conference or training seminar includes multiple issues in which 1
6 employee from the department does not have expertise.

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

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

18 (b) The destination of each travel occurrence.

19 (c) The dates of each travel occurrence.

20 (d) A brief statement of the reason for each travel
21 occurrence.

22 (e) The transportation and related costs of each travel
23 occurrence, including the proportion funded with state general
24 fund/general purpose revenues, the proportion funded with state
25 restricted revenues, the proportion funded with federal revenues,
26 and the proportion funded with other revenues.

27 (f) A total of all out-of-state travel funded for the

1 immediately preceding fiscal year.

2 Sec. 220. The department may carry into the succeeding fiscal
3 year unexpended federal pass-through funds to local institutions
4 and governments that do not require additional state matching
5 funds. Federal pass-through funds to local institutions and
6 governments that are received in amounts in addition to those
7 included in part 1 and that do not require additional state
8 matching funds are appropriated for the purposes intended. Within
9 14 days after the receipt of federal pass-through funds, the
10 department shall notify the house and senate chairpersons of the
11 subcommittees, the fiscal agencies, and the state budget director
12 of pass-through funds appropriated under this section.

13 Sec. 223. (1) In addition to the funds appropriated in part 1,
14 there is appropriated an amount not to exceed \$45,000,000.00 for
15 federal contingency funds. These funds are not available for
16 expenditure until they have been transferred to another line item
17 in this act under section 393(2) of the management and budget act,
18 1984 PA 431, MCL 18.1393.

19 (2) In addition to the funds appropriated in part 1, there is
20 appropriated an amount not to exceed \$31,000,000.00 for state
21 restricted contingency funds. These funds are not available for
22 expenditure until they have been transferred to another line item
23 in this act under section 393(2) of the management and budget act,
24 1984 PA 431, MCL 18.1393.

25 (3) In addition to the funds appropriated in part 1, there is
26 appropriated an amount not to exceed \$8,000,000.00 for local
27 contingency funds. These funds are not available for expenditure

1 until they have been transferred to another line item in this act
2 under section 393(2) of the management and budget act, 1984 PA 431,
3 MCL 18.1393.

4 (4) In addition to the funds appropriated in part 1, there is
5 appropriated an amount not to exceed \$600,000.00 for private
6 contingency funds. These funds are not available for expenditure
7 until they have been transferred to another line item in this act
8 under section 393(2) of the management and budget act, 1984 PA 431,
9 MCL 18.1393.

10 Sec. 225. (1) Within 10 days after the receipt of a grant
11 appropriated in the private grant funded projects line item in part
12 1, the department shall notify the house and senate chairpersons of
13 the subcommittees, the fiscal agencies, and the state budget
14 director of the receipt of the grant, including the funding source,
15 purpose, and amount of the grant.

16 (2) The department shall report to the house and senate
17 chairpersons of the subcommittees, the fiscal agencies, and the
18 state budget director by January 15 on the amount and uses of the
19 federal energy program grants appropriated in part 1 in the line
20 item for the bureau of energy systems.

21 Sec. 227. (1) The department shall sell documents at a price
22 not to exceed the cost of production and distribution. Money
23 received from the sale of these documents shall revert to the
24 department. In addition to the funds appropriated in part 1, these
25 funds are available for expenditure when they are received by the
26 department of treasury and may only be used for costs directly
27 related to the continued updating and distribution of the documents

1 pursuant to this section. This section applies only for the
2 following documents:

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

6 (b) The subdivision control manual, the state boundary
7 commission operations manual, and other local government assistance
8 manuals.

9 (c) The Michigan liquor control code of 1998, 1998 PA 58, MCL
10 436.1101 to 436.2303.

11 (d) The mobile home commission act, 1987 PA 96, MCL 125.2301
12 to 125.2349; the business corporation act, 1972 PA 284, MCL
13 450.1101 to 450.2098; the nonprofit corporation act, 1982 PA 162,
14 MCL 450.2101 to 450.3192; and the uniform securities act (2002),
15 2008 PA 551, MCL 451.2101 to 451.2703.

