

**SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4047**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2021; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2021, from the following funds:

APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$ 2,309,368,700
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Interdepartmental grant revenues:



1	Total interdepartmental grants and	
2	intradepartmental transfers	0
3	ADJUSTED GROSS APPROPRIATION	\$ 2,309,368,700
4	Federal revenues:	
5	Total federal revenues	1,677,368,700
6	Special revenue funds:	
7	Total local revenues	0
8	Total private revenues	0
9	Total other state restricted revenues	0
10	State general fund/general purpose	\$ 632,000,000
11	Sec. 102. DEPARTMENT OF HEALTH AND HUMAN	
12	SERVICES	
13	(1) APPROPRIATION SUMMARY	
14	GROSS APPROPRIATION	\$ 1,449,787,000
15	Interdepartmental grant revenues:	
16	Total interdepartmental grants and	
17	intradepartmental transfers	0
18	ADJUSTED GROSS APPROPRIATION	\$ 1,449,787,000
19	Federal revenues:	
20	Total federal revenues	1,394,787,000
21	Special revenue funds:	
22	Total local revenues	0
23	Total private revenues	0
24	Total other state restricted revenues	0
25	State general fund/general purpose	\$ 55,000,000
26	(2) PUBLIC ASSISTANCE	
27	Food assistance program benefits	\$ 600,000,000
28	GROSS APPROPRIATION	\$ 600,000,000



1	Appropriated from:	
2	Federal revenues:	
3	Total other federal revenues	600,000,000
4	State general fund/general purpose	\$ 0
5	(3) ONE-TIME APPROPRIATIONS	
6	Community substance use disorder prevention,	
7	education, and treatment	\$ 17,400,000
8	COVID-19 direct care worker hazard pay	
9	adjustment	150,000,000
10	Federal congregate and home-delivered meals	
11	funding	1,330,200
12	Federal COVID epidemiology and laboratory	
13	capacity	207,500,000
14	Federal COVID epidemiology and laboratory	
15	capacity contingent fund	347,327,300
16	Federal COVID immunization and vaccine grant	
17	reserve fund	110,239,800
18	Federal mental health block grant	15,989,700
19	GROSS APPROPRIATION	\$ 849,787,000
20	Appropriated from:	
21	Federal revenues:	
22	Total other federal revenues	794,787,000
23	State general fund/general purpose	\$ 55,000,000
24	Sec. 103. DEPARTMENT OF LABOR AND ECONOMIC	
25	OPPORTUNITY	
26	(1) APPROPRIATION SUMMARY	
27	GROSS APPROPRIATION	\$ 432,581,700
28	Interdepartmental grant revenues:	



1	Total interdepartmental grants and	
2	intradepartmental transfers	0
3	ADJUSTED GROSS APPROPRIATION	\$ 432,581,700
4	Federal revenues:	
5	Total federal revenues	282,581,700
6	Special revenue funds:	
7	Total local revenues	0
8	Total private revenues	0
9	Total other state restricted revenues	0
10	State general fund/general purpose	\$ 150,000,000
11	(2) ONE-TIME APPROPRIATIONS	
12	Emergency rental assistance	\$ 220,302,200
13	Emergency rental assistance - administrative	
14	costs	62,279,500
15	Michigan unemployment compensation funds	150,000,000
16	GROSS APPROPRIATION	\$ 432,581,700
17	Appropriated from:	
18	Federal revenues:	
19	Total federal revenues	282,581,700
20	State general fund/general purpose	\$ 150,000,000
21	Sec. 104. DEPARTMENT OF TREASURY	
22	(1) APPROPRIATION SUMMARY	
23	GROSS APPROPRIATION	\$ 427,000,000
24	Interdepartmental grant revenues:	
25	Total interdepartmental grants and	
26	intradepartmental transfers	0
27	ADJUSTED GROSS APPROPRIATION	\$ 427,000,000
28	Federal revenues:	



1	Total federal revenues	0
2	Special revenue funds:	
3	Total local revenues	0
4	Total private revenues	0
5	Total other state restricted revenues	0
6	State general fund/general purpose	\$ 427,000,000
7	(2) ONE-TIME APPROPRIATIONS	
8	Afflicted business tax and fee relief	\$ 405,000,000
9	Property tax - delinquent tax penalty/interest	
10	waiver	22,000,000
11	GROSS APPROPRIATION	\$ 427,000,000
12	Appropriated from:	
13	State general fund/general purpose	\$ 427,000,000

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 sources under part 1 for fiscal year ending September 30, 2021 is \$632,000,000.00 and total state spending from state sources to be paid to local units of government is \$0.00.

Sec. 202. The appropriations made and expenditures authorized under this part and part 1 and the departments, commissions, boards, offices, and programs for which appropriations are made under this part and part 1, are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. If the state administrative board, acting under



1 section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount
2 appropriated under this act, the legislature may, by a concurrent
3 resolution adopted by a majority of the members elected to and
4 serving in each house, inter-transfer funds within this act for the
5 particular department, board, commission, office, or institution.

6 Sec. 204. It is the intent of the legislature that a hiring
7 freeze is imposed on the state classified civil service. State
8 departments and agencies are prohibited from hiring any new full-
9 time state classified civil service employees and prohibited from
10 filling any vacant state classified civil service positions. This
11 hiring freeze does not apply to internal transfers of classified
12 employees from 1 position to another within a department.

13
14 **DEPARTMENT OF CORRECTIONS**

15 Sec. 231. (1) It is the intent of the legislature that the
16 department of corrections work with the office of the state
17 employer and officials from the Michigan corrections organization
18 to resolve the issue of corrections officers and other affected
19 field staff having to expend personal sick and annual leave time
20 when the department requires corrections officers and other field
21 staff to quarantine after having close contact with an individual
22 who may be infected with the COVID-19 virus.

23 (2) It is the intent of the legislature that up to 80 hours of
24 personal sick and annual leave time be restored for corrections
25 officers and other affected field staff, consistent with provisions
26 included in the family first coronavirus response act, Public Law
27 116-127, that were implemented for employer-required quarantines.

