

**HOUSE SUBSTITUTE FOR
SENATE BILL NO. 361**

A bill to make appropriations for the department of consumer and industry services and certain other state purposes for the fiscal year ending September 30, 2000; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. The amounts listed in this part are appropriated for the
4 department of consumer and industry services, subject to the conditions
5 set forth in this act, for the fiscal year ending September 30, 2000,

SB0361, As Passed House, 052599Sub. S.B. 361 (H-1) as amended May 25, 1999
2For Fiscal Year Ending
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1 from the funds identified in this part. The following is a summary of
2 the appropriations in this part:

3 DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES**4 APPROPRIATION SUMMARY:**

5	Full-time equated unclassified positions.....	64.5	
6	Full-time equated classified positions.....	[4,162.4]	
7	GROSS APPROPRIATION.....	\$	[518,880,100]
8	Interdepartmental grant revenues:		
9	Total interdepartmental grants and intradepartmental		
10	transfers.....		4,020,900
11	ADJUSTED GROSS APPROPRIATION.....	\$	[514,859,200]
12	Federal revenues:		
13	Total federal revenues.....		[228,406,500]
14	Special revenue funds:		
15	Total local revenues.....		0
16	Total private revenues.....		791,900
17	Total other state restricted revenues.....		[196,353,200]
18	State general fund/general purpose.....	\$	[89,307,600]
19	Sec. 102. EXECUTIVE DIRECTION		
20	Full-time equated unclassified positions.....	64.5	
21	Full-time equated classified positions.....	84.0	
22	Unclassified salaries.....	\$	5,021,300
23	Executive director programs--11.0 FTE positions.....		1,778,900
24	Policy development--9.0 FTE positions.....		1,362,200
25	Utility consumer representation.....		850,000
26	Regulatory efficiency improvements/backlog reduction		
27	initiative.....		750,000

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1	MES board of review program--21.0 FTE positions.....	1,634,000
2	Office of legal affairs--43.0 FTE positions.....	<u>3,969,600</u>
3	GROSS APPROPRIATION.....	\$ 15,366,000
4	Appropriated from:	
5	Federal revenues:	
6	DOL-ETA, unemployment insurance.....	2,039,900
7	DOL-multiple grants for safety and health.....	148,100
8	Special revenue funds:	
9	Bank fees.....	174,200
10	Boiler fee revenue.....	22,500
11	Construction code fund.....	272,800
12	Consumer finance fees.....	40,300
13	Corporations and securities fees.....	181,000
14	Credit union fees.....	83,500
15	Elevator fees.....	26,000
16	Fees and collections.....	10,700
17	Health professions regulatory fund.....	1,818,500
18	Health systems fees and collections.....	47,600
19	Insurance regulatory fees.....	539,600
20	Licensing and regulation fees.....	267,200
21	Liquor purchase revolving fund.....	1,195,800
22	Manufactured housing commission fees.....	145,600
23	Michigan state housing development authority fees and	
24	charges.....	295,800
25	Motor carrier fees.....	25,500
26	Property development fees.....	4,300

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1	Public utility assessments.....	1,505,200
2	Safety education and training fund.....	200,300
3	Second injury fund.....	68,300
4	Self-insurers' security fund.....	18,000
5	Silicosis and dust disease fund.....	26,200
6	Utility consumer representation fund.....	850,000
7	Worker's compensation administrative revolving fund..	53,200
8	State general fund/general purpose..... \$	5,305,900
9	Sec. 103. COUNCIL FOR ARTS AND CULTURAL AFFAIRS	
10	Full-time equated classified positions.....9.0	
11	Administration--9.0 FTE positions..... \$	855,400
12	Arts and cultural grants.....	<u>24,645,200</u>
13	GROSS APPROPRIATION..... \$	25,500,600
14	Appropriated from:	
15	Federal revenues:	
16	NFAH-NEA, promotion of the arts, state and regional	
17	programs.....	700,000
18	State restricted revenues:	
19	Liquor purchase revolving fund.....	2,450,000
20	State general fund/general purpose..... \$	22,350,600
21	Sec. 104. FIRE SAFETY	
22	Full-time equated classified positions.....54.0	
23	Office of fire safety--54.0 FTE positions..... \$	<u>4,368,200</u>
24	GROSS APPROPRIATION..... \$	4,368,200
25	Appropriated from:	
26	Interdepartmental grant revenues:	

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1	IDG from department of community health, inspection	
2	contract.....	109,200
3	Federal revenues:	
4	Federal funds.....	1,298,300
5	Special revenue funds:	
6	Fire alarm regulation fees.....	164,300
7	Fire service fees.....	1,618,700
8	State general fund/general purpose..... \$	1,177,700
9	Sec. 105. MANAGEMENT SERVICES	
10	Full-time equated classified positions.....178.0	
11	Administrative services--74.0 FTE positions..... \$	5,144,600
12	Technology support--104.0 FTE positions.....	12,540,000
13	Insurance automation.....	750,000
14	Health services information systems.....	750,000
15	Rent.....	6,306,400
16	Building occupancy charges - property development	
17	services.....	4,767,900
18	Worker's compensation.....	1,009,900
19	Special project advances.....	<u>740,000</u>
20	GROSS APPROPRIATION..... \$	32,008,800
21	Appropriated from:	
22	Federal revenues:	
23	DOL-ETA, unemployment insurance.....	342,400
24	DOL, multiple grants for safety and health.....	671,600
25	Federal funds.....	751,200
26	HHS, federal funds.....	76,100

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1	Special revenue funds:	
2	Private-special project advances.....	740,000
3	Bank fees.....	299,200
4	Boiler fee revenue.....	220,700
5	Construction code fund.....	1,247,100
6	Consumer finance fees.....	136,500
7	Corporations and securities fees.....	2,026,700
8	Credit union fees.....	214,800
9	Elevator fees.....	321,400
10	Fees and collections/asbestos.....	52,100
11	Health professions regulatory fund.....	3,559,200
12	Health systems fees and collections.....	256,500
13	Insurance regulatory fees.....	2,164,900
14	Licensing and regulation fees.....	1,905,300
15	Liquor license fees.....	160,900
16	Liquor purchase revolving fund.....	4,948,400
17	Manufactured housing commission fees.....	117,900
18	Michigan state housing development authority fees and	
19	charges.....	1,780,600
20	Motor carrier fees.....	187,600
21	Property development fees.....	6,100
22	Public utility assessments.....	2,409,700
23	Safety education and training fund.....	385,700
24	Second injury fund.....	77,400
25	Self-insurers' security fund.....	20,300
26	Silicosis and dust disease fund.....	29,900

