

HOUSE BILL No. 4842

May 24, 2007, Introduced by Rep. Meadows and referred to the Committee on Appropriations.

A bill to amend 1979 PA 152, entitled "State license fee act," by amending sections 3, 13, 15, 17, 21, 23, 25, 27, 28, 29, 31, 37, 38, 39, 43, and 62 (MCL 338.2203, 338.2213, 338.2215, 338.2217, 338.2221, 338.2223, 338.2225, 338.2227, 338.2228, 338.2229, 338.2231, 338.2237, 338.2238, 338.2239, 338.2243, and 338.2262), sections 3 and 37 as amended by 2006 PA 645, sections 13, 15, 17, 21, 23, 25, 27, 29, 31, 38, 39, 43, and 62 as amended by 2003 PA 87, and section 28 as added by 2006 PA 490.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. (1) Except as otherwise provided for in section 37,
2 the fees prescribed by this act shall be used only to offset the
3 cost of operating the department.

4 (2) Except as otherwise provided in sections 37 ~~—~~AND 38,

1 and 51, the fees collected pursuant to this act shall be credited
2 to the general fund of the state.

3 (3) THE DIRECTOR, IN CONSULTATION WITH THE RESPECTIVE
4 BOARDS, SHALL PROMULGATE RULES UNDER THE ADMINISTRATIVE
5 PROCEDURES ACT OF 1969, 1969 PA 306, MCL 24.201 TO 24.328, TO SET
6 FEES FOR LICENSEES AND REGISTRANTS UNDER THE OCCUPATIONAL CODE AS
7 DESCRIBED IN SUBSECTION (4), INCLUDING LICENSE, REGISTRATION,
8 APPLICATION, SUPPLEMENTAL APPLICATION, AND OTHER FEES RELATED TO
9 SERVICES PROVIDED BY THE DEPARTMENT.

10 (4) UNTIL THE RULES DESCRIBED IN SUBSECTION (3) ARE
11 PROMULGATED, THE DEPARTMENT SHALL CHARGE THOSE FEES CONTAINED IN
12 THIS ACT FOR THE LICENSEES OR REGISTRANTS DESCRIBED IN SECTIONS
13 11, 13, 15, 17, 21, 23, 25, 27, 28, 29, 31, 37, 38, 39, 43, AND
14 62.

15 Sec. 13. (1) Fees for a person licensed or seeking licensure
16 as an architect under article 20 of the occupational code, MCL
17 339.2001 to 339.2014, are as follows:

18	(a)	Application processing.....	\$ 30.00
19	(b)	Supplemental application processing.....	20.00
20	(c)	License fee, per year.....	35.00

21 (2) Fees for a person licensed or seeking licensure as a
22 professional engineer under article 20 of the occupational code,
23 MCL 339.2001 to 339.2014, are as follows:

24	(a)	Application processing fee as follows+.....	\$ 35.00
25	(i)	If paid through September 30, 2003 or after	

1	September 30, 2007.....	\$ 30.00
2	(ii) Beginning October 1, 2003 through September 30,	
3	2007.....	35.00
4	(b) Supplemental application processing fee.....	20.00
5	(c) License fee, per year as follows.....	40.00
6	(i) If paid through September 30, 2003 or after	
7	September 30, 2007.....	20.00
8	(ii) Beginning October 1, 2003 through September 30,	
9	2007.....	40.00

10 (3) Fees for a person licensed or seeking licensure as a
 11 land surveyor under article 20 of the occupational code, MCL
 12 339.2001 to 339.2014, are as follows:

13	(a) Application processing fee as follows.....	\$ 35.00
14	(i) If paid through September 30, 2003 or after	
15	September 30, 2007.....	\$ 30.00
16	(ii) Beginning October 1, 2003 through September 30,	
17	2007.....	35.00
18	(b) Supplemental application processing fee.....	20.00
19	(c) Examination fees:	
20	(i) Complete examination.....	110.00
21	(ii) Part 1 of the examination (fundamentals).....	55.00
22	(iii) Part 2a of the examination (principles and	
23	practice).....	45.00
24	(iv) Part 2b of the examination (Michigan practice).	40.00
25	(d) Examination review.....	20.00
26	(e) License fee, per year.....	50.00