16 (e) Labor law books.

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

18 (g) Construction code manuals.

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

20 (2) In addition to the funds appropriated in part 1, funds
21 collected by the department under sections 55, 57, 58, and 59 of
22 the administrative procedures act of 1969, 1969 PA 306, MCL 24.255,
23 24.257, 24.258, and 24.259, and section 203 of the legislative
24 council act, 1986 PA 268, MCL 4.1203, are appropriated for all
25 expenses necessary to provide for the cost of publication and
26 distribution. The funds appropriated under this section are
27 allotted for expenditure when they are received by the department

1 of treasury and shall not lapse to the general fund at the end of
2 the fiscal year.

3 Sec. 228. Unless prohibited by law, the department may accept
4 credit card or other electronic means of payment for licenses,
5 fees, or permits.

6 Sec. 231. (1) On a quarterly basis, the department shall
7 report on the number of FTEs in pay status by civil service
8 classification to the senate and house appropriations subcommittees
9 on economic development and the senate and house fiscal agencies.

10 (2) From the funds appropriated in part 1, the department
11 shall develop, post, and maintain on a user-friendly and publicly
12 accessible Internet website all expenditures made by the department
13 within a fiscal year. The posting must include the purpose for
14 which each expenditure is made. Funds appropriated in part 1 from
15 the federal American recovery and reinvestment act shall also be
16 included on a publicly accessible website maintained by the
17 Michigan economic recovery office. The department shall not provide
18 financial information on its website under this section if doing so
19 would violate a federal or state law, rule, regulation, or
20 guideline that establishes private or security standards applicable
21 to that section.

22 (3) The department shall not expend more than \$10,000.00 from
23 the appropriations in part 1 to implement the requirements of this
24 section.

25 **REGULATORY**

26 Sec. 301a. (1) Cities, villages, and townships receiving fire

1 protection grant funds in accordance with 1977 PA 289, MCL 141.951
 2 to 141.956, shall submit a report to the department detailing the
 3 expenditures made by the local unit from fire protection grant
 4 funds, the fire-related activities of the local unit's police and
 5 fire departments on state property, and the costs of such
 6 activities. The local unit shall provide a report no later than
 7 January 1, covering the state fiscal year ending September 30,
 8 2011.

9 (2) The department shall provide a standard template for use
 10 by local units of government when submitting a report to the
 11 department.

12 (3) The department shall prepare a summary of the local
 13 submissions and provide it to the house and senate chairpersons of
 14 the subcommittees, the fiscal agencies, and the state budget
 15 director by March 31.

16 Sec. 302. Money appropriated under this act for the bureau of
 17 fire services shall not be expended unless, in accordance with
 18 section 2c of the fire prevention code, 1941 PA 207, MCL 29.2c,
 19 inspection and plan review fees will be charged according to the
 20 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

1	\$101,001.00 to \$1,500,000.00	\$1.60 per \$1,000.00
2	\$1,500,001.00 to \$10,000,000.00	\$1.30 per \$1,000.00
3	\$10,000,001.00 or more	\$1.10 per \$1,000.00
4	or a maximum fee of \$60,000.00.	

5 Sec. 303. The funds collected by the department for licenses,
6 permits, and other elevator regulation fees set forth in the
7 Michigan administrative code and as determined under section 8 of
8 1976 PA 333, MCL 338.2158, and section 16 of 1967 PA 227, MCL
9 408.816, that are unexpended at the end of the fiscal year shall
10 carry forward to the subsequent fiscal year.

11 Sec. 304. The department may make available to interested
12 entities otherwise unavailable customized listings of
13 nonconfidential information in its possession, such as names and
14 addresses of licensees, and charge for this information as follows:
15 base fee for 1 to 1,000 records at the cost to the department;
16 1,001 to 10,000 records at 2.5 cents per record; and 10,001 or more
17 records at .5 cents per record. The revenue received from this
18 service may be used to offset expenses of programs as appropriated
19 in part 1. The balance of this revenue collected and unexpended at
20 the end of the fiscal year shall revert to the appropriate
21 restricted revenue account or fund or, in absence of such an
22 account or fund, to the general fund.

