

Act No. 77
Public Acts of 2007
Approved by the Governor
September 30, 2007
Filed with the Secretary of State
September 30, 2007
EFFECTIVE DATE: September 30, 2007

**STATE OF MICHIGAN
94TH LEGISLATURE
REGULAR SESSION OF 2007**

Introduced by Rep. Meadows

ENROLLED HOUSE BILL No. 4842

AN ACT to amend 1979 PA 152, entitled “An act to provide for the establishment and collection of fees for the investigation, regulation, and enforcement of certain occupations and professions, and for certain agencies and businesses; to create certain funds for certain purposes; and to prescribe certain powers and duties of certain state agencies and departments,” 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:

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

(2) Except as otherwise provided in sections 37, 38, and 51, the fees collected pursuant to this act shall be credited to the general fund of the state.

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

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

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

(a) Application processing fee as follows:	
(i) If paid after September 30, 2012	\$ 30.00
(ii) Beginning October 1, 2003 through September 30, 2012	35.00
(b) Supplemental application processing fee	20.00
(c) License fee, per year as follows:	
(i) If paid after September 30, 2012	20.00
(ii) Beginning October 1, 2003 through September 30, 2012	40.00

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

(a) Application processing fee as follows:	
(i) If paid after September 30, 2012	\$ 30.00

(ii) Beginning October 1, 2003 through September 30, 2012.....	35.00
(b) Supplemental application processing fee.....	20.00
(c) Examination fees:	
(i) Complete examination	110.00
(ii) Part 1 of the examination (fundamentals)	55.00
(iii) Part 2a of the examination (principles and practice)	45.00
(iv) Part 2b of the examination (Michigan practice)	40.00
(d) Examination review	20.00
(e) License fee, per year.....	50.00

Sec. 15. Fees for a person registered or seeking registration as a landscape architect under article 22 of the occupational code, MCL 339.2201 to 339.2211, are as follows:

(a) Application processing fee as follows:	
(i) If paid after September 30, 2012	\$ 30.00
(ii) Beginning October 1, 2003 through September 30, 2012.....	35.00
(b) Supplemental application processing fee.....	20.00
(c) Examination fees:	
(i) Complete examination	265.00
(ii) Section 1 of the examination	25.00
(iii) Section 2 of the examination.....	35.00
(iv) Section 3 of the examination	100.00
(v) Section 4 of the examination.....	125.00
(d) Examination review	25.00
(e) Registration fee, per year	40.00

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

(a) Application processing fees:	
(i) Student barber as follows:	
(A) If paid after September 30, 2012	\$ 15.00
(B) Beginning October 1, 2003 through September 30, 2012.....	20.00
(ii) Barber as follows:	
(A) If paid after September 30, 2012	15.00
(B) Beginning October 1, 2003 through September 30, 2012.....	20.00
(iii) Student instructor as follows:	
(A) If paid after September 30, 2012	15.00
(B) Beginning October 1, 2003 through September 30, 2012.....	20.00
(iv) Barber instructor as follows:	
(A) If paid after September 30, 2012	15.00
(B) Beginning October 1, 2003 through September 30, 2012.....	20.00
(v) Barbershop as follows:	
(A) If paid after September 30, 2012	40.00
(B) Beginning October 1, 2003 through September 30, 2012.....	50.00
(vi) Barber college as follows:	
(A) If paid after September 30, 2012	50.00
(B) Beginning October 1, 2003 through September 30, 2012.....	75.00
(b) Examination fees:	
(i) Complete barber examination.....	75.00
(A) Written portion only	35.00

(B) Practical portion only	45.00
(ii) Complete instructor examination.....	75.00
(A) Written portion only	35.00
(B) Practical portion only	45.00
(c) Examination review	20.00
(d) License fees, per year:	
(i) Student barber as follows:	
(A) If paid after September 30, 2012	15.00
(B) Beginning October 1, 2003 through September 30, 2012.....	30.00
(ii) Barber as follows:	
(A) If paid after September 30, 2012	15.00
(B) Beginning October 1, 2003 through September 30, 2012.....	30.00
(iii) Student instructor as follows:	
(A) If paid after September 30, 2012	15.00
(B) Beginning October 1, 2003 through September 30, 2012.....	30.00
(iv) Barber instructor as follows:	
(A) If paid after September 30, 2012	25.00
(B) Beginning October 1, 2003 through September 30, 2012.....	40.00
(v) Barbershop as follows:	
(A) If paid after September 30, 2012	30.00
(B) Beginning October 1, 2003 through September 30, 2012.....	40.00
(vi) Barber college	150.00
(e) Demonstrator's temporary permit as follows:	
(i) If paid after September 30, 2012	10.00
(ii) Beginning October 1, 2003 through September 30, 2012.....	15.00
(f) Demonstration temporary permit as follows:	
(i) If paid after September 30, 2012	10.00
(ii) Beginning October 1, 2003 through September 30, 2012.....	15.00