27 Sec. 15. Fees for a person registered or seeking
 28 registration as a landscape architect under article 22 of the

1 occupational code, MCL 339.2201 to 339.2211, are as follows:

2	(a)	Application processing fee as follows:	\$ 35.00
3	(i)	If paid through September 30, 2003 or after	
4		September 30, 2007.....	\$ 30.00
5	(ii)	Beginning October 1, 2003 through September 30,	
6		2007.....	35.00
7	(b)	Supplemental application processing fee.....	20.00
8	(c)	Examination fees:	
9	(i)	Complete examination.....	265.00
10	(ii)	Section 1 of the examination.....	25.00
11	(iii)	Section 2 of the examination.....	35.00
12	(iv)	Section 3 of the examination.....	100.00
13	(v)	Section 4 of the examination.....	125.00
14	(d)	Examination review.....	25.00
15	(e)	Registration fee, per year.....	40.00

16 Sec. 17. (1) Fees for a person licensed or seeking licensure
 17 as a barber, student barber, student instructor, or barber
 18 instructor, for a person licensed or seeking licensure to operate
 19 a barbershop or barber college, or for a person seeking a permit
 20 for a demonstration or a demonstrator's permit under article 11
 21 of the occupational code, MCL 339.1101 to 339.1118, are as
 22 follows:

23	(a)	Application processing fees:	
24	(i)	Student barber as follows:	\$ 20.00
25	(A)	If paid through September 30, 2003 or after	
26		September 30, 2007.....	\$ 15.00
27	(B)	Beginning October 1, 2003 through September 30,	

1		2007.....	20.00
2	(ii)	Barber as follows:.....	20.00
3	(A)	If paid through September 30, 2003 or after	
4		September 30, 2007.....	15.00
5	(B)	Beginning October 1, 2003 through September 30	
6		2007.....	20.00
7	(iii)	Student instructor as follows:.....	20.00
8	(iv)	Barber instructor as follows:.....	20.00
9	(A)	If paid through September 30, 2003 or after	
10		September 30, 2007.....	15.00
11	(B)	Beginning October 1, 2003 through September 30,	
12		2007.....	20.00
13	(v)	Barbershop as follows:.....	50.00
14	(A)	If paid through September 30, 2003 or after	
15		September 30, 2007.....	40.00
16	(B)	Beginning October 1, 2003 through September 30	
17		2007.....	50.00
18	(vi)	Barber college as follows:.....	75.00
19	(A)	If paid through September 30, 2003 or after	
20		September 30, 2007.....	50.00
21	(B)	Beginning October 1, 2003 through September 30,	
22		2007.....	75.00
23	(b)	Examination fees:	
24	(i)	Complete barber examination.....	75.00
25	(A)	Written portion only.....	35.00
26	(B)	Practical portion only.....	45.00
27	(ii)	Complete instructor examination.....	75.00
28	(A)	Written portion only.....	35.00
29	(B)	Practical portion only.....	45.00
30	(c)	Examination review.....	20.00
31	(d)	License fees, per year:	

1	(i)	Student barber as follows+.....	30.00
2	(A)	If paid through September 30, 2003 or after	
3		September 30, 2007.....	15.00
4	(B)	Beginning October 1, 2003 through September 30,	
5		2007.....	30.00
6	(ii)	Barber as follows+.....	30.00
7	(A)	If paid through September 30, 2003 or after	
8		September 30, 2007.....	15.00
9	(B)	Beginning October 1, 2003 through September 30,	
10		2007.....	30.00
11	(iii)	Student instructor as follows+.....	30.00
12	(A)	If paid through September 30, 2003 or after	
13		September 30, 2007.....	15.00
14	(B)	Beginning October 1, 2003 through September 30,	
15		2007.....	30.00
16	(iv)	Barber instructor as follows+.....	40.00
17	(A)	If paid through September 30, 2003 or after	
18		September 30, 2007.....	25.00
19	(B)	Beginning October 1, 2003 through September 30,	
20		2007.....	40.00
21	(v)	Barbershop as follows+.....	40.00
22	(A)	If paid through September 30, 2003 or after	
23		September 30, 2007.....	30.00
24	(B)	Beginning October 1, 2003 through September 30,	
25		2007.....	40.00
26	(vi)	Barber college.....	150.00
27	(e)	Demonstrator's temporary permit as follows+...	15.00
28	(i)	If paid through September 30, 2003 or after	
29		September 30, 2007.....	10.00
30	(ii)	Beginning October 1, 2003 through September 30,	
31		2007.....	15.00