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1	Worker's compensation administrative revolving fund..	1,179,100
2	State general fund/general purpose..... \$	5,719,500
3	Sec. 106. FINANCIAL SERVICES AND CORPORATIONS	
4	Full-time equated classified positions.....	375.0
5	Manufactured housing commission, per diem \$50.00..... \$	7,800
6	Manufactured housing and land resources program--	15.0
7	FTE positions.....	1,456,900
8	Corporate services--61.0 FTE positions.....	4,923,800
9	Investment oversight--29.0 FTE positions.....	2,523,800
10	Local manufactured housing communities inspections...	250,000
11	Property development group--13.0 FTE positions.....	1,382,100
12	Remonumentation grants.....	4,500,000
13	Financial institutions administration--18.0 FTE	
14	positions.....	1,291,100
15	Bank regulation--50.0 FTE positions.....	5,166,000
16	Credit union regulation--41.0 FTE positions.....	3,430,600
17	Financial institutions consumer protection--19.0 FTE	
18	positions.....	1,721,200
19	Financial institutions policy and legislation--5.0	
20	FTE positions.....	371,300
21	Federal regulatory projects.....	50,600
22	Insurance bureau administration--18.0 FTE positions..	2,155,600
23	Insurance financial standards--49.0 FTE positions....	7,416,100
24	Insurance licensing and enforcement--30.0 FTE	
25	positions.....	2,533,100
26	Insurance market standards and consumer services--	
27	27.0 FTE positions.....	<u>2,478,300</u>

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1	GROSS APPROPRIATION.....	\$	41,658,300
2	Appropriated from:		
3	Federal revenues:		
4	Federal regulatory project revenues.....		50,600
5	Special revenue funds:		
6	Private-travel funds.....		5,900
7	Bank fees.....		5,988,900
8	Certification and copying fees.....		2,127,500
9	Consumer finance fees.....		1,972,300
10	Corporations and securities fees.....		5,731,000
11	Credit union fees.....		4,019,000
12	Insurance continuing education fees.....		532,400
13	Insurance licensing and regulation fees.....		3,127,600
14	Insurance regulatory fees.....		10,785,300
15	Land sales fees.....		20,000
16	Limited liability partnership revenue.....		10,000
17	Manufactured housing commission fees.....		1,845,800
18	Multiple employer welfare arrangement.....		131,900
19	Property development fees.....		231,000
20	Remonumentation fees.....		5,079,100
21	State general fund/general purpose.....	\$	0
22	Sec. 107. PUBLIC SERVICE COMMISSION		
23	Full-time equated classified positions.....	151.0	
24	Administration, planning, and regulation--	151.0 FTE	
25	positions.....	\$	<u>17,415,500</u>
26	GROSS APPROPRIATION.....	\$	17,415,500

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1	Appropriated from:		
2	Federal revenues:		
3	DOE-OEERE, multiple grants.....	2,227,900	
4	DOT-RSPA, gas pipeline safety.....	265,000	
5	Special revenue funds:		
6	Private-Great Lakes governors council.....	46,000	
7	Motor carrier fees.....	1,787,700	
8	Public utility assessments.....	13,088,900	
9	State general fund/general purpose..... \$	0	
10	Sec. 108. LIQUOR CONTROL COMMISSION		
11	Full-time equated classified positions.....183.0		
12	Management support services--43.0 FTE positions..... \$	2,929,900	
13	Liquor licensing and enforcement--140.0 FTE positions	10,309,800	
14	Liquor law enforcement grants.....	6,000,000	
15	Grant to department of agriculture for wine industry		
16	council.....	<u>424,100</u>	
17	GROSS APPROPRIATION..... \$	19,663,800	
18	Appropriated from:		
19	Special revenue funds:		
20	Liquor license revenue.....	10,773,300	
21	Liquor purchase revolving fund.....	8,466,400	
22	Nonretail liquor license revenue.....	424,100	
23	State general fund/general purpose..... \$	0	
24	Sec. 109. MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY		
25	Full-time equated classified positions.....233.0		
26	Payments on behalf of tenants..... \$	66,000,000	

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1	Housing and rental assistance program--227.0 FTE	
2	positions.....	21,070,500
3	Automatic data processing--6.0 FTE positions.....	862,500
4	Homeless program.....	<u>5,290,800</u>
5	GROSS APPROPRIATION..... \$	93,223,800
6	Appropriated from:	
7	Federal revenues:	
8	HUD, Lower income housing assistance program.....	79,049,500
9	Special revenue funds:	
10	Michigan state housing development authority fees and	
11	charges.....	14,174,300
12	State general fund/general purpose..... \$	0
13	Sec. 110. TAX TRIBUNAL	
14	Full-time equated classified positions.....14.0	
15	Operations--14.0 FTE positions..... \$	<u>1,576,500</u>
16	GROSS APPROPRIATION..... \$	1,576,500
17	Appropriated from:	
18	Special revenue funds:	
19	Tax tribunal fees.....	605,500
20	State general fund/general purpose..... \$	971,000
21	Sec. 111. GRANTS	
22	Fire protection grants..... \$	<u>[10,325,000]</u>
23	GROSS APPROPRIATION..... \$	[10,325,000]
24	Appropriated from:	
25	Special revenue funds:	
26	Liquor purchase revolving fund.....	6,925,000

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1	State general fund/general purpose.....	\$	[3,400,000]
2	Sec. 112. HEALTH REGULATORY SYSTEMS		
3	Full-time equated classified positions.....	361.0	
4	Health systems administration--215.0 FTE positions...	\$	[19,425,200]
5	Nursing home quality incentive grants.....		[25,000,000]
6	Emergency medical services program state staff--10.0		
7	FTE positions.....		1,084,200
8	Health facilities management information system.....		568,400
9	Radiological health administration and projects--24.0		
10	FTE positions.....		1,876,800
11	Substance abuse program administration--4.0 FTE		
12	positions.....		387,000
13	Emergency medical services grants and contracts.....		962,200
14	Health services--108.0 FTE positions.....		<u>11,875,400</u>
15	GROSS APPROPRIATION.....	\$	[61,179,200]
16	Appropriated from:		
17	Federal revenues:		
18	Federal funds.....		[27,041,600]
19	Special revenue funds:		
20	Controlled substance license fees.....		1,304,400
21	Health professions regulatory fund.....		10,121,000
22	Health systems fees and collections.....		3,722,300
23	Nurse professional fund.....		450,000
24	State general fund/general purpose.....	\$	[18,539,900]
25	Sec. 113. REGULATORY SERVICES		
26	Full-time equated classified positions.....		275.0