28 (3) The department shall submit a report by April 1 to the
29 senate and house appropriations subcommittees, the senate and house



fiscal agencies, and the state budget office on details of the agreed-upon resolution, or an explanation as to why a resolution could not be reached. The report shall include an estimate of costs associated with restoring 80 hours of personal sick and annual leave time for corrections officers and other affected field staff.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Sec. 251. (1) From the funds appropriated in part 1 for COVID-19 direct care worker hazard pay adjustment, the department of health and human services shall provide sufficient funding, including any applicable federal match, to increase the wages paid to direct care workers described in subsection (2) by \$2.25 per hour above the rates paid on March 1, 2020 beginning March 1, 2021 through September 30, 2021.

(2) The direct care wage increase shall be provided to direct care workers employed by the department of health and human services, its contractors, and its subcontractors who received a \$2.00 per hour state-funded wage increase beginning in April 2020. The total combined direct care wage increases from the April 2020 direct care wage increase and the wage increase outlined in this section shall be \$2.00 per hour and shall be in effect from April 1, 2020 to February 28, 2021 and \$2.25 per hour and shall be in effect from March 1, 2021 through September 30, 2021.

(3) From the funds appropriated in part 1 for COVID-19 direct care worker hazard pay adjustment, a direct care wage increase of \$2.25 per hour shall be provided to direct care workers employed by skilled nursing facilities on the effective date of this act, beginning March 1, 2021 and continuing until September 30, 2021. This funding shall include all costs incurred by the employer,



1 including payroll taxes, due to the \$2.25 per hour increase. As
2 used in this subsection, "direct care workers" means a registered
3 nurse, licensed practical nurse, competency-evaluated nursing
4 assistant, and respiratory therapist.

5 (4) From the funds appropriated in part 1 for COVID-19 direct
6 care worker hazard pay adjustment, a direct care wage increase of
7 \$2.25 per hour shall be provided to direct care workers employed by
8 area agencies on aging and their contractors for in-home and
9 respite services on the effective date of this act, beginning March
10 1, 2021 and continuing until September 30, 2021. This funding shall
11 include all costs incurred by the employer, including payroll
12 taxes, due to the \$2.25 per hour increase.

13 (5) From the funds appropriated in part 1 for COVID-19 direct
14 care worker hazard pay adjustment, a direct care wage increase of
15 \$2.25 per hour shall be provided to direct care workers employed by
16 licensed adult foster care homes and licensed homes for the aged
17 who were not eligible for any COVID-19 direct care worker pay
18 adjustment under any other subsection of this section. The \$2.25
19 per hour increase described in this subsection shall begin on March
20 1, 2021 and continue until September 30, 2021. This funding shall
21 include all costs incurred by the employer, including payroll
22 taxes, due to the \$2.25 per hour increase.

23 (6) From the funds appropriated in part 1 for COVID-19 direct
24 care worker hazard pay adjustment, a direct care wage increase of
25 \$2.25 per hour shall be provided to direct support employees and
26 job coaches who work in supported employment arrangements and who
27 were not eligible for any COVID-19 direct care worker pay
28 adjustment under any other subsection of this section. The \$2.25
29 per hour increase described in this subsection shall begin on March



1 1, 2021 and continue until September 30, 2021. This funding shall
2 include all costs incurred by the employer, including payroll
3 taxes, due to the \$2.25 per hour increase.

4 (7) From the funds appropriated in part 1 for COVID-19 direct
5 care worker hazard pay adjustment, a direct care wage increase of
6 \$2.00 per hour shall be provided to front line workers employed by
7 child caring institutions. The \$2.00 per hour increase described in
8 this subsection shall begin on March 1, 2021 and continue until
9 June 30, 2021. This funding shall include all costs incurred by the
10 employer, including payroll taxes, due to the \$2.00 per hour
11 increase. As used in this section, a "child caring institution"
12 means that term as defined in 1973 PA 116, MCL 722.111 to 722.128.

13 (8) Contractors and subcontractors receiving funding to
14 support these direct care wage increases shall be required to
15 provide documentation of the wage increases provided pursuant to
16 this section to the department of health and human services.

17 (9) Any payment enhancement above the hourly rate in effect on
18 March 1, 2020 shall be of no effect in determining any employee's
19 average compensation as provided by any contract or other provision
20 of law.

21 (10) A direct care worker may elect to not receive the wage
22 increase provided in this section. The election to not receive the
23 wage increase in this section must be made either in writing or
24 electronically. The employer of a direct care worker who has
25 elected to not receive the wage increase in this section must remit
26 back to the state any of the funds authorized by this section based
27 on the number of direct care workers it employs who have elected to
28 not receive the wage increase authorized by this section.

29 Sec. 252. (1) From the funds appropriated in part 1 for



1 federal COVID epidemiology and laboratory capacity, the department
2 of health and human services shall allocate not less than
3 \$37,500,000.00 for eligible school districts, public school
4 academies, intermediate school districts, and nonpublic schools as
5 provided in this section, not less than \$20,000,000.00 shall be
6 allocated for Michigan department of corrections testing, and not
7 less than \$25,000,000.00 shall be allocated for testing at licensed
8 skilled nursing facilities.

9 (2) From the funds appropriated in subsection (1) for eligible
10 school districts, public school academies, intermediate school
11 districts, and nonpublic schools, the department of health and
12 human services shall work with the department of education to
13 distribute, on an equitable basis, necessary coronavirus testing
14 and contact tracing supplies and equipment to eligible entities
15 based on the headcount each of those entities reported to the
16 center for educational performance and information as of the most
17 recent headcount data submission and the supplies and equipment
18 shall be used for coronavirus testing and contact tracing staff and
19 students including, but not limited to, teachers, counselors,
20 administrators, support staff, aides, bus drivers, coaches,
21 cafeteria staff, custodians, students playing contact sports, and
22 other students as determined by the entity.

23 (3) To be eligible to receive funding under this section, a
24 school district, public school academy, or nonpublic school must
25 offer at least 6 hours of instruction in person per week. An
26 intermediate school district is eligible for funding under this
27 section if the intermediate school district has an average of all
28 staff working at least 1 day per week in person at the intermediate
29 school district, at the school districts that are constituents of



1 the intermediate school district, or both.