23 Sec. 320. If the revenue collected by the department from
24 licensing and regulation fees collected by the bureau of commercial
25 services exceeds the amount expended from appropriations in part 1,
26 the revenue may be carried forward into the subsequent fiscal year.
27 The revenue carried forward under this section shall be used as the

1 first source of funds in the subsequent fiscal year.

2 Sec. 330. Funds earned or authorized by the United States
3 department of labor in excess of the gross appropriation in part 1
4 for the unemployment insurance agency and the employment service
5 agency from the United States department of labor are appropriated
6 and may be expended for staffing and related expenses incurred in
7 the operation of its programs. These funds may be spent after the
8 department notifies the state budget director and the subcommittees
9 of the purpose and amount of each grant award.

10 Sec. 333. The department shall report quarterly to the members
11 of the house and senate committees on appropriations, the fiscal
12 agencies, and the state budget director on the percentage of
13 unemployment claimants that meet the certification requirements for
14 receiving benefits by using the Internet MARVIN system. The
15 department shall implement improvements to the Internet MARVIN
16 system that promote greater ease of access and security with a goal
17 of reaching 50% of users certifying by using the Internet MARVIN
18 system.

19 Sec. 340. MIOSHA shall provide an annual report by February 1
20 of each year to the state budget director, the fiscal agencies, and
21 the subcommittees on the number of individuals killed and the
22 number of individuals injured on the job within industries
23 regulated by the bureau during the most recent year for which data
24 is available.

25 Sec. 342. From the funds appropriated in part 1 for Michigan
26 occupational safety and health consultation education and training
27 (CET) grants, not less than \$80,000.00 shall be allocated to

1 nonprofit organizations representing the mining industry in
2 Michigan.

3 Sec. 361. The funds collected from public utilities for low-
4 income energy efficiency fund grants as provided under orders
5 issued by the public service commission pursuant to 1939 PA 3, MCL
6 460.1 to 460.11, that are unexpended at the end of the fiscal year
7 may carry forward to the subsequent fiscal year.

8 Sec. 380. Funds remaining in the homeowner construction lien
9 recovery fund are appropriated to the department for payment of
10 court-ordered homeowner construction lien recovery fund judgments
11 entered before August 23, 2010. Pursuant to available funds, the
12 payment of final judgments shall be made in the order in which the
13 final judgments were entered and began accruing interest.

14 Sec. 390. (1) The department shall submit a report by April 1
15 of the current fiscal year to the house and senate appropriations
16 subcommittees, the house and senate fiscal agencies, and the state
17 budget director, on an annual basis, that includes all data on the
18 amount collected from medical marihuana program application and
19 renewal fees along with the cost of administering the medical
20 marihuana program under the Michigan medical marihuana act, 2008 IL
21 1, MCL 333.26421 to 333.26430.

22 (2) If the required fees are shown to be insufficient to
23 offset all expenses of implementing and administering the medical
24 marihuana program, the department shall review and revise the
25 application and renewal fees accordingly to ensure that all
26 expenses of implementing and administering the medical marihuana
27 program are offset as is permitted under section 5 of the Michigan

1 medical marihuana act, 2008 IL 1, MCL 333.26425.

2 Sec. 391. By October 31, 2011, the department shall establish
3 and implement a bid process to identify a private or public
4 contractor to provide management of the medical marihuana program.
5 By January 1, 2012, the department shall transfer responsibility
6 for management of the medical marihuana program to the contractor
7 identified by the bid process.