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1	AFC, children's welfare and day care licensure--275.0		
2	FTE positions.....	\$	<u>20,762,800</u>
3	GROSS APPROPRIATION.....	\$	20,762,800
4	Appropriated from:		
5	Federal revenues:		
6	HHS, federal funds.....		8,618,500
7	Special revenue funds:		
8	Licensing fees.....		460,800
9	State general fund/general purpose.....	\$	11,683,500
10	Sec. 114. OCCUPATIONAL REGULATION		
11	Full-time equated classified positions.....240.0		
12	Commissions and boards.....	\$	41,900
13	Code enforcement--99.0 FTE positions.....		7,427,600
14	Code enforcement flexibility.....		632,100
15	Boiler inspection program--18.0 FTE positions.....		1,449,400
16	Elevator inspection program--23.0 FTE positions.....		1,740,800
17	Commercial services--100.0 FTE positions.....		<u>8,194,100</u>
18	GROSS APPROPRIATION.....	\$	19,485,900
19	Appropriated from:		
20	Special revenue funds:		
21	Boiler fee revenue.....		1,588,100
22	Construction code fund.....		7,861,100
23	Elevator fees.....		1,842,600
24	Health professions regulatory fund.....		221,600
25	Homeowner construction lien recovery fund.....		1,528,900
26	Licensing and regulation fees.....		6,181,100

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1	Real estate appraiser continuing education fund.....	45,000
2	Real estate education fund.....	217,500
3	State general fund/general purpose..... \$	0
4	Sec. 115. EMPLOYMENT RELATIONS	
5	Full-time equated classified positions.....28.0	
6	Fact finding and arbitration..... \$	169,300
7	Employment and labor relations--28.0 FTE positions...	<u>2,792,300</u>
8	GROSS APPROPRIATION..... \$	2,961,600
9	Appropriated from:	
10	Special revenue funds:	
11	Publication revenue.....	25,000
12	State general fund/general purpose..... \$	2,936,600
13	Sec. 116. SAFETY AND REGULATION	
14	Full-time equated classified positions.....[286.0]	
15	Commissions and boards..... \$	27,700
16	Employment standards enforcement--38.0 FTE positions.	2,434,400
17	Subgrantees.....	1,026,900
18	Occupational safety and health--[248.0] FTE positions..	<u>[21,835,700]</u>
19	GROSS APPROPRIATION..... \$	[25,324,700]
20	Appropriated from:	
21	Federal revenues:	
22	DOL, multiple grants for safety and health.....	12,202,300
23	Special revenue funds:	
24	Fees and collections.....	694,200
25	Safety education and training fund.....	[5,254,800]
26	State general fund/general purpose..... \$	[7,173,400]

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1	Sec. 117. WORKER'S DISABILITY COMPENSATION		
2	Full-time equated classified positions.....	172.4	
3	Administration--119.0 FTE positions.....	\$	8,020,100
4	Board of magistrates administration--8.0 FTE		
5	positions.....		1,737,400
6	Appellate commission administration--11.4 FTE		
7	positions.....		803,400
8	Supplemental benefit fund.....		1,500,000
9	Insurance funds administration--34.0 FTE positions...		10,146,300
10	Automatic data processing.....		506,000
11	Grant to Michigan jobs commission, hire the handi-		
12	capped program.....		<u>50,000</u>
13	GROSS APPROPRIATION.....	\$	22,763,200
14	Appropriated from:		
15	Special revenue funds:		
16	Second injury fund.....		6,456,300
17	Self-insurers' security fund.....		1,720,100
18	Silicosis and dust disease fund.....		2,525,900
19	Worker's compensation administrative revolving fund..		2,011,400
20	State general fund/general purpose.....	\$	10,049,500
21	Sec. 118. UNEMPLOYMENT AGENCY		
22	Full-time equated classified positions.....	1,519.0	
23	Worker's compensation.....	\$	622,700
24	Rent.....		4,232,000
25	Building occupancy charges - property development		
26	service.....		2,071,300

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1	Unemployment program--1,441.7 FTE positions.....	91,345,500
2	Advocacy assistance program--8.0 FTE positions.....	1,516,500
3	Special audit and collections program--34.0 FTE	
4	positions.....	2,085,600
5	Testing program for agency staff--2.1 FTE positions..	1,044,100
6	Expanded fraud control program--33.2 FTE positions...	<u>2,378,500</u>
7	GROSS APPROPRIATION.....	\$ 105,296,200
8	Appropriated from:	
9	Interdepartmental grant revenues:	
10	IDG from family independence agency.....	3,911,700
11	Federal revenues:	
12	DOL, employment and training administration.....	500,000
13	DOL, unemployment insurance.....	88,423,500
14	Federal reed act funds.....	4,000,000
15	Special revenue funds:	
16	Contingent fund, penalty and interest account.....	8,461,000
17	State general fund/general purpose.....	\$ 0

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20 PART 2

21 PROVISIONS CONCERNING APPROPRIATIONS

22 GENERAL SECTIONS

23 Sec. 201. (1) Pursuant to section 30 of article IX of the state
24 constitution of 1963, total state spending from state sources for fiscal
25 year 1999-2000 is estimated at [\$285,660,800.00] in this act and state
26 spending from state sources paid to local units of government for fiscal
27 year 1999-2000 is estimated at [\$40,520,200.00]. The itemized statement

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1 below identifies appropriations from which spending to units of local
2 government will occur:

3 DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

4	Arts and cultural grants.....	\$	23,945,200
5	Fire protection grants.....		[10,325,000]
6	Liquor law enforcement.....		6,000,000
7	Local manufactured housing inspections.....		<u>250,000</u>
8	Total consumer and industry services.....	\$	[40,520,200]

9 (2) If it appears to the principal executive officer of a department
10 or branch that state spending to local units of government will be less
11 than the amount that was projected to be expended under subsection (1),
12 the principal executive officer shall immediately give notice of the
13 approximate shortfall to the state budget director, the house and senate
14 appropriations committees, and the house and senate fiscal agencies.