2 Sec. 253. From the funds appropriated in part 1 for community
3 substance use disorder prevention, education, and treatment, the
4 department of health and human services shall provide grants,
5 pursuant to federal laws, rules, and regulations, to local public
6 entities that provide substance use disorder services and to 1
7 private entity that has a statewide contract to provide community-
8 based substance use disorder services.

9 Sec. 254. From the funds appropriated in part 1 for federal
10 mental health block grant, the department of health and human
11 services shall provide grants, pursuant to federal laws, rules, and
12 regulations, to local public entities that provide mental health
13 services and to 1 private entity that has a statewide contract to
14 provide community-based mental health services.

15 Sec. 255. (1) From the funds appropriated in part 1 for
16 federal COVID immunization and vaccine grant reserve fund, the
17 department of health and human services shall allocate
18 \$36,746,600.00 to manage the administration of a coronavirus
19 vaccine to all Michigan residents through financial support to
20 local health departments and other health care providers.

21 (2) The funds appropriated in part 1 for federal COVID
22 immunization and coronavirus vaccine grant reserve fund, not
23 allocated in subsection (1), shall not be expended unless a
24 legislative transfer request is issued by the state budget office
25 and the requirements of the legislative transfer process are met
26 under section 393 of the management and budget act, 1984 PA 431,
27 MCL. 18.1393.

28 (3) Prior to issuing a legislative transfer request under this
29 section, the department shall first do both of the following:



1 (a) Demonstrate the funds appropriated in 2020 PA 257 for
2 coronavirus vaccine strategy have been expended.

3 (b) Provide a report to the house and senate appropriations
4 committees, the house and senate fiscal agencies, and the state
5 budget office to illustrate how the requested funds would be
6 utilized.

7 Sec. 256. (1) The department of health and human services
8 shall report on a weekly basis to the senate and house
9 appropriations committees, the senate and house fiscal agencies,
10 the senate and house policy offices, and the state budget office on
11 all of the following:

12 (a) The metrics used for calculating vaccine distribution to
13 local health departments and enrolled providers and an analysis by
14 county that shows how allocations were calculated.

15 (b) The number of vaccines distributed during the previous
16 week to each local health department and enrolled provider. The
17 number of vaccines distributed under this subdivision must be
18 listed for each local health department and for each enrolled
19 provider.

20 (c) The estimated number of vaccines to be distributed during
21 the current week to each local health department and enrolled
22 provider. The estimated number of vaccines to be distributed under
23 this subdivision must be listed for each local health department
24 and for each enrolled provider.

25 (d) The estimated number of vaccines to be distributed next
26 week to each local health department and enrolled provider. The
27 estimated number of vaccines to be distributed under this
28 subdivision must be listed for each local health department and for
29 each enrolled provider.



1 (e) The number and estimated percentage of individuals
2 vaccinated, categorized by each vaccination phase.

3 (f) The number and estimated percentage of individuals
4 residing or working in nursing homes that have been vaccinated.

5 (g) The number and estimated percentage of individuals 65
6 years of age and older that have been vaccinated.

7 (h) The total amount that has been expended from the funds
8 appropriated in part 1 for federal COVID immunization and vaccine
9 distribution and administration. The amount described in this
10 subdivision shall be broken down by state general funds and federal
11 funds.

12 (2) The reports required by this section must be made
13 accessible to the public by placing the reports on an internet
14 site.

15 Sec. 257. (1) By April 1, 2021, the department of health and
16 human services shall report to the senate and house appropriations
17 committees, the senate and house fiscal agencies, the senate and
18 house policy offices, and the state budget office on the formula,
19 or other detailed methodology, used to distribute vaccines to each
20 local health department and each enrolled provider. The report must
21 also include an example of how the formula, or other detailed
22 methodology, would distribute a statewide total of 100,000 vaccines
23 to each local health department and each enrolled provider.

24 (2) Within 1 business day of any changes made by the
25 department of health and human services to the formula, or other
26 detailed methodology, used to distribute vaccines to each local
27 health department and each enrolled provider, the department of
28 health and human services shall report to the senate and house
29 appropriations committees, the senate and house fiscal agencies,



1 the senate and house policy offices, and the state budget office on
2 the changes made to the formula, or other detailed methodology,
3 used to distribute vaccines to each local health department and
4 each enrolled provider, the rationale for the change to the
5 formula, or other detailed methodology, used to distribute vaccines
6 to each local health department and each enrolled provider, and an
7 example of how the revised formula, or other detailed methodology,
8 would distribute a statewide total of 100,000 vaccines to each
9 local health department and each enrolled provider.

10 (3) By April 1, 2021, the department of health and human
11 services shall report to the senate and house appropriations
12 committees, the senate and house fiscal agencies, the senate and
13 house policy offices, and the state budget office on the advantages
14 and disadvantages of incorporating a specific minimum, or baseline,
15 number of vaccines to be distributed on a weekly basis for each
16 specific local health department and enrolled provider.

17 (4) The reports required by this section must be made
18 accessible to the public by placing the reports on an internet
19 site.

20 Sec. 258. No later than 30 days after the enactment of this
21 act, the department shall expand its COVID-19 vaccination
22 distribution to include independent pharmacy networks, specifically
23 those in rural areas, to increase access to COVID-19 vaccination
24 across this state.

25 Sec. 259. A recipient of a COVID-19 vaccine administered from
26 the funds appropriated in part 1 for federal COVID immunization and
27 vaccine grant reserve fund shall be provided with information or
28 informed if and in what manner the development of the vaccine
29 utilized aborted fetal tissue or human embryonic stem cell



1 derivation lines.

2 Sec. 261. The funds appropriated in part 1 for federal COVID
3 epidemiology and laboratory capacity contingent fund must not be
4 spent or otherwise distributed unless Senate Bill No. 1 of the
5 101st Legislature is enacted into law and takes effect within 14
6 days after Senate Bill No. 1 is presented to the governor.