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

(a) Application processing fees:	
(i) Agency nonowner manager as follows:	
(A) If paid after September 30, 2012	\$ 25.00
(B) Beginning October 1, 2003 through September 30, 2012.....	35.00
(ii) Agency	100.00
(b) Examination fee.....	50.00
(c) Examination review fee.....	20.00
(d) License fee, per year:	
(i) Agency nonowner manager	50.00
(ii) Agency	125.00

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

(a) Application processing fee as follows:	
(i) If paid after September 30, 2012	\$ 30.00
(ii) Beginning October 1, 2003 through September 30, 2012.....	35.00
(b) Supplemental application processing fee.....	20.00
(c) Examination fee; Michigan portion.....	100.00
(d) Examination review	25.00
(e) Registration fee, per year	50.00

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

(a) Application processing fees:	
(i) Apprenticeship program	\$ 25.00
(ii) Cosmetologist, manicurist, natural hair culturist, esthetician, electrologist, or instructor as follows:	
(A) If paid after September 30, 2012	10.00
(B) Beginning October 1, 2003 through September 30, 2012.....	15.00
(iii) Cosmetology establishment	25.00
(iv) School of cosmetology	100.00
(b) Examination fees:	
(i) Complete examination for cosmetologist, manicurist, natural hair culturist, esthetician, electrologist, or instructor	25.00
(ii) Written portion only	15.00
(iii) Practical portion only	15.00
(iv) Examination review	20.00
(c) License fees, per year:	
(i) Cosmetologist, manicurist, natural hair culturist, esthetician, electrologist, or instructor as follows:	
(A) If paid after September 30, 2012	12.00
(B) Beginning October 1, 2003 through September 30, 2012.....	24.00
(ii) Cosmetology establishment.....	25.00
(iii) School of cosmetology	100.00
(d) Student registration or transfer fee as follows:	
(i) If paid after September 30, 2012	5.00
(ii) Beginning October 1, 2003 through September 30, 2012.....	15.00

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

(a) Application processing fees:	
(i) Personnel agency.....	\$ 225.00
(ii) Employment or consulting agent	30.00
(iii) Officer or stockholder change.....	25.00
(b) Examination fee	50.00
(c) Examination review	20.00
(d) License fee, per year:	
(i) Personnel agency.....	125.00
(ii) Employment or consulting agent as follows:	
(A) If paid after September 30, 2012	30.00
(B) Beginning October 1, 2003 through September 30, 2012.....	40.00

Sec. 28. Fees for an individual registered or seeking registration as an auctioneer under article 29 of the occupational code, MCL 339.2901 to 339.2919, are as follows:

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

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

(a) Application processing fee	\$ 50.00
(b) Registration fee, per year as follows:	
(i) If paid after September 30, 2012	25.00
(ii) Beginning October 1, 2003 through September 30, 2012	40.00

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

(a) Application processing fees:	
(i) Dealer	\$ 20.00
(ii) Salesperson	20.00
(iii) Trainee	10.00
(b) Examination fees:	
(i) Complete dealer examination	100.00
(ii) Dealer examination, per part	35.00
(iii) Complete salesperson examination	100.00
(iv) Salesperson examination, per part	30.00
(c) Examination review	20.00
(d) License fees, per year:	
(i) Dealer	80.00
(ii) Salesperson	50.00
(iii) Trainee as follows:	
(A) If paid after September 30, 2012	20.00
(B) Beginning October 1, 2003 through September 30, 2012	40.00

Sec. 37. (1) Fees for a person licensed or seeking licensure as a real estate broker, associate broker, salesperson, or branch office or seeking other licenses or approvals issued under article 25 of the occupational code, MCL 339.2501 to 339.2518, are as follows:

(a) Application processing fees:	
(i) Brokers and associate brokers as follows:	
(A) If paid after September 30, 2012	\$ 20.00
(B) Beginning October 1, 2003 through September 30, 2012	35.00
(ii) Salespersons	10.00
(iii) Branch office	10.00
(b) License fees, per year:	
(i) Brokers and associate brokers	36.00
(ii) Salespersons	26.00
(c) Branch office fee, per year as follows:	
(i) If paid after September 30, 2012	10.00
(ii) Beginning October 1, 2003 through September 30, 2012	20.00
(d) Sale of out of state property:	
(i) Application to sell	20.00
(ii) Property registration	500.00
(iii) Renewal of approval to sell	20.00

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

(3) The real estate education fund is established in the state treasury and shall be administered by the department. Fifteen dollars of each license fee received by the department under subsection (1)(b) during that 3-year license cycle shall be deposited with the state treasurer to the credit of the real estate education fund. The department shall utilize the real estate education fund only for the operation of departmental programs related to education required of all

licensees or applicants for licensure under article 25 of the occupational code, MCL 339.2501 to 339.2518. Any unexpended balance in the real estate education fund at the end of a fiscal year shall carry forward to the next fiscal year.