15 Sec. 202. As used in this appropriation act:

16 (a) "AFC" means adult foster care.

17 (b) "Department" means the department of consumer and industry
18 services.

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

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

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

23 (f) "DOL-OSHA" means the DOL occupational safety and health
24 administration.

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

26 (h) "DOT-RSPA" means the DOT research and special programs
27 administration.

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1 (i) "Fiscal agencies" means Michigan house fiscal agency and
2 Michigan senate fiscal agency.

3 (j) "FTE" means full-time equated.

4 (k) "HHS" means the United States department of health and human
5 services.

6 (l) "HHS-HCFA" means the HHS health care financing administration.

7 (m) "HHS-SSA" means HHS social security administration.

8 (n) "HUD" means the United States department of housing and urban
9 development.

10 (o) "IDG" means interdepartmental grant.

11 (p) "MIOSHA" means the Michigan occupational safety and health
12 administration.

13 (q) "NFAH" means the national foundation of the arts and the
14 humanities.

15 (r) "NFAH-NEA" means the NFAH national endowment for the arts.

16 Sec. 203. The appropriations made and the expenditures authorized
17 under this act and the departments, agencies, commissions, boards,
18 offices, and programs for which an appropriation is made under this act
19 are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to
20 18.1594.

21 Sec. 204. A department or agency billed by the department of civil
22 service for the 1% charge authorized by section 5 of article XI of the
23 state constitution of 1963 by the end of the first fiscal quarter shall
24 pay the total amount of the billing by the end of the second fiscal
25 quarter.

26 Sec. 205. (1) The department shall submit to the department of
27 management and budget, the house and senate appropriations committees,

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1 the house and senate fiscal agencies, and the house and senate standing
2 committees with jurisdiction over technology issues quarterly reports on
3 the department's efforts to change the department's computer software and
4 hardware as necessary to perform properly in the year 2000 and beyond.
5 These reports shall identify actual progress in comparison to the
6 department's approved work plan for these efforts.

7 (2) Beginning with the report on April 1, 2000, the department shall
8 submit to the department of management and budget, the senate and house
9 of representatives standing committees on appropriations, the senate and
10 house fiscal agencies, and the senate and house standing committees
11 having jurisdiction over technology issues quarterly reports identifying
12 for the immediately preceding quarter any problems with information sys-
13 tems, any occurrences of information system failure as a result of non-
14 compliance with year 2000 standards, and any previously unidentified area
15 of impact. These reports shall identify all systems needing corrective
16 action and the contractual obligations of all accountable parties. These
17 reports shall give the status of the progress made in repairing and test-
18 ing applications, the status of all vendor-supplied solutions to prob-
19 lems, information on the activation of manual or contract processes used
20 to correct problems, and an itemization of the additional costs
21 incurred.

22 (3) The department may present progress billings to the department
23 of management and budget for the costs incurred in changing computer
24 software and hardware as necessary to perform properly in the year 2000
25 and beyond, and for costs incurred as a result of initiating corrective
26 actions. At the time progress billings are presented for reimbursement,
27 the department shall identify the funding sources that should support the

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1 work performed, and the department of management and budget shall forward
2 the appropriate funding.

3 Sec. 206. The department shall provide a report prepared by the
4 department's internal auditor on the activities of the internal auditor
5 for the prior fiscal year. This report shall include a listing of each
6 audit or investigation performed by the internal auditor pursuant to
7 sections 486(4) and 487 of the management and budget act, 1984 PA 431,
8 MCL 18.1486 and 18.1487. The report shall identify the proportion of
9 time spent on each of the statutory responsibilities listed in
10 sections 485(4), 486(4), and 487 of the management and budget act, 1984
11 PA 431, MCL 18.1485, 18.1486, and 18.1487, and the time spent on all
12 other activities performed in the internal audit function. The first
13 report shall be due on March 1, 2000 and biennially thereafter beginning
14 on May 1, 2001 and shall be submitted to the governor, auditor general,
15 the senate and house appropriations committees, the senate and house
16 fiscal agencies, and the director.

17 Sec. 207. (1) Beginning October 1, 1999, a hiring freeze is imposed
18 on the state classified civil service. State departments and agencies
19 are prohibited from hiring any new full-time state classified civil serv-
20 ice employees and prohibited from filling any vacant state classified
21 civil service positions. This hiring freeze does not apply to internal
22 transfers of classified employees from 1 position to another within a
23 department or to positions that are funded with 80% or more federal or
24 restricted funds.

25 (2) The state budget director shall grant exceptions to this hiring
26 freeze when the state budget director believes that the hiring freeze
27 will result in rendering a state department or agency unable to deliver

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1 basic services. The state budget director shall report by the fifteenth
2 of each month to the chairpersons of the senate and house of representa-
3 tives standing committees on appropriations the number of exceptions to
4 the hiring freeze approved during the previous month and the reasons to
5 justify the exceptions.

6 Sec. 208. Of the funds appropriated in part 1 that are in units
7 other than the grants unit, a department shall not provide grants to
8 local government agencies, institutions of higher education, or nonprofit
9 organizations unless the department provides notice of the grant to the
10 appropriate subcommittees of the house and senate appropriations commit-
11 tees at least 10 days before the grant is issued or at least 72 hours
12 before any announcement to local governmental units or the public.

13 Sec. 209. (1) The director shall take all reasonable steps to
14 ensure businesses in deprived and depressed communities compete for and
15 perform contracts to provide services or supplies or both for the
16 department.

17 (2) The director shall strongly encourage firms with which the
18 department contracts to subcontract with certified businesses in
19 depressed and deprived communities for services or supplies or both.

20 Sec. 210. Money appropriated in part 1 shall not be used for the
21 purchase of foreign goods or services when competitively priced and of
22 comparable quality American goods or services are available.

23 Sec. 212. Sixty days before beginning any effort to privatize, the
24 department shall submit a complete project plan to the appropriate house
25 and senate appropriations subcommittees and the house and senate fiscal
26 agencies. The plan shall include the criteria under which the
27 privatization initiative will be evaluated. The evaluation shall be

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1 completed and submitted to the appropriate house and senate
2 appropriations subcommittees and the house and senate fiscal agencies
3 within 30 months.

4 Sec. 213. All reports required in this act shall be made available
5 to the public primarily through Internet access, unless a printed version
6 is requested. The department shall provide electronic notification to
7 all legislative offices for specific reports requested by the
8 legislature.