7
8 **DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY**

9 Sec. 301. (1) Funds appropriated in part 1 for emergency
10 rental assistance shall be administered by the terms set forth in
11 section 501(a) of Division N of the Consolidated Appropriations
12 Act, 2021, Public Law 116-260, authorizing the United States
13 Department of Treasury to make payments to certain recipients to be
14 used to provide emergency rental assistance.

15 (2) The department of labor and economic opportunity shall
16 collaborate with the department of health and human services, the
17 judiciary, local community action agencies, local nonprofit
18 agencies, and legal aid organizations to create a rental and
19 utility assistance program.

20 (3) The rental assistance program will operate in accordance
21 with rules and guidance published by the United States Department
22 of Treasury to serve eligible renter households with rental and
23 utility assistance to preserve their housing and avoid eviction.

24 (4) The unexpended funds appropriated in part 1 for emergency
25 rental assistance are designated as a work project appropriation.
26 Any unencumbered or unallotted funds shall not lapse at the end of
27 the fiscal year and shall be available for expenditures for
28 projects under this section until the projects have been completed.
29 The following is in compliance with section 451a(1) of the



1 management and budget act, 1984 PA 431, MCL 18.1451a:

2 (a) The purpose of the work project is to create an emergency
3 rental assistance program, which includes rental and utility
4 assistance payments, housing stability services, and case
5 management to eligible renter households impacted by COVID-19.

6 (b) The projects will be accomplished by utilizing state
7 employees or by contracts.

8 (c) The total estimated cost of the work project is
9 \$220,302,200.00.

10 (d) The tentative completion date is March 31, 2022.

11 Sec. 302. Funds appropriated in part 1 for emergency rental
12 assistance - administrative costs shall be administered by the
13 terms set forth for the administrative costs allowable under
14 section 501(c) (5) of Division N of the Consolidated Appropriations
15 Act, 2021, Public Law 116-260, authorizing the United States
16 Department of Treasury to make payments to certain recipients to be
17 used to provide emergency rental assistance.

18 Sec. 303. (1) No later than May 1, 2021, from the funds
19 appropriated in part 1 for Michigan unemployment compensation
20 funds, \$150,000,000.00 shall be deposited into the unemployment
21 compensation fund established under section 26 of the Michigan
22 employment security act, 1936 (Ex Sess) PA 1, MCL 421.26, for the
23 purpose of offsetting expected exposure to state fraud and improper
24 payment during the COVID-19 crisis.

25 (2) If federal funds are available and expenditures are
26 allowable under federal law, expenditures of federal funds under
27 this section shall occur prior to the expenditure of general fund
28 appropriations made for the same purposes in subsection (1).
29 General fund appropriations replaced by federal expenditures



1 authorized under this section shall revert to the general fund.

2
3 **DEPARTMENT OF TREASURY**

4 Sec. 401. (1) From the funds appropriated in part 1 for
5 afflicted business tax and fee relief, \$300,000,000.00 shall be
6 used by the department of treasury to create and operate a property
7 tax relief program to provide grants for property tax relief to
8 afflicted businesses in this state. The department of treasury
9 shall provide grants to afflicted businesses that have realized a
10 significant financial hardship as a result of the COVID-19
11 emergency as defined in this section. Grant applications shall be
12 accepted, reviewed, and approved by the department of treasury.

13 (2) Grants made available to afflicted businesses under the
14 program must meet all of the following conditions:

15 (a) Subject to subdivisions (b) and (c), must not exceed the
16 amount calculated in subparagraph (i) or (ii) as follows:

17 (i) For an afflicted business that pays property taxes
18 directly, an amount equal to the property taxes paid by the
19 afflicted business for calendar year 2020.

20 (ii) For an afflicted business that is a lessee, an amount
21 equal to 17% of the annual lease cost paid by the afflicted
22 business for calendar year 2020.

23 (b) An afflicted business that was in operation on October 1,
24 2019, must be subject to the following grant schedule:

25 (i) Afflicted businesses that certify a gross receipts loss of
26 50% or more for a calendar quarter in 2020 when compared to the
27 same calendar quarter in 2019 shall receive a grant equal to 100%
28 of the amount calculated in subdivision (a).

29 (ii) Afflicted businesses that certify a gross receipts loss



1 greater than or equal to 25%, but less than 50%, for a calendar
2 quarter in 2020 when compared to the same calendar quarter in 2019
3 shall receive a grant equal to 75% of the amount calculated in
4 subdivision (a).

5 (iii) Afflicted businesses that certify a gross receipts loss
6 greater than or equal to 10%, but less than 25%, for a calendar
7 quarter in 2020 when compared to the same calendar quarter in 2019
8 shall receive a grant equal to 50% of the amount calculated in
9 subdivision (a).

10 (iv) Afflicted businesses that certify a gross receipts loss
11 greater than or equal to 5%, but less than 10%, for a calendar
12 quarter in 2020 when compared to the same calendar quarter in 2019
13 shall receive a grant equal to 25% of the amount calculated in
14 subdivision (a).

15 (c) An afflicted business that was not in operation on October
16 1, 2019, but started operations before June 1, 2020, shall receive
17 a grant equal to 50% of the amount calculated in subdivision (a) if
18 the afflicted business can certify that it was closed or partially
19 closed due to an executive order or DHHS epidemic order.

20 (3) An afflicted business is considered to have qualified for
21 a grant under this section if, and only if, the afflicted business
22 has certified and attested, under penalty of perjury, to either of
23 the following:

24 (a) If the business was in operation on October 1, 2019, and
25 was either an eligible self-employed individual, independent
26 contractor, or sole proprietorship with no employees, or had
27 employees for which it paid salaries or wages and payroll taxes or
28 paid independent contractors, the afflicted business was adversely
29 impacted by the pandemic as indicated by a gross receipts loss of



1 at least 5% for a calendar quarter in 2020 when compared to the
2 same calendar quarter in 2019.

3 (b) If the business was not in operation on October 1, 2019,
4 but started operations before June 1, 2020, and was either an
5 eligible self-employed individual, independent contractor, or sole
6 proprietorship with no employees, or had employees for which it
7 paid salaries or wages and payroll taxes or paid independent
8 contractors, the afflicted business was negatively impacted by the
9 COVID-19 pandemic through a closure or partial closure due to an
10 executive order or DHHS epidemic order.