1	(f)	Demonstration temporary permit as follows+....	15.00
2	—— (i)	If paid through September 30, 2003 or after	
3		September 30, 2007.....	10.00
4	—— (ii)	Beginning October 1, 2003 through September 30,	
5		2007.....	15.00

6 Sec. 21. Fees for a person licensed or seeking licensure to
7 operate a collection agency or to be a collection agency manager
8 under article 9 of the occupational code, MCL 339.901 to 339.920,
9 are as follows:

10	(a)	Application processing fees:	
11	(i)	Agency nonowner manager as follows+....	\$ 35.00
12	—— (A)	If paid through September 30, 2003 or	
13		after September 30, 2007.....	\$ 25.00
14	—— (B)	Beginning October 1, 2003 through	
15		September 30, 2007.....	35.00
16	(ii)	Agency.....	100.00
17	(b)	Examination fee.....	50.00
18	(c)	Examination review fee.....	20.00
19	(d)	License fee, per year:	
20	(i)	Agency nonowner manager.....	50.00
21	(ii)	Agency.....	125.00

22 Sec. 23. Fees for a person registered or seeking
23 registration as a professional community planner under article 23
24 of the occupational code, MCL 339.2301 to 339.2310, are as
25 follows:

26	(a)	Application processing fee as follows+.....	\$ 35.00
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1	—— (i) If paid through September 30, 2003 or after	
2	September 30, 2007.....	\$ 30.00
3	—— (ii) Beginning October 1, 2003 through September 30,	
4	2007.....	35.00
5	(b) Supplemental application processing fee.....	20.00
6	(c) Examination fee; Michigan portion.....	100.00
7	(d) Examination review.....	25.00
8	(e) Registration fee, per year.....	50.00

9 Sec. 25. Fees for a person licensed or seeking licensure as
10 a cosmetologist, manicurist, natural hair culturist, esthetician,
11 electrologist, or instructor or a person licensed or seeking
12 licensure to operate a cosmetology establishment or school of
13 cosmetology, seeking a student registration or transfer, or
14 seeking a permit to conduct an apprenticeship program under
15 article 12 of the occupational code, MCL 339.1201 to 339.1218,
16 are as follows:

17	(a) Application processing fees:	
18	(i) Apprenticeship program.....	\$ 25.00
19	(ii) Cosmetologist, manicurist, natural hair	
20	culturist, esthetician, electrologist,	
21	or instructor as follows	15.00
22	—— (A) If paid through September 30, 2003 or	
23	after September 30, 2007.....	10.00
24	—— (B) Beginning October 1, 2003 through	
25	September 30, 2007.....	15.00
26	(iii) Cosmetology establishment.....	25.00
27	(iv) School of cosmetology.....	100.00
28	(b) Examination fees:	

1	(i)	Complete examination for cosmetologist,	
2		manicurist, natural hair culturist,	
3		esthetician, electrologist, or	
4		instructor.....	25.00
5	(ii)	Written portion only.....	15.00
6	(iii)	Practical portion only.....	15.00
7	(iv)	Examination review.....	20.00
8	(c)	License fees, per year:	
9	(i)	Cosmetologist, manicurist, natural hair	
10		culturist, esthetician, electrologist,	
11		or instructor as follows.....	24.00
12	(A)	If paid through September 30, 2003 or	
13		after September 30, 2007.....	12.00
14	(B)	Beginning October 1, 2003 through	
15		September 30, 2007.....	24.00
16	(ii)	Cosmetology establishment.....	25.00
17	(iii)	School of cosmetology.....	100.00
18	(d)	Student registration or transfer	
19		fee as follows.....	15.00
20	(i)	If paid through September 30, 2003 or	
21		after September 30, 2007.....	5.00
22	(ii)	Beginning October 1, 2003 through	
23		September 30, 2007.....	15.00