9 Sec. 214. The department shall not permit any other department,
10 agency, or office of this state to use funds or FTE positions authorized
11 for the department or allow any funds or FTE positions from any other
12 department, agency, or office to be used within the department without a
13 30-day notice given to the appropriate subcommittees of the house and
14 senate appropriations committees.

15 **DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES**

16 Sec. 301. The appropriation in part 1 for fire protection grants
17 from the liquor purchase revolving fund shall be [fully funded and]
18 appropriated to cities,
19 villages, and townships with state-owned facilities for fire services,
20 instead of taxes, in accordance with 1977 PA 289, MCL 141.951 to
21 141.956 [, in the full amount of \$10,325,000.00 as provided for in part 1].

22 Sec. 302. The funds collected by the financial institutions bureau
23 in connection with a conservatorship pursuant to section 32 of the mort-
24 gage brokers, lenders, and servicers licensing act, 1987 PA 173,
25 MCL 445.1682, shall be appropriated for all expenses necessary to provide
for the required services. Funds are available for expenditure when they

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

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

9 Sec. 304. The department may make available to interested entities
10 otherwise unavailable customized listings of nonconfidential information
11 in its possession, such as names and addresses of licensees, and charge
12 for this information as follows: base fee for 1 to 1,000 records at the
13 cost to the department; 1,001 to 10,000 records at 2.5 cents per record;
14 and 10,001 or more records at .5 cents per record. The revenue received
15 from this service may be used to offset expenses of programs as appropri-
16 ated in part 1. The balance of this revenue collected and unexpended at
17 the end of the fiscal year shall revert to the appropriate restricted
18 revenue account or fund or, in absence of such an account or fund, to the
19 general fund. The department shall submit an annual report on or before
20 June 1, 2000 to the regulatory subcommittees of the house and senate
21 appropriations committees that states the amount of revenue received from
22 the sale of information.

23 Sec. 305. The appropriation in part 1 may be used for per diem pay-
24 ments to the members of commissions or boards for a full day of committee
25 work at which a quorum is present or for performing official business as
26 authorized by each respective commission or board. The per diem payments
27 shall be at a rate as follows:

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1	(a) Michigan board of chiropractic medicine.....	\$50.00 per day
2	(b) Michigan board of dentistry.....	\$50.00 per day
3	(c) Michigan board of medicine.....	\$50.00 per day
4	(d) Board of nursing.....	\$50.00 per day
5	(e) Michigan board of optometry.....	\$50.00 per day
6	(f) Michigan board of osteopathic medicine and	
7	surgery.....	\$50.00 per day
8	(g) Michigan board of pharmacy.....	\$50.00 per day
9	(h) Michigan board of podiatric medicine and	
10	surgery.....	\$50.00 per day
11	(i) Michigan board of psychology.....	\$50.00 per day
12	(j) Michigan board of physical therapy.....	\$50.00 per day
13	(k) Physicians' assistants task force.....	\$50.00 per day
14	(l) Michigan board of veterinary medicine.....	\$50.00 per day
15	(m) Michigan board of occupational therapists....	\$50.00 per day
16	(n) Michigan board of professional counselors....	\$50.00 per day
17	(o) Health occupations council.....	\$50.00 per day
18	(p) Board of accountancy.....	\$50.00 per day
19	(q) Board of architects.....	\$50.00 per day
20	(r) Athletic board of control.....	\$50.00 per day
21	(s) Board of barber examiners.....	\$50.00 per day
22	(t) Residential builders' and maintenance and	
23	alteration contractor's board.....	\$50.00 per day
24	(u) Carnival-amusement safety board.....	\$50.00 per day
25	(v) Collection practices board.....	\$50.00 per day
26	(w) Board of cosmetology.....	\$50.00 per day

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1	(x) Employment agency board.....	\$50.00 per day
2	(y) Board of professional engineers.....	\$50.00 per day
3	(z) Board of land surveyors.....	\$50.00 per day
4	(aa) Board of landscape architects.....	\$50.00 per day
5	(bb) Board of marriage counselors.....	\$50.00 per day
6	(cc) Board of examiners in mortuary science.....	\$50.00 per day
7	(dd) Nursing home administrators' board.....	\$50.00 per day
8	(ee) Board of real estate brokers and	
9	salespersons.....	\$50.00 per day
10	(ff) Ski area safety board.....	\$50.00 per day
11	(gg) Board of examiners of social workers.....	\$50.00 per day
12	(hh) Commission on professional and occupational	
13	licensure.....	\$50.00 per day
14	(ii) Board of real estate appraisers.....	\$50.00 per day
15	(jj) Utility consumer participation board.....	\$50.00 per day
16	(kk) Construction code commission.....	\$50.00 per day
17	(ll) Plumbing board.....	\$50.00 per day
18	(mm) Electrical board.....	\$50.00 per day
19	(nn) Barrier free design board.....	\$50.00 per day
20	(oo) Mechanical board.....	\$50.00 per day
21	(pp) Boiler board.....	\$50.00 per day
22	(qq) Elevator board.....	\$50.00 per day
23	(rr) General industry safety standards commission	\$50.00 per day
24	(ss) General industry safety standards advisory	
25	committees.....	\$50.00 per day
26	(tt) Construction safety standards commission....	\$50.00 per day

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1	(uu) Construction safety standards advisory	
2	committees.....	\$50.00 per day
3	(vv) Board of health and safety compliance	
4	appeals.....	\$50.00 per day
5	(ww) Occupation health standards commission.....	\$50.00 per day
6	(xx) Fire safety board.....	\$50.00 per day
7	(yy) Occupational health standards advisory	
8	committee.....	\$50.00 per day

9 Sec. 306. (1) The Michigan council for arts and cultural affairs in
10 the department shall administer the arts and cultural grants appropriated
11 in part 1. The council shall provide for fair and independent decisions
12 on arts and cultural grant requests based upon published criteria to
13 evaluate program quality. This criteria shall include a prohibition of
14 art projects that include displays of human wastes on religious symbols,
15 displays of sex acts, and depictions of flag desecration. The council
16 shall seek to award grants on an equitable geographic basis to the extent
17 possible given the quality of grant applications received. Priority
18 shall be given to projects that serve multiple counties and that leverage
19 significant additional public and private investment. Counties, cities,
20 villages, townships, community foundations, and organizations may apply
21 for the following categories of grants:

- 22 (a) State arts anchor organizations that serve a statewide or
23 regional audience.
- 24 (b) Arts education programs, also known as the arts and learning
25 programs.
- 26 (c) Local arts programs.