11 (4) Any afflicted business that falsifies certification under
12 subsection (3) shall forfeit any payments under this section and
13 sections 402 through 405 of this part and shall repay this state
14 all payments it has received under this section and sections 402
15 through 405 of this part.

16 (5) If the amount appropriated under this section is not
17 sufficient to fully pay grant awards under this section, payments
18 shall be prorated on an equal basis among all afflicted businesses
19 that qualified for a grant under this section. Any funds remaining
20 after the disbursement of all grant awards shall revert to the
21 general fund.

22 (6) The department of treasury must develop and post on the
23 department website application, program operation, award, and
24 reporting criteria for the program no later than April 1, 2021.
25 Afflicted businesses shall have until May 1, 2021 to submit program
26 grant applications. The department of treasury shall disburse grant
27 awards by June 1, 2021.

28 (7) The department of treasury shall submit a monthly report
29 to the senate and house appropriations committees, the senate and



1 house fiscal agencies, and the state budget office that provides a
2 listing of grants awarded in the previous month and the name of the
3 recipient of each grant provided under the program. The department
4 of treasury shall submit a summary of all grants awarded under the
5 program, by industry, over the course of the current fiscal year by
6 September 30, 2021.

7 (8) As used in this section:

8 (a) "Afflicted business" means any of the following:

9 (i) An entertainment venue.

10 (ii) An exercise facility.

11 (iii) A food service establishment.

12 (iv) A recreation facility or place of public amusement.

13 (v) A cosmetology shop or barber shop.

14 (vi) A nursery dealer or nursery grower.

15 (vii) An athletic trainer.

16 (viii) A body art facility.

17 (ix) A hotel or bed and breakfast.

18 (b) "Bed and breakfast" means that term as defined in section
19 4b of the Stille-DeRossett-Hale single state construction code act,
20 1972 PA 230, MCL 125.1504b.

21 (c) "Entertainment venue" includes an auditorium, arena,
22 banquet hall, cinema, concert hall, conference center, performance
23 venue, sporting venue, stadium, or theater.

24 (d) "Exercise facility" means a facility in which individuals
25 participate in individual or group physical activity, including a
26 gymnasium, fitness center, or exercise studio.

27 (e) "Food service establishment" means that term as defined in
28 section 1107 of the food law, 2000 PA 92, MCL 289.1107.

29 (f) "Gross receipts" means that term as defined in section 607



1 of the income tax act of 1967, 1967 PA 281, MCL 206.607.

2 (g) "Hotel" means a building or structure kept, used,
3 maintained as, or held out to the public to be an inn, hotel, or
4 public lodging house. Hotel does not include a bed and breakfast as
5 defined in section 4b of the Stille-DeRossett-Hale single state
6 construction code act, 1972 PA 230, MCL 125.1504b.

7 (h) "Recreation facility or place of public amusement"
8 includes an amusement park, arcade, bingo hall, bowling alley,
9 casino, nightclub, skating rink, water park, or trampoline park.

10 Sec. 402. (1) From the funds appropriated in part 1 for
11 afflicted business tax and fee relief, \$55,000,000.00 shall be used
12 by the department of treasury to create and operate an unemployment
13 insurance tax relief program to provide grants for unemployment
14 insurance tax relief to afflicted businesses in this state. The
15 department of treasury shall provide grants to afflicted businesses
16 as defined in this section. Grant applications shall be accepted,
17 reviewed, and approved by the department of treasury.

18 (2) Grants made available to afflicted businesses under the
19 program must meet all of the following conditions:

20 (a) Subject to subdivisions (b) and (c), must not exceed an
21 amount equal to 50% of the amount of unemployment insurance taxes
22 paid by the afflicted business in the 4 most recently preceding
23 quarters.

24 (b) An afflicted business that was in operation on October 1,
25 2019 must be subject to the following grant schedule:

26 (i) Afflicted businesses that certify a gross receipts loss of
27 50% or more for a calendar quarter in 2020 when compared to the
28 same calendar quarter in 2019 shall receive a grant equal to 100%
29 of the amount calculated in subdivision (a).



1 (ii) Afflicted businesses that certify a gross receipts loss
2 greater than or equal to 25%, but less than 50%, for a calendar
3 quarter in 2020 when compared to the same calendar quarter in 2019
4 shall receive a grant equal to 75% of the amount calculated in
5 subdivision (a).

6 (iii) Afflicted businesses that certify a gross receipts loss
7 greater than or equal to 10%, but less than 25%, for a calendar
8 quarter in 2020 when compared to the same calendar quarter in 2019
9 shall receive a grant equal to 50% of the amount calculated in
10 subdivision (a).

11 (iv) Afflicted businesses that certify a gross receipts loss
12 greater than or equal to 5%, but less than 10%, for a calendar
13 quarter in 2020 when compared to the same calendar quarter in 2019
14 shall receive a grant equal to 25% of the amount calculated in
15 subdivision (a).

16 (c) An afflicted business that was not in operation on October
17 1, 2019, but started operations before June 1, 2020, shall receive
18 a grant equal to 50% of the amount calculated in subdivision (a) if
19 the afflicted business can certify that it was closed or partially
20 closed due to an executive order or DHHS epidemic order.

21 (d) Must be used only for working capital to support payroll
22 expenses, rent, mortgage payments, utility expenses, and costs
23 related to reopening a business.

24 (3) An afflicted business is considered to have qualified for
25 a grant under this section if, and only if, the afflicted business
26 has certified and attested, under penalty of perjury, to both of
27 the following:

28 (a) Unemployment insurance taxes were paid and the afflicted
29 business has documented the taxes paid for at least 1 of the 4 most



1 recently preceding quarters to the department of treasury.

2 (b) The afflicted business was an eligible self-employed
3 individual, independent contractor, or sole proprietorship with no
4 employees, or had employees for which it paid salaries or wages and
5 payroll taxes or paid independent contractors.

6 (4) Any afflicted business that falsifies certification shall
7 forfeit any payments under this section and sections 401, 403, 404,
8 and 405 and shall repay this state all payments it has received
9 under this section and sections 401, 403, 404, and 405.