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

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

(a) Application processing fees:	
(i) Certified general real estate appraiser as follows:	
(A) If paid after September 30, 2012	\$ 25.00
(B) Beginning October 1, 2003 through September 30, 2012.....	\$ 35.00
(ii) Certified residential real estate appraiser as follows:	
(A) If paid after September 30, 2012	\$ 25.00
(B) Beginning October 1, 2003 through September 30, 2012.....	\$ 35.00
(iii) State licensed real estate appraiser as follows:	
(A) If paid after September 30, 2012	\$ 25.00
(B) Beginning October 1, 2003 through September 30, 2012.....	\$ 35.00
(iv) Limited real estate appraiser as follows:	
(A) If paid after September 30, 2012	\$ 25.00
(B) Beginning October 1, 2003 through September 30, 2012.....	\$ 35.00
(b) Examination fees, if the department conducts its own examination:	
(i) Certified general real estate appraiser	\$ 100.00
(ii) Certified residential real estate appraiser	\$ 100.00
(iii) State licensed real estate appraiser	\$ 100.00
(c) License fee, per year:	
(i) Certified general real estate appraiser	\$ 175.00
(ii) Certified residential real estate appraiser	\$ 175.00
(iii) State licensed real estate appraiser	\$ 175.00
(iv) Limited real estate appraiser.....	\$ 125.00
(d) Temporary permit fee	\$ 125.00

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

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

Sec. 39. Fees for a person licensed or seeking licensure as a residential builder or residential maintenance and alteration contractor, salesperson, or branch office under article 24 of the occupational code, MCL 339.2401 to 339.2412, are as follows:

(a) Application processing fee	\$ 15.00
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(b) Examination fees:	
(i) Complete builder or maintenance and alteration contractor examination	50.00
(ii) Law and rules portion	30.00
(iii) Practice or trades portion	30.00
(iv) Salesperson examination	30.00
(c) Examination review	20.00
(d) License fee, per year as follows:	
(i) If paid after September 30, 2012	30.00
(ii) Beginning October 1, 2003 through September 30, 2012	40.00

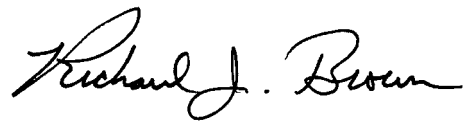
Sec. 43. (1) Fees for a person licensed or seeking licensure to engage in the practice of mortuary science or to operate a funeral establishment or for a person licensed or seeking licensure as a resident trainee or licensed as an embalmer or funeral director under article 18 of the occupational code,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

(a) Application processing fees:	
(i) Mortuary science license	\$ 20.00
(ii) Funeral establishment license	115.00
(iii) Resident trainee	15.00
(b) Examination fees:	
(i) Complete examination	200.00
(ii) National examination only	150.00
(iii) State examination only	50.00
(c) Examination review	25.00
(d) License fees, per year:	
(i) Mortuary science as follows:	
(A) If paid after September 30, 2012	30.00
(B) Beginning October 1, 2003 through September 30, 2012	40.00
(ii) Funeral establishment	55.00
(iii) Embalmer	30.00
(iv) Funeral director as follows:	
(A) If paid after September 30, 2012	30.00
(B) Beginning October 1, 2003 through September 30, 2012	40.00
(v) Resident trainee as follows:	
(A) If paid after September 30, 2012	15.00
(B) Beginning October 1, 2003 through September 30, 2012	30.00

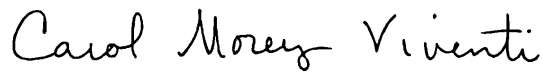
Sec. 62. Fees for a person registered or seeking registration as an ocularist or an apprentice ocularist under article 27 of the occupational code, MCL 339.2701 to 339.2721, are as follows:

(a) Application processing fee as follows:	
(i) If paid after September 30, 2012	15.00
(ii) Beginning October 1, 2003 through September 30, 2012	35.00
(b) Registration fee, per year:	
(i) Ocularist as follows:	
(A) If paid after September 30, 2012	20.00
(B) Beginning October 1, 2003 through September 30, 2012	40.00
(ii) Apprentice as follows:	
(A) If paid after September 30, 2012	10.00
(B) Beginning October 1, 2003 through September 30, 2012	20.00

This act is ordered to take immediate effect.



Clerk of the House of Representatives



Secretary of the Senate

Approved _____

Governor