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1 (d) Arts organization development programs. These programs are
2 designed to encourage self-sufficiency in organizations. Grant awards
3 under this program are limited to 4 grant periods.

4 (e) Historical organizations and projects.

5 (f) Zoos.

6 (g) Publicly owned facilities, excluding stadiums used primarily for
7 professional sports events.

8 (h) Cultural and community organizations and projects.

9 (i) Art institutions.

10 (j) Symphony orchestras.

11 (k) Multicounty regional arts regranting and programming councils.

12 (l) Music education camps.

13 (m) Capital outlay projects.

14 (2) Applications for arts and cultural grants shall be received by
15 the department, Michigan council for arts and cultural affairs, not later
16 than June 1, 2000.

17 (3) The appropriation for arts and cultural grants in part 1 and
18 disbursed under this section shall, at a minimum, be matched on an equal
19 dollar-for-dollar basis from local and private contributions paid and
20 received by each awardee receiving grants under this section. The
21 dollar-for-dollar match may include the reasonable value of services,
22 materials, and equipment as allowed under the federal internal revenue
23 code for charitable contributions subject also to the preapproval of such
24 a match by the Michigan council for arts and cultural affairs. The coun-
25 cil shall receive proof of the entire amount of the matching funds, serv-
26 ices, materials, or equipment by the end of the award period. The
27 council shall submit a report to the regulatory subcommittees of the

1 house and senate appropriations committees regarding those counties,
2 cities, villages, townships, community foundations, and organizations
3 failing to meet their matching requirements by the end of the award
4 period.

5 (4) Before any amount appropriated for arts and cultural grants in
6 part 1 may be expended for a grant to eligible applicants for the pur-
7 poses in this section, the department shall execute a grant agreement
8 with each grantee. The grant agreement shall specify the criteria
9 included in this section with which the application complies. The grant
10 agreement shall include a list of the projects funded and the amount of
11 funds each subgrantee, if applicable, will receive for those projects. A
12 contract shall not be executed and dollars shall not be disbursed until 2
13 weeks after the regulatory subcommittees of the house and senate appro-
14 priations committees have received a copy of the proposed contract.

15 (5) By November 1, 1999, the department shall report to the regula-
16 tory subcommittees of the house and senate appropriations committees on
17 how the council intends to implement the provisions of this section,
18 including the process for evaluating organization quality and efforts to
19 achieve an equitable geographic distribution of grants.

20 (6) By not later than 1 month after the grant application deadline,
21 the department shall provide a list of all grant applications, by county,
22 to the regulatory subcommittees of the house and senate appropriations
23 committees. The department shall, at least 30 days before the award of
24 any grant, provide the regulatory subcommittees of the house and senate
25 appropriations committees a list of all proposed grant awardees.

26 (7) Counties, cities, villages, townships, community foundations,
27 and organizations receiving funds under this section shall provide the

1 following reports to the Michigan council for arts and cultural affairs
2 and to the regulatory subcommittees of the house and senate appropria-
3 tions committees:

4 (a) A final report covering the grant period and due within 30 days
5 after the end of the grant period indicating at least the following:

6 (i) Revenues and expenditures, indicating whether revenues are from
7 private donations or fees.

8 (ii) Number of employees.

9 (iii) Number of new hires.

10 (b) For awardees receiving grants greater than \$100,000.00, a copy
11 of the awardee's annual report and audit report for the fiscal year in
12 which the majority of the grant took place due within 90 days after the
13 end of the awardee's fiscal year. The audit report shall include an
14 audit of grant funds. A representative sampling of grant agreements
15 shall be audited by the state auditor general. The audit report shall be
16 submitted to the regulatory subcommittees of the house and senate appro-
17 priations committees for review. These awardees shall also submit the
18 information in subdivision (a) on a quarterly basis for the immediately
19 preceding quarter due on January 7, 2000, April 7, 2000, July 7, 2000,
20 and October 7, 2000.

21 (8) The recipients of grant funds under this section shall be
22 announced by the department by September 15, 2000.

23 (9) A grant awarded under this section and the matching funds which
24 conferred eligibility for the grant award shall be used by the recipient
25 of the grant award and shall not be redistributed by that recipient to
26 any other entity unless specifically provided for in the grant agreement

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1 between the funded grant awardee and the Michigan council for arts and
2 cultural affairs.

3 (10) The applicants for arts and cultural grant funds shall be
4 charged a nonrefundable application fee of \$100.00 or 1% of the grant,
5 whichever is less. The application fee may be used by the department to
6 recover direct and indirect costs as appropriated in part 1.

7 (11) From the funds appropriated in part 1 for arts and cultural
8 grants, organizations receiving grants within the state arts anchor
9 organization category for either the fiscal year ending September 30,
10 1999 or the fiscal year ending September 30, 2000 shall not receive a
11 combined grant award from this and any other Michigan council for arts
12 and cultural affairs grant categories, with the exception of the partner-
13 ship program, in excess of 19.8% of the organization's operating
14 revenue. For the purposes of this subsection, "operating revenue" shall
15 be defined in the same manner as it was defined during the fiscal year
16 1999 state arts anchor organization application process. It is the
17 intent of the legislature that the Michigan council for arts and cultural
18 affairs take appropriate steps to ensure that all organizations receiving
19 state arts anchor organization grants have combined grant awards, as
20 defined above, of no more than 15.0% of operating revenue for the fiscal
21 year ending September 30, 2005 and beyond.

22 (12) It is the intent of the legislature that up to 3% of the net
23 income produced by the liquor purchase revolving fund as reported at the
24 close of the most recently completed fiscal year be allocated to arts and
25 cultural organizations as a supplement to general fund/general purpose
26 support to these organizations. The \$2,450,000.00 appropriated in part 1
27 for arts and cultural grants from the liquor purchase revolving fund

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1 shall be distributed by the Michigan council for arts and cultural
2 affairs through its current grant programs, except that no organization
3 receiving a state arts anchor organization grant and having a combined
4 grant award from this and all other grant categories, with the exception
5 of the partnership program, in excess of 10% of its operating revenue as
6 reported on its anchor organization grant application shall be eligible
7 for these grant funds.