10 (5) If the amount appropriated under this section is not
11 sufficient to fully pay grant awards under this section, payments
12 shall be prorated on an equal basis among all afflicted businesses
13 that qualified for a grant under this section. Any funds remaining
14 after the disbursement of all grant awards shall revert to the
15 general fund.

16 (6) The department of treasury must develop and post on the
17 department website application, program operation, award, and
18 reporting criteria for the program no later than April 1, 2021.
19 Afflicted businesses shall have until May 1, 2021 to submit program
20 grant applications. The department of treasury shall disburse grant
21 awards no later than June 1, 2021.

22 (7) The department of treasury shall submit a monthly report
23 to the senate and house appropriations committees, the senate and
24 house fiscal agencies, and the state budget office that provides a
25 listing of grants awarded in the previous month and the name of the
26 recipient of each grant provided under this section. The department
27 of treasury shall submit a summary of all grants awarded under this
28 section, by industry, over the course of the current fiscal year by
29 September 30, 2021.



(8) As used in this section:

(a) "Afflicted business" means any of the following:

(i) An entertainment venue.

(ii) An exercise facility.

(iii) A food service establishment.

(iv) A recreation facility or place of public amusement.

(v) A cosmetologist, barber, cosmetology shop, or barber shop.

(vi) A nursery dealer or nursery grower.

(vii) An athletic trainer.

(viii) A body art facility.

(ix) A hotel or bed and breakfast.

(b) "Bed and breakfast" means that term as defined in section 4b of the Stille-DeRossett-Hale single state construction code act, 1972 PA 230, MCL 125.1504b.

(c) "Entertainment venue" includes an auditorium, arena, banquet hall, cinema, concert hall, conference center, performance venue, sporting venue, stadium, or theater.

(d) "Exercise facility" means a facility in which individuals participate in individual or group physical activity, including a gymnasium, fitness center, or exercise studio.

(e) "Food service establishment" means that term as defined in section 1107 of the food law, 2000 PA 92, MCL 289.1107.

(f) "Hotel" means a building or structure kept, used, maintained as, or held out to the public to be an inn, hotel, or public lodging house. Hotel does not include a bed and breakfast as defined in section 4b of the Stille-DeRossett-Hale single state construction code act, 1972 PA 230, MCL 125.1504b.

(g) "Recreation facility or place of public amusement" includes an amusement park, arcade, bingo hall, bowling alley,



1 casino, nightclub, skating rink, water park, or trampoline park.

2 Sec. 403. (1) From the funds appropriated in part 1 for
3 afflicted business tax and fee relief, \$16,500,000.00 shall be used
4 by the department of treasury to create and operate an on-premise
5 retail liquor license relief program to provide grants for retail
6 liquor license relief to eligible retail liquor establishments of
7 this state. The department of treasury shall provide grants to
8 eligible retail liquor establishments as defined in this section.
9 Grant applications shall be accepted, reviewed, and approved by the
10 department of treasury.

11 (2) As used in this section, "eligible retail liquor
12 establishment" means an establishment that meets both of the
13 following requirements:

14 (a) Possessed an on-premise retail liquor license as issued
15 under the Michigan liquor control code of 1998, 1998 PA 58, MCL
16 436.1101 to 436.2303.

17 (b) Can certify that it was closed or partially closed due to
18 an executive order or DHHS epidemic order.

19 (3) Grants made available to eligible retail liquor
20 establishments under the program must meet all of the following
21 conditions:

22 (a) Subject to subdivisions (b) and (c), must not exceed the
23 amount of fees paid by the eligible retail liquor establishment for
24 an on-premise retail liquor license under the Michigan liquor
25 control code of 1998, 1998 PA 58, MCL 436.1101 to 436.2303, during
26 the calendar year 2020.

27 (b) An eligible retail liquor establishment that was in
28 operation on October 1, 2019 must be subject to the following grant
29 schedule:



1 (i) Eligible retail liquor establishments that certify a gross
2 receipts loss of 50% or more for a calendar quarter in 2020 when
3 compared to the same calendar quarter in 2019 shall receive a grant
4 equal to 100% of the amount calculated in subdivision (a).

5 (ii) Eligible retail liquor establishments that certify a gross
6 receipts loss greater than or equal to 25%, but less than 50%, for
7 a calendar quarter in 2020 when compared to the same calendar
8 quarter in 2019 shall receive a grant equal to 75% of the amount
9 calculated in subdivision (a).

10 (iii) Eligible retail liquor establishments that certify a gross
11 receipts loss greater than or equal to 10%, but less than 25%, for
12 a calendar quarter in 2020 when compared to the same calendar
13 quarter in 2019 shall receive a grant equal to 50% of the amount
14 calculated in subdivision (a).

15 (iv) Eligible retail liquor establishments that certify a gross
16 receipts loss greater than or equal to 5%, but less than 10%, for a
17 calendar quarter in 2020 when compared to the same calendar quarter
18 in 2019 shall receive a grant equal to 25% of the amount calculated
19 in subdivision (a).

20 (c) An eligible retail liquor establishment that was not in
21 operation on October 1, 2019, but started operations before June 1,
22 2020, shall receive a grant equal to 50% of the amount calculated
23 in subdivision (a) if the eligible retail liquor establishment can
24 certify that it was closed or partially closed due to an executive
25 order or DHHS epidemic order.

26 (d) Must be used only for working capital to support payroll
27 expenses, rent, mortgage payments, utility expenses, and costs
28 related to reopening a business.

29 (4) An eligible retail liquor establishment is considered to



1 have qualified for a grant under this section if the eligible
2 retail liquor establishment has certified and attested that on-
3 premise retail liquor license fees were paid, and the eligible
4 retail liquor establishment has documented the fees paid for
5 calendar year 2020 to the department of treasury.

6 (5) The department shall only consider the criteria in
7 subsection (4) when determining if an eligible retail liquor
8 establishment is qualified for a grant under this section.

9 (6) Any eligible retail liquor establishment that falsifies
10 certification shall forfeit any payments under this section and
11 sections 401, 402, 404, and 405.