24 Sec. 27. Fees for a person licensed or seeking licensure as
25 an employment or consulting agent or for a person licensed or
26 seeking licensure to operate a personnel agency under article 10
27 of the occupational code, MCL 339.1001 to 339.1022, are as
28 follows:

29 (a) Application processing fees:

1	(i)	Personnel agency.....	\$ 225.00
2	(ii)	Employment or consulting agent.....	30.00
3	(iii)	Officer or stockholder change.....	25.00
4	(b)	Examination fee.....	50.00
5	(c)	Examination review.....	20.00
6	(d)	License fee, per year:	
7	(i)	Personnel agency.....	125.00
8	(ii)	Employment or consulting agent as follows:	40.00
9	—— (A)	If paid through September 30, 2003 or after	
10		September 30, 2007.....	30.00
11	—— (B)	Beginning October 1, 2003 through September	
12		30, 2007.....	40.00

13 Sec. 28. Fees for an individual registered or seeking
14 registration as an auctioneer under article ~~28-29~~ of the
15 occupational code, MCL ~~339.2801-339.2901~~ to ~~339.2821-339.2919~~,
16 are as follows:

17	(a)	Application processing for registered	
18		auctioneer.....	\$ 50.00
19	(b)	Examination fee for registered auctioneer..	50.00
20	(c)	Registration fees, per year:	
21	(i)	Auctioneer - individual.....	\$ 200.00
22	(ii)	Auctioneer - firm.....	200.00

23 Sec. 29. Fees for a person registered or seeking
24 registration as a forester under article 21 of the occupational
25 code, MCL 339.2101 to 339.2108, are as follows:

26	(a)	Application processing fee.....	\$ 50.00
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1	(b)	Registration fee, per year as follows+.....	40.00
2	(i)	If paid through September 30, 2003 or after	
3		September 30, 2007.....	25.00
4	(ii)	Beginning October 1, 2003 through September 30,	
5		2007.....	40.00

6 Sec. 31. Fees for a person licensed or seeking licensure as
7 a hearing aid dealer, salesperson, or trainee under article 13 of
8 the occupational code, MCL 339.1301 to 339.1309, are as follows:

9	(a)	Application processing fees:	
10	(i)	Dealer.....	\$ 20.00
11	(ii)	Salesperson.....	20.00
12	(iii)	Trainee.....	10.00
13	(b)	Examination fees:	
14	(i)	Complete dealer examination.....	100.00
15	(ii)	Dealer examination, per part.....	35.00
16	(iii)	Complete salesperson examination.....	100.00
17	(iv)	Salesperson examination, per part.....	30.00
18	(c)	Examination review.....	20.00
19	(d)	License fees, per year:	
20	(i)	Dealer.....	80.00
21	(ii)	Salesperson.....	50.00
22	(iii)	Trainee as follows+.....	40.00
23	(A)	If paid through September 30, 2003 or	
24		after September 30, 2007.....	20.00
25	(B)	Beginning October 1, 2003 through	
26		September 30, 2007.....	40.00

27 Sec. 37. (1) Fees for a person licensed or seeking licensure
28 as a real estate broker, associate broker, salesperson, or branch

1 office or seeking other licenses or approvals issued under
 2 article 25 of the occupational code, MCL 339.2501 to 339.2518,
 3 are as follows:

4	(a)	Application processing fees:	
5	(i)	Brokers and associate brokers as follows:....	\$ 35.00
6	(A)	If paid through September 30, 2003 or	
7		after September 30, 2007.....	\$ 20.00
8	(B)	Beginning October 1, 2003 through	
9		September 30, 2007.....	35.00
10	(ii)	Salespersons.....	10.00
11	(iii)	Branch office.....	10.00
12	(b)	License fees, per year:	
13	(i)	Brokers and associate brokers.....	36.00
14	(ii)	Salespersons.....	26.00
15	(c)	Branch office fee, per year as follows:.....	20.00
16	(i)	If paid through September 30, 2003 or	
17		after September 30, 2007.....	10.00
18	(ii)	Beginning October 1, 2003 through	
19		September 30, 2007.....	20.00
20	(d)	Sale of out of state property:	
21	(i)	Application to sell.....	20.00
22	(ii)	Property registration.....	500.00
23	(iii)	Renewal of approval to sell.....	20.00

24 (2) A fee shall not be required for the registration of
 25 property approved under the land sales act, 1972 PA 286, MCL
 26 565.801 to 565.835.