8 Sec. 307. The department may receive and expend contributions from
9 public, private, and federal sources, except state agencies, for the pur-
10 pose of acquiring or constructing art objects or promoting or preserving
11 the arts in or on state properties. Expenditures of any funds received
12 shall be consistent with the purposes of the Faxon-McNamee art in public
13 places act, 1980 PA 105, MCL 18.71 to 18.81. Any funds received under
14 this section are considered a work project account and may be carried
15 forward into the succeeding fiscal year.

16 Sec. 308. The Michigan state housing development authority shall
17 annually present a report to the regulatory subcommittees of the house
18 and senate appropriations committees on the status of the authority's
19 housing production goals under all financing programs established or
20 administered by the authority. The report shall give special attention
21 to efforts to raise affordable multifamily housing production goals.

22 Sec. 309. The department shall assess and collect fees in the
23 licensing and regulation of child care organizations as defined in 1973
24 PA 116, MCL 722.111 to 722.128, and adult foster care facilities as
25 defined in the adult foster care facility licensing act, 1979 PA 218,
26 MCL 400.701 to 400.737. Fees collected by the department shall not
27 exceed the deducts in part 1 and shall be used exclusively for the

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1 purpose of licensing and regulating child care organizations and adult
2 foster care facilities.

3 Sec. 310. Of the funds appropriated in part 1 for insurance bureau
4 administration, the insurance bureau may utilize up to \$15,000.00 in
5 insurance regulatory and licensing fee revenue to pay for legislators
6 designated by the senate majority leader and speaker of the house of rep-
7 resentatives to participate in insurance activities coordinated by insur-
8 ance and legislative associations including the national association of
9 insurance commissioners and the national council of insurance legislators
10 in accordance with section 225 of the insurance code of 1956, 1956 PA
11 218, MCL 500.225. The insurance commissioner shall maintain a list of
12 the names of and amounts provided to individual legislators pursuant to
13 this section.

14 Sec. 311. The appropriation in part 1 for the department, bureau of
15 safety and regulation, safety education and training division, includes
16 funding for on-site consultation and education and training programs.
17 The appropriation in part 1 anticipates that 90% of the on-site consulta-
18 tion program costs and 50% of the education and training program costs
19 will be supported by federal OSHA funds and the remaining 10% and 50%
20 respectively will be supported by safety education and training funds.
21 If federal OSHA funding does not become available to cover up to 90% of
22 the program costs for on-site consultation and 50% for education and
23 training, up to 50% of the program costs for on-site consultation and 90%
24 of the program costs for education and training may be paid from the
25 safety education and training fund as a match for available federal
26 funds.

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1 Sec. 312. The funds collected by the department for licenses,
2 permits, and other elevator regulation fees set forth in R 408.8151 of
3 the Michigan administrative code and as determined under section 8 of
4 1976 PA 333, MCL 338.2158, and section 16 of 1967 PA 227, MCL 408.816,
5 that are unexpended at the end of the fiscal year shall carry forward to
6 the subsequent fiscal year. The department shall submit a report on an
7 annual basis to the regulatory subcommittees of the house and senate
8 appropriations committees on the amount of funds available under this
9 section.

10 Sec. 313. If the revenue collected by the department for occupa-
11 tional safety and health, health systems administration, or radiological
12 health administration and projects from fees and collections exceeds the
13 amount appropriated in part 1, the revenue may be carried forward into
14 the subsequent fiscal year. The revenue carried forward under this sec-
15 tion shall be used as the first source of funds in the subsequent fiscal
16 year.

17 Sec. 314. Money appropriated under this act for fire safety pro-
18 grams shall not be expended unless, in accordance with section 2c of the
19 fire prevention code, 1941 PA 207, MCL 29.2c, inspection and plan review
20 fees will be charged according to the following schedule:

21 Operation and maintenance inspection fee

22 23	<u>Facility type</u>	<u>Facility size</u>	<u>Fee</u>
24	Hospitals	Any	\$8.00 per bed
25	<u>Plan review and construction inspection fees for hospitals and schools</u>		
26	<u>Project cost range</u>		<u>Fee</u>
27	\$101,000.00 or less		minimum fee of \$125.00
28	\$101,001.00 to \$1,500,000.00		\$1.24 per \$1,000.00
29	\$1,500,001.00 to \$10,000,000.00		\$0.90 per \$1,000.00

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1 \$10,000,001.00 or more \$0.70 per \$1,000.00
2 or a maximum fee of \$50,000.00.
3

4 Sec. 315. The department shall furnish the clerk of the house, the
5 secretary of the senate, and the members of the house and senate appro-
6 priations committees with any evaluation reports and subsequent approvals
7 or disapprovals of juvenile residential facilities operated by the family
8 independence agency, as required by 1973 PA 116, MCL 722.116. If no
9 evaluations are conducted during the fiscal year, the department shall
10 notify the subcommittee and the fiscal agencies.

11 Sec. 316. [(1) From the amount appropriated in part 1 to health
systems administration, the department of consumer and industry services
shall provide funding for not less than 127 inspectors to annually survey
and investigate the care and services delivered in nursing homes, county
medical care facilities, and hospital long-term care units in accordance
with provisions in the public health code, 1978 PA 368, M.C.L. 333.1101 to
333.25211, and federal medicare and medicaid certification standards.

 (2)] The department, in keeping with the severity of the alle-
12 gations, shall investigate complaints alleging poor care and services
13 occurring on nights or weekends in nursing homes, county medical care
14 facilities, and hospital long-term care units by conducting on-site
15 investigations on nights or weekends.

16 Sec. 317. If the revenue collected by the department from licensing
17 and regulation fees exceeds the amount appropriated in part 1, the reve-
18 nue may be carried forward into the subsequent fiscal year. The revenue
19 carried forward under this section shall be used as the first source of
20 funds in the subsequent fiscal year.

21 Sec. 318. Funds earned or authorized by the United States depart-
22 ment of labor in excess of the gross appropriation in part 1 for the
23 Michigan unemployment agency from the United States department of labor
24 are appropriated and may be expended for staffing and related expenses
25 incurred in the operation of its programs. These funds may be spent
26 after the department notifies the regulatory subcommittees of the house
27 and senate appropriations committees of the purpose and amount of each
28 grant award.

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1 Sec. 319. (1) In addition to the funds appropriated in part 1,
2 there is appropriated an amount not to exceed \$23,500,000.00 for federal
3 contingency funds. These funds are not available for expenditure until
4 they have been transferred to another line item in this act pursuant to
5 section 393(2) of the management and budget act, 1984 PA 431,
6 MCL 18.1393.