12 (7) If the amount appropriated under this section is not
13 sufficient to fully pay grant awards under those sections, payments
14 shall be prorated on an equal basis among all eligible applicants
15 that qualified for a grant under that section. Any funds remaining
16 after the disbursement of all grant awards shall revert to the
17 general fund.

18 (8) The department of treasury must develop and post on the
19 department website application, program operation, award, and
20 reporting criteria for the program no later than April 1, 2021.
21 Eligible applicants shall have until May 1, 2021 to submit program
22 grant applications. The department of treasury shall disburse grant
23 awards no later than June 1, 2021.

24 (9) The department of treasury shall submit a monthly report
25 to the senate and house appropriations committees, the senate and
26 house fiscal agencies, and the state budget office that provides a
27 listing of grants awarded under this section in the previous month
28 and the name of the recipient of each grant provided under this
29 section. The department of treasury shall submit a summary of all



1 grants awarded under this section, by industry, over the course of
2 the current fiscal year by September 30, 2021.

3 Sec. 404. (1) From the funds appropriated in part 1 for
4 afflicted business tax and fee relief, \$22,000,000.00 shall be used
5 by the department of treasury to create and operate a food service
6 establishment license relief program to provide grants for food
7 service establishment license relief to eligible food service
8 establishments of this state. The department of treasury shall
9 provide grants to eligible food service establishments as defined
10 in this section. Grant applications shall be accepted, reviewed,
11 and approved by the department of treasury.

12 (2) As used in this section, "eligible food service
13 establishment" means an establishment that meets both of the
14 following requirements:

15 (a) Is a food service establishment as defined in section 1107
16 of the food law, 2000 PA 92, MCL 289.1107.

17 (b) Can certify that it was closed or partially closed due to
18 an executive order or DHHS epidemic order.

19 (3) Grants made available to eligible food service
20 establishments under the program must meet all of the following
21 conditions:

22 (a) Subject to subdivisions (b) and (c), must not exceed the
23 total amount of fees paid by the eligible food service
24 establishment for a license or required inspection under the food
25 law, 2000 PA 92, MCL 289.1101 to 289.8111, during calendar year
26 2020.

27 (b) An eligible food service establishment that was in
28 operation on October 1, 2019 must be subject to the following grant
29 schedule:



1 (i) Eligible food service establishments that certify a gross
2 receipts loss of 50% or more for a calendar quarter in 2020 when
3 compared to the same calendar quarter in 2019 shall receive a grant
4 equal to 100% of the amount calculated in subdivision (a).

5 (ii) Eligible food service establishments that certify a gross
6 receipts loss greater than or equal to 25%, but less than 50%, for
7 a calendar quarter in 2020 when compared to the same calendar
8 quarter in 2019 shall receive a grant equal to 75% of the amount
9 calculated in subdivision (a).

10 (iii) Eligible food service establishments that certify a gross
11 receipts loss greater than or equal to 10%, but less than 25%, for
12 a calendar quarter in 2020 when compared to the same calendar
13 quarter in 2019 shall receive a grant equal to 50% of the amount
14 calculated in subdivision (a).

15 (iv) Eligible food service establishments that certify a gross
16 receipts loss greater than or equal to 5%, but less than 10%, for a
17 calendar quarter in 2020 when compared to the same calendar quarter
18 in 2019 shall receive a grant equal to 25% of the amount calculated
19 in subdivision (a).

20 (c) An eligible food service establishment that was not in
21 operation on October 1, 2019, but started operations before June 1,
22 2020, shall receive a grant equal to 50% of the amount calculated
23 in subdivision (a) if the eligible food service establishment can
24 certify that it was closed or partially closed due to an executive
25 order or DHHS epidemic order.

26 (4) An eligible food service establishment is considered to
27 have qualified for a grant under this section if the eligible food
28 service establishment has certified and attested to both of the
29 following:



1 (a) License fees required under the food law, 2000 PA 92, MCL
2 289.1101 to 289.8111, were paid, and the eligible food service
3 establishment has documented the fees paid for calendar year 2020
4 to the department of treasury.

5 (b) Inspection fees were paid to either the state or local
6 health department for inspections required for annual licensing by
7 the food law, 2000 PA 92, MCL 289.1101 to 289.8111, and the
8 eligible food service establishment has documented the fee paid for
9 calendar year 2020 to the department of treasury.

10 (5) The department shall only consider the criteria in
11 subsection (4) when determining if an eligible food service
12 establishment is qualified for a grant under this section.

13 (6) Any eligible food service establishment that falsifies
14 certification shall forfeit any payments under this section and
15 sections 401, 402, 403, and 405.

16 (7) If the amount appropriated under this section is not
17 sufficient to fully pay grant awards under those sections, payments
18 shall be prorated on an equal basis among all eligible applicants
19 that qualified for a grant under that section. Any funds remaining
20 after the disbursement of all grant awards shall revert to the
21 general fund.

22 (8) The department of treasury must develop and post on the
23 department website application, program operation, award, and
24 reporting criteria for the program no later than April 1, 2021.
25 Eligible applicants shall have until May 1, 2021 to submit program
26 grant applications. The department of treasury shall disburse grant
27 awards no later than June 1, 2021.

28 (9) The department of treasury shall submit a monthly report
29 to the senate and house appropriations committees, the senate and



house fiscal agencies, and the state budget office that provides a listing of grants awarded under this section in the previous month and the name of the recipient of each grant provided under this section. The department of treasury shall submit a summary of all grants awarded under this section, by industry, over the course of the current fiscal year by September 30, 2021.

Sec. 405. (1) From the funds appropriated in part 1 for afflicted business tax and fee relief, \$11,500,000.00 shall be used by the department of treasury to create and operate a license and inspection fee relief program to provide grants for license and inspection fee relief to eligible licensees of this state. The department of treasury shall provide grants to eligible licensees as defined in this section. Grant applications shall be accepted, reviewed, and approved by the department of treasury.

(2) As used in this section, "eligible licensee" means a person that meets both of the following requirements:

(a) Is 1 or more of the following:

(i) An entertainment venue, including an auditorium, arena, banquet hall, cinema, concert hall, conference center, performance venue, sporting venue, stadium, or theater.