27 (3) The real estate education fund is established in the
 28 state treasury and shall be administered by the department.

1 Fifteen dollars of each license fee received by the department
2 under subsection (1)(b) during that 3-year license cycle shall be
3 deposited with the state treasurer to the credit of the real
4 estate education fund. The department shall utilize the real
5 estate education fund only for the operation of departmental
6 programs related to education required of all licensees or
7 applicants for licensure under article 25 of the occupational
8 code, MCL 339.2501 to 339.2518. Any unexpended balance in the
9 real estate education fund at the end of a fiscal year shall
10 carry forward to the next fiscal year.

11 (4) The real estate enforcement fund is created in the state
12 treasury and shall be administered by the department. Beginning
13 October 1, 2003, \$15.00 of each license fee received by the
14 department under subsection (1)(b) during that 3-year license
15 cycle shall be deposited into the real estate enforcement fund.
16 The department in conjunction with the attorney general shall
17 utilize the real estate enforcement fund only for the
18 investigation and enforcement of actions regarding unlicensed
19 activity and real estate fraud. Any unexpended balance in the
20 real estate enforcement fund at the end of a fiscal year shall
21 carry forward to the next fiscal year.

22 Sec. 38. (1) Fees for an individual licensed or seeking
23 licensure as a state licensed real estate appraiser, a certified
24 general real estate appraiser, a certified residential real
25 estate appraiser, or a limited real estate appraiser under
26 article 26 of the occupational code, MCL 339.2601 to 339.2637,
27 are as follows:

1	(a)	Application processing fees:	
2	(i)	Certified general real estate appraiser	
3		as follows:.....	\$ 35.00
4	(A)	If paid through September 30, 2003 or after	
5		September 30, 2007.....	\$ 25.00
6	(B)	Beginning October 1, 2003 through September 30,	
7		2007.....	\$ 35.00
8	(ii)	Certified residential real estate appraiser	
9		as follows:.....	\$ 35.00
10	(A)	If paid through September 30, 2003 or after	
11		September 30, 2007.....	\$ 25.00
12	(B)	Beginning October 1, 2003 through September 30,	
13		2007.....	\$ 35.00
14	(iii)	State licensed real estate appraiser	
15		as follows:.....	\$ 35.00
16	(A)	If paid through September 30, 2003 or after	
17		September 30, 2007.....	\$ 25.00
18	(B)	Beginning October 1, 2003 through September 30,	
19		2007.....	\$ 35.00
20	(iv)	Limited real estate appraiser as follows:.....	\$ 35.00
21	(A)	If paid through September 30, 2003 or after	
22		September 30, 2007.....	\$ 25.00
23	(B)	Beginning October 1, 2003 through September 30,	
24		2007.....	\$ 35.00
25	(b)	Examination fees, if the department conducts its own	
26		examination:	
27	(i)	Certified general real estate appraiser.....	\$ 100.00
28	(ii)	Certified residential real estate appraiser....	\$ 100.00
29	(iii)	State licensed real estate appraiser.....	\$ 100.00
30	(c)	License fee, per year:	

1	(i)	Certified general real estate appraiser.....	\$ 175.00
2	(ii)	Certified residential real estate appraiser....	\$ 175.00
3	(iii)	State licensed real estate appraiser.....	\$ 175.00
4	(iv)	Limited real estate appraiser.....	\$ 125.00
5	(d)	Temporary permit fee.....	\$ 125.00

6 (2) The license fee includes a fee imposed by the federal
7 government under sections 1113 and 1114 of title XI of the
8 financial institutions reform, recovery, and enforcement act of
9 1989, Public Law 101-73, 12 U.S.C. ~~USC~~ 3331 to 3351, for
10 certified general real estate appraisers, certified residential
11 real estate appraisers, and state licensed real estate
12 appraisers, which shall not exceed \$50.00 per licensee and which
13 the department shall collect and pay to the federal government
14 pursuant to section 2637 of the occupational code, MCL 339.2637.