7 (2) In addition to the funds appropriated in part 1, there is appro-
8 priated an amount not to exceed \$12,200,000.00 for state restricted con-
9 tingency funds. These funds are not available for expenditure until they
10 have been transferred to another line item in this act pursuant to sec-
11 tion 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

12 (3) In addition to the funds appropriated in part 1, there is appro-
13 priated an amount not to exceed \$180,800.00 for local contingency funds.
14 These funds are not available for expenditure until they have been trans-
15 ferred to another line item in this act pursuant to section 393(2) of the
16 management and budget act, 1984 PA 431, MCL 18.1393.

17 (4) In addition to the funds appropriated in part 1, there is appro-
18 priated an amount not to exceed \$50,000.00 for private contingency
19 funds. These funds are not available for expenditure until they have
20 been transferred to another line item in this act pursuant to section
21 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

22 Sec. 320. The department shall sell documents at a price not to
23 exceed the cost of production and distribution. Money received from the
24 sale of these documents shall revert to the department. The funds are
25 available for expenditure when they are received by the department of
26 treasury and may only be used for costs directly related to the continued

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1 updating and distribution of the documents pursuant to this section.

2 This section applies only for the following documents:

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

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

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

10 (d) The mobile home commission act, 1987 PA 96, MCL 125.2301 to
11 125.2349; the business corporation act, 1972 PA 284, MCL 450.1101 to
12 450.2098; the nonprofit corporation act, 1982 PA 162, MCL 450.2101 to
13 450.3192; and the uniform securities act, 1964 PA 265, MCL 451.501 to
14 451.818.

15 (e) Labor law books.

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

17 (g) Minimum design standards for health care facilities.

18 Sec. 321. (1) The department shall develop a nursing home quality
19 care incentive program. The purpose of the program will be to provide
20 financial incentives for nursing homes to develop high quality care
21 services. Grants shall be awarded to nursing homes that can demonstrate
22 an existing commitment to providing high quality care.

23 (2) The department shall develop the specific criteria for the
24 awarding of these grants. At a minimum, these criteria shall include
25 some measure of resident satisfaction with the level of care provided.
26 The criteria may also include the results of the facility's annual survey
27 conducted by the department.

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1 (3) The department shall report to the house and senate
2 appropriations committees and the fiscal agencies by October 1, 1999
3 regarding the exact criteria to be used in awarding the grants.

4 (4) The department shall both notify nursing home care providers of
5 the criteria to be used in awarding grants and have the grant process in
6 place by January 1, 2000.

7 (5) The department shall award all grant funds appropriated for this
8 purpose by September 30, 2000 and by September 30 of each year
9 thereafter.

10 Sec. 322. The department shall report to the appropriations subcom-
11 mittees and the fiscal agencies on March 1, 2000 and September 1, 2000 on
12 the initial and follow-up surveys conducted on all nursing homes in this
13 state. The report shall include all of the following information:

14 (a) The number of surveys conducted.

15 (b) The number requiring follow-up surveys.

16 (c) The number referred to the Michigan public health institute for
17 remediation.

18 (d) The number of citations per home.

19 (e) The number of night and weekend complaints filed.

20 (f) the number of night and weekend responses to complaints con-
21 ducted by the department.

22 (g) The average length of time for the department to respond to a
23 complaint filed against a nursing home.

24 Sec. 323. The department shall report by November 1, 1999 to the
25 legislature and the fiscal agencies the status of the nursing home com-
26 plaint investigation backlog and any suggested revisions to current
27 statute or promulgated rules that will assist in improving the

1 effectiveness of the nursing home survey and complaint investigation
2 process.

3 Sec. 324. The department of consumer and industry services, bureau
4 of safety and regulation, shall provide an annual report by February 1 of
5 each year to the appropriate house and senate appropriations subcommit-
6 tees and the house and senate fiscal agencies on the number of individu-
7 als killed and the number of individuals injured on the job within indus-
8 tries regulated by the bureau during the preceding calendar year.

9 Sec. 325. The department shall provide for the updating of all rel-
10 evant files and lists maintained by the Michigan child care
11 clearinghouse. The department shall provide a report to the appropriate
12 house and senate appropriations subcommittees on the costs involved with
13 complying with this section by September 30, 2000.

14 Sec. 326. As a condition for receiving the general fund/general
15 purpose appropriations in part 1 for health systems administration, the
16 department shall provide assistance to any person making an oral request
17 for a nursing home investigation in putting his or her request into writ-
18 ing, shall initiate investigations on all written nursing home complaints
19 filed with the department within 15 days of receipt of the complaint, and
20 shall provide a written response to the complainant within 30 days of
21 receipt of the written complaint.

22 Sec. 327. Any funds appropriated to the department of consumer and
23 industry services for fiscal year 1998-99 that are committed or encum-
24 bered in a contractual agreement may be available in the subsequent
25 fiscal year until the project specified in the contractual agreement is
26 completed.

[Sec. 327a. The department shall conduct a resident satisfaction
survey that will measure the satisfaction of residents and their families
with the care in nursing homes. This survey shall be completed by September
30, 2000.]

1 Sec. 328. Of the funds appropriated in part 1 for health systems
2 administration, no funds shall be distributed to a nursing home under the
3 nursing home quality incentive program unless that nursing home makes a
4 written commitment to the department to post the executive summary of the
5 nursing home's last annual inspection in a conspicuous place within the
6 nursing home for public review.

7 Sec. 329. It is the intent of the legislature that the unemployment
8 agency, during its transition to the remote initial claims system, oper-
9 ate a sufficient number of unemployment agency offices, including itiner-
10 ant or satellite offices, within Michigan's Upper Peninsula to ensure
11 that the citizens of the Upper Peninsula can access these offices without
12 excessive travel.

[Sec. 330. Of the funds appropriated in part 1 for health systems administration, funds shall be distributed to hire the additional 20.0 FTE's, preference shall be given individuals who have a minimum 1 year prior experience in the long-term care industry.]

Sec. 331. Of the appropriation in part 1 for occupational safety and health, at least \$600,000.00 and 10 FTE positions shall be used to support 5 new occupational safety inspector positions and 7 new industrial hygienist positions. Both the funding and positions noted in this section shall be in addition to FTE positions and funding allocated for these purposes in the fiscal year ending September 30, 1999.]