

HOUSE BILL NO. 4494

April 23, 2019, Introduced by Rep. Schroeder and referred to the Committee on Regulatory Reform.

A bill to amend 1979 PA 152, entitled "State license fee act," by amending section 3 (MCL 338.2203), as amended by 2012 PA 308 and by adding section 32.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. **(1)** The ~~licensing and regulation~~**occupational** fund is
2 created in the state treasury. All of the following apply to the
3 ~~licensing and regulation~~**occupational** fund:



1 (a) Except as otherwise provided in sections 11, 37, 38, and
2 39, the fees collected under this act shall be deposited into the
3 fund.

4 (b) Money in the fund shall be used only to offset the cost of
5 operating the department.

6 (c) The state treasurer shall direct the investment of the
7 fund and shall credit to the fund interest and earnings from fund
8 investments.

9 (d) Money in the fund at the close of the fiscal year shall
10 remain in the fund and shall not lapse to the general fund.

11 (e) The department is the administrator of the fund for
12 auditing purposes.

13 **(2) The department shall expend money from the occupational**
14 **fund, on appropriation, only for the operation of the corporations,**
15 **securities, and commercial licensing bureau and indirect overhead**
16 **expenses of the department that include, but are not limited to,**
17 **the purchase and sale to the general public of printed laws and**
18 **rules.**

19 **Sec. 32. (1) Subject to subsection (2), fees for an individual**
20 **who is licensed or seeking licensure as a home inspector under**
21 **article 14 of the occupational code, MCL 339.1401 to 339.1407, are**
22 **as follows:**

23 (a) Nonrefundable application processing fee, \$100.00.

24 (b) Per year license fee, \$100.00.

25 (c) Examination fee, if applicable, \$200.00.

26 (d) Examination review fee, if applicable, \$20.00.

27 **(2) Fees established under this section are intended to bear a**
28 **reasonable relation to the department's cost, including overhead,**
29 **of the service or action for which the fee is charged and shall be**



1 deposited into the occupational fund to offset those costs. The
2 department shall adjust on an annual basis the license fees
3 prescribed under this section by an amount determined by the state
4 treasurer to reflect the cumulative annual percentage change in the
5 Detroit Consumer Price Index, subject to a maximum adjustment of 5%
6 in any 1 year. As used in this subsection, "Detroit Consumer Price
7 Index" means the most comprehensive index of consumer prices
8 available for the Detroit area from the Bureau of Labor Statistics
9 of the United States Department of Labor.

10 Enacting section 1. This amendatory act takes effect 1 year
11 after the date it is enacted into law.

12 Enacting section 2. This amendatory act does not take effect
13 unless Senate Bill No.____ or House Bill No.____ (request no.
14 01925'19) of the 100th Legislature is enacted into law.