(ii) An exercise facility, which means a facility in which individuals participate in individual or group physical activity, including a gymnasium, fitness center, or exercise studio.

(iii) A food service establishment as that term is defined in section 1107 of the food law, 2000 PA 92, MCL 289.1107.

(iv) A recreation facility or place of public amusement, including an amusement park, arcade, bingo hall, bowling alley, casino, nightclub, skating rink, water park, or trampoline park.

(v) A cosmetologist, barber, cosmetology shop, or barber shop.



(vi) A nursery dealer or nursery grower.

(vii) An athletic trainer.

(viii) A body art facility.

(ix) A bed and breakfast, which means that term as defined in section 4b of the Stille-DeRossett-Hale single state construction code act, 1972 PA 230, MCL 125.1504b.

(x) A hotel, which means a building or structure kept, used, maintained as, or held out to the public to be an inn, hotel, or public lodging house. Hotel does not include a bed and breakfast as defined in section 4b of the Stille-DeRossett-Hale single state construction code act, 1972 PA 230, MCL 125.1504b.

(b) Can certify that it was closed or partially closed due to an executive order or DHHS epidemic order.

(3) Grants made available to eligible licensees under the program must meet all of the following conditions:

(a) Subject to subdivisions (b) and (c), must not exceed the amount of fees paid by the eligible licensee for a state license or inspection fee during calendar year 2020. This does not include on-premise retail liquor licenses under the Michigan liquor code of 1998, 1998 PA 58, MCL 436.1101 to 436.2303, or a food service establishment license under the food law, 2000 PA 92, MCL 289.1101 to 289.8111.

(b) An eligible licensee that was in operation on October 1, 2019 must be subject to the following grant schedule:

(i) Eligible licensees that certify a gross receipts loss of 50% or more for a calendar quarter in 2020 when compared to the same calendar quarter in 2019 shall receive a grant equal to 100% of the amount calculated in subdivision (a).

(ii) Eligible licensees that certify a gross receipts loss



1 greater than or equal to 25%, but less than 50%, for a calendar
2 quarter in 2020 when compared to the same calendar quarter in 2019
3 shall receive a grant equal to 75% of the amount calculated in
4 subdivision (a).

5 (iii) Eligible licensees that certify a gross receipts loss
6 greater than or equal to 10%, but less than 25%, for a calendar
7 quarter in 2020 when compared to the same calendar quarter in 2019
8 shall receive a grant equal to 50% of the amount calculated in
9 subdivision (a).

10 (iv) Eligible licensees that certify a gross receipts loss
11 greater than or equal to 5%, but less than 10%, for a calendar
12 quarter in 2020 when compared to the same calendar quarter in 2019
13 shall receive a grant equal to 25% of the amount calculated in
14 subdivision (a).

15 (c) An eligible licensee that was not in operation on October
16 1, 2019, but started operations before June 1, 2020, shall receive
17 a grant equal to 50% of the amount calculated in subdivision (a) if
18 the eligible licensee can certify that it was closed or partially
19 closed due to an executive order or DHHS epidemic order.

20 (4) An eligible licensee is considered to have qualified for a
21 grant under this section if the eligible licensee has certified and
22 attested that state license and inspection fees required under
23 Michigan law were paid, and the eligible licensee has documented
24 the fees paid for calendar year 2020 to the department of treasury.

25 (5) The department shall only consider the criteria in
26 subsection (4) when determining if an eligible licensee is
27 qualified for a grant under this section.

28 (6) Any eligible licensee that falsifies certification shall
29 forfeit any payments under this section and sections 401 through



1 404.

2 (7) If the amount appropriated under this section is not
3 sufficient to fully pay grant awards under those sections, payments
4 shall be prorated on an equal basis among all eligible licensees
5 that qualified for a grant under this section. Any funds remaining
6 after the disbursement of all grant awards shall revert to the
7 general fund.

8 (8) The department of treasury must develop and post on the
9 department website application, program operation, award, and
10 reporting criteria for the program no later than April 1, 2021.
11 Eligible licensees shall have until May 1, 2021 to submit program
12 grant applications. The department of treasury shall disburse grant
13 awards no later than June 1, 2021.

14 (9) The department of treasury shall submit a monthly report
15 to the senate and house appropriations committees, the senate and
16 house fiscal agencies, and the state budget office that provides a
17 listing of grants awarded under this section in the previous month
18 and the name of the recipient of each grant provided under this
19 section. The department of treasury shall submit a summary of all
20 grants awarded under this section, by industry, over the course of
21 the current fiscal year by September 30, 2021.

22 Sec. 405a. For purposes of satisfying the application
23 requirements under sections 401 through 405, the department of
24 treasury shall develop a combined application separated into
25 sections by program.

26 Sec. 406. (1) Funds appropriated in part 1 for property tax -
27 delinquent tax penalty/interest waiver shall not be expended unless
28 an amendment to section 44a of the general property tax act, 1893
29 PA 206, MCL 211.44a, is enacted into law to provide for the waiver



1 of interest and penalty on unpaid summer 2020 property taxes levied
2 on designated property. Funds shall be used only for implementation
3 of that bill.

4 (2) A designated property is ineligible to waive interest and
5 penalty on unpaid summer 2020 property taxes if it was delinquent
6 in property taxes during 2018 or 2019.

7 (3) The unexpended funds appropriated for property tax -
8 delinquent tax penalty/interest waiver are designated as work
9 project appropriations. Any unencumbered or unallotted funds shall
10 not lapse at the end of the fiscal year and shall be available for
11 expenditure for projects under this section until the projects have
12 been completed. The following is in compliance with section 451a(1)
13 of the management and budget act, 1984 PA 431, MCL 18.1451a:

14 (a) The purpose of the project is to provide for the waiver of
15 interest and penalty on unpaid summer 2020 property taxes levied on
16 designated property.

17 (b) The projects will be accomplished by utilizing state
18 employees or contracts.

19 (c) The total estimated cost of the work project is
20 \$22,000,000.00.

21 (d) The tentative completion date is September 30, 2025.