15 (3) The real estate appraiser education fund is established
16 in the state treasury and shall be administered by the
17 department. Ten dollars of each fee received under subsection
18 (1)(c) shall be deposited with the state treasurer to the credit
19 of the real estate appraiser education fund. The department shall
20 utilize the real estate appraiser education fund only for the
21 operation of departmental programs related to the education
22 required of all licensees or applicants for licensure under
23 article 26 of the occupational code, MCL 339.2601 to 339.2637.
24 Any unexpended balance in the real estate appraiser education
25 fund at the end of a fiscal year shall carry forward to the next
26 fiscal year.

27 Sec. 39. Fees for a person licensed or seeking licensure as

1 a residential builder or residential maintenance and alteration
 2 contractor, salesperson, or branch office under article 24 of the
 3 occupational code, MCL 339.2401 to 339.2412, are as follows:

4	(a)	Application processing fee.....	\$ 15.00
5	(b)	Examination fees:	
6	(i)	Complete builder or maintenance and	
7		alteration contractor examination.....	50.00
8	(ii)	Law and rules portion.....	30.00
9	(iii)	Practice or trades portion.....	30.00
10	(iv)	Salesperson examination.....	30.00
11	(c)	Examination review.....	20.00
12	(d)	License fee, per year as follows:.....	40.00
13	(i)	If paid through September 30, 2003 or	
14		after September 30, 2007.....	30.00
15	(ii)	Beginning October 1, 2003 through	
16		September 30, 2007.....	40.00

17 Sec. 43. (1) Fees for a person licensed or seeking licensure
 18 to engage in the practice of mortuary science or to operate a
 19 funeral establishment or for a person licensed or seeking
 20 licensure as a resident trainee or licensed as an embalmer or
 21 funeral director under article 18 of the occupational code, MCL
 22 339.1801 to 339.1812, are as follows:

23	(a)	Application processing fees:	
24	(i)	Mortuary science license.....	\$ 20.00
25	(ii)	Funeral establishment license.....	115.00
26	(iii)	Resident trainee.....	15.00
27	(b)	Examination fees:	

1	(i)	Complete examination.....	200.00
2	(ii)	National examination only.....	150.00
3	(iii)	State examination only.....	50.00
4	(c)	Examination review.....	25.00
5	(d)	License fees, per year:	
6	(i)	Mortuary science as follows:	40.00
7	(A)	If paid through September 30, 2003 or after	
8		September 30, 2007.....	30.00
9	(B)	Beginning October 1, 2003 through September 30,	
10		2007.....	40.00
11	(ii)	Funeral establishment.....	55.00
12	(iii)	Embalmer.....	30.00
13	(iv)	Funeral director as follows:	40.00
14	(A)	If paid through September 30, 2003 or after	
15		September 30, 2007.....	30.00
16	(B)	Beginning October 1, 2003 through September 30,	
17		2007.....	40.00
18	(v)	Resident trainee as follows:	30.00
19	(A)	If paid through September 30, 2003 or after	
20		September 30, 2007.....	15.00
21	(B)	Beginning October 1, 2003 through September 30,	
22		2007.....	30.00

23 Sec. 62. Fees for a person registered or seeking
 24 registration as an ocularist or an apprentice ocularist under
 25 article 27 of the occupational code, MCL 339.2701 to 339.2721,
 26 are as follows:

27	(a)	Application processing fee as follows:	35.00
28	(i)	If paid through September 30, 2003 or after	
29		September 30, 2007.....	15.00

1	—— (ii)	Beginning October 1, 2003 through September	
2		30, 2007.....	35.00
3	(b)	Registration fee, per year:	
4	(i)	Ocularist as follows:	40.00
5	—— (A)	If paid through September 30, 2003 or after	
6		September 30, 2007.....	20.00
7	—— (B)	Beginning October 1, 2003 through September	
8		30, 2007.....	40.00
9	(ii)	Apprentice as follows:	20.00
10	—— (A)	If paid through September 30, 2003 or after	
11		September 30, 2007.....	10.00
12	—— (B)	Beginning October 1, 2003 through September	
13		30, 2007.....	20.00