8 OFFICE OF FINANCIAL AND INSURANCE REGULATION

9 Sec. 401. In addition to the funds appropriated in part 1, the
10 funds collected by the department from corporations being
11 liquidated pursuant to the insurance code of 1956,
12 1956 PA 218, MCL 500.100 to 500.8302, and the funds received in
13 connection with a conservatorship pursuant to section 32 of the
14 mortgage brokers, lenders, and servicers licensing act, 1987 PA
15 173, MCL 445.1682, shall be appropriated for all expenses necessary
16 to provide for the required services. These funds are appropriated
17 for expenditure when they are received by the department of
18 treasury and shall not lapse to the general fund at the end of the
19 fiscal year.

20 MICHIGAN REHABILITATION SERVICES AND MICHIGAN COMMISSION FOR THE
21 BLIND

22 Sec. 610. Revenue collected by the Michigan commission for the
23 blind and from private and local sources that is unexpended at the
24 end of the fiscal year may carry forward to the subsequent fiscal
25 year.

1 Sec. 612. The youth low-vision program is considered the payer
2 of last resort. Other available public or private insurance
3 coverage, including Medicaid or MICHild, and special education
4 funds shall be exhausted before using any funds appropriated in
5 part 1 to purchase low-vision devices or equipment for an
6 individual.

7 Sec. 613. (1) The funds appropriated in part 1 for a regional
8 or subregional library shall not be released until a budget for
9 that regional or subregional library has been approved by the
10 department for expenditures for library services directly serving
11 the blind and persons with disabilities.

12 (2) In order to receive subregional state aid as appropriated
13 in part 1, a regional or subregional library's fiscal agency shall
14 agree to maintain local funding support at the same level in the
15 current fiscal year as in the fiscal agency's preceding fiscal
16 year. If a reduction in expenditures equally affects all agencies
17 in a local unit of government that is the regional or subregional
18 library's fiscal agency, that reduction shall not be interpreted as
19 a reduction in local support and shall not disqualify a regional or
20 subregional library from receiving state aid under part 1. If a
21 reduction in income affects a library cooperative or district
22 library that is a regional or subregional library's fiscal agency
23 or a reduction in expenditures for the regional or subregional
24 library's fiscal agency, a reduction in expenditures for the
25 regional or subregional library shall not be interpreted as a
26 reduction in local support and shall not disqualify a regional or
27 subregional library from receiving state aid under part 1.

1 Sec. 615. The department may provide and enter into agreements
2 to provide general services, training, meetings, information,
3 special equipment, software, facility use, and technical consulting
4 services to other principal executive departments, state agencies,
5 local units of government, the judicial branch of government, other
6 organizations, and patrons of department facilities. The department
7 may charge fees for these services that are reasonably related to
8 the cost of providing the services. In addition to the funds
9 appropriated in part 1, funds collected by the department for these
10 services are appropriated for all expenses necessary. The funds
11 appropriated under this section are allotted for expenditure when
12 they are received by the department of treasury.

13 **CAREER EDUCATION**

14 Sec. 733. (1) The department shall publish the "activities
15 classification structure data book" for Michigan community colleges
16 on or before March 1.

17 (2) The department shall compile the information received from
18 community colleges on North American Indian tuition waivers granted
19 pursuant to 1976 PA 174, MCL 390.1251 to 390.1253, and shall submit
20 this compilation to the house and senate appropriations
21 subcommittees on community colleges, the fiscal agencies, and the
22 state budget director by February 15.

23 (3) The department shall compile the information received from
24 community colleges on the number and types of associate degrees and
25 other certificates awarded during the previous fiscal year and
26 shall submit this compilation to the house and senate

1 appropriations subcommittees on community colleges, the fiscal
2 agencies, and the state budget director by January 15.

3 Sec. 750. From the funds appropriated in part 1, the
4 department shall allocate an amount not to exceed \$100.00 for the
5 Detroit precollege engineering program and the Grand Rapids area
6 precollege engineering program, which were appropriated funds under
7 2005 PA 156.

8 WORKFORCE DEVELOPMENT

9 Sec. 811. (1) The department shall make available, in person
10 or by telephone, 1 disabled veterans outreach program specialist or
11 local veterans employment representative to Michigan works! service
12 centers, as resources permit, during hours of operation.

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

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

25 (4) The department shall require that each Michigan works!
26 service center have posted in a conspicuous place within the office

1 a notice advising veterans that a disabled veterans outreach
2 program specialist or a local veterans employment representative is
3 available to assist him or her.

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

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

9 Sec. 812. In addition to the funds appropriated in part 1, any
10 unencumbered and unrestricted federal workforce investment act or
11 trade adjustment assistance funds available from prior fiscal years
12 are appropriated for the purposes originally intended.

13 Sec. 813. Of the funds appropriated in part 1 for workforce
14 training program subgrantees, up to \$200,000.00 shall be allocated
15 for grants to 2 workforce development programs, meeting the
16 following criteria:

17 (a) Up to \$100,000.00 shall be allocated to 1 nonprofit
18 organization to expand an existing innovative, employer-led,
19 public/private workforce development program. Grant funds may be
20 used for program operating expenses such as staffing, rent,
21 equipment, and other expenses. To be eligible for funding under
22 this subdivision, a program must meet the following criteria:

23 (i) Provide program participants with early intervention
24 services that promote employment stabilization and alleviate
25 barriers to job attainment, retention, or advancement, including
26 assistance with transportation, language barriers, child care,
27 housing, and facilitating access to services available through

1 public agencies and community-based organizations.

2 (ii) Provide program participants with training in basic job
3 skills, basic life skills, and career exploration.

4 (iii) Provide program participants with opportunities for
5 advancement within the network of partnering employers by
6 facilitating incumbent worker training programs.

7 (iv) Demonstrate a quantifiable return on investment for
8 participating employers, as evidenced by costs savings achieved
9 through pooled training/workforce development activities, and
10 increases in employee retention, attendance, satisfaction, and
11 productivity.

12 (v) Have a regional impact across more than 3 counties.

13 (b) Up to \$100,000.00 shall be allocated to 1 nonprofit
14 organization to expand an existing workforce development program
15 operated collaboratively with local businesses and educational
16 institutions to link unemployed and dislocated workers with new
17 market industries and to spur the development of small businesses.
18 To be eligible for funding under this subdivision, a program must
19 meet the following criteria:

20 (i) Provide low-wage, unemployed, and dislocated workers
21 assistance in developing career pathways that provide education and
22 career options for program participants to meet the workforce needs
23 of new markets and in-demand occupations.

24 (ii) Provide educational programs and seminars that provide an
25 introduction to the values and basic entrepreneurial skills
26 necessary to successfully start a new business.

27 (iii) Provide programs that provide business incubation and

1 support services, including entrepreneurial education and access to
2 capital.

3 (iv) Provide program participants with job placement
4 assistance, including on-the-job training, apprenticeships, and
5 internships.

6 Sec. 815. Local Michigan works! agencies shall allocate
7 \$100.00 of the funds received under part 1 for services provided by
8 local libraries that serve as access points, service centers, or
9 local partners serving high-demand service areas or underserved
10 areas.

11 Sec. 816. From the funds appropriated in part 1 for workforce
12 training programs subgrantees, not less than \$100.00 of federal
13 funds shall be allocated to Focus: HOPE.

14 Sec. 818. From the funds appropriated in part 1 for workforce
15 training program subgrantees, \$150,000.00 may be allocated for not
16 more than 1 grant for a job training and job preparation program
17 that meets the following criteria:

18 (a) Involves prospective employers as community partners.

19 (b) Retrains displaced workers for health care industry jobs
20 including pharmacy technician and medical coding in programs that
21 require participants to complete at least 90 hours of field
22 experience.

23 (c) Provides training at either no cost to participants or at
24 a cost to participants of not more than 25% of the per student cost
25 of offering the training program.

26 (d) Demonstrates a placement rate of 80% or more.

