

SENATE SUBSTITUTE FOR HOUSE SUBSTITUTE FOR
SENATE BILL NO. 114

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal years ending September 30, 2020 and September 30, 2021; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1
LINE-ITEM APPROPRIATIONS
FOR FISCAL YEAR 2020-2021
Sec. 101. There is appropriated for various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2021, from the following funds:

APPROPRIATION SUMMARY		
GROSS APPROPRIATION	\$	555,000,000

1	Interdepartmental grant revenues:		
2	Total interdepartmental grants and		
3	intradepartmental transfers		0
4	ADJUSTED GROSS APPROPRIATION	\$	555,000,000
5	Federal revenues:		
6	Total federal revenues		0
7	Special revenue funds:		
8	Total local revenues		0
9	Total private revenues		0
10	Total other state restricted revenues		0
11	State general fund/general purpose	\$	555,000,000
12	Sec. 102. DEPARTMENT OF LABOR AND ECONOMIC		
13	OPPORTUNITY		
14	(1) APPROPRIATION SUMMARY		
15	GROSS APPROPRIATION	\$	150,000,000
16	Interdepartmental grant revenues:		
17	Total interdepartmental grants and		
18	intradepartmental transfers		0
19	ADJUSTED GROSS APPROPRIATION	\$	150,000,000
20	Federal revenues:		
21	Total federal revenues		0
22	Special revenue funds:		
23	Total local revenues		0
24	Total private revenues		0
25	Total other state restricted revenues		0
26	State general fund/general purpose	\$	150,000,000
27	(2) ONE-TIME APPROPRIATIONS		
28	Michigan unemployment compensation funds	\$	150,000,000

1	GROSS APPROPRIATION	\$	150,000,000
2	Appropriated from:		
3	State general fund/general purpose	\$	150,000,000
4	Sec. 103. DEPARTMENT OF TREASURY		
5	(1) APPROPRIATION SUMMARY		
6	GROSS APPROPRIATION	\$	405,000,000
7	Interdepartmental grant revenues:		
8	Total interdepartmental grants and		
9	intradepartmental transfers		0
10	ADJUSTED GROSS APPROPRIATION	\$	405,000,000
11	Federal revenues:		
12	Total federal revenues		0
13	Special revenue funds:		
14	Total local revenues		0
15	Total private revenues		0
16	Total other state restricted revenues		0
17	State general fund/general purpose	\$	405,000,000
18	(2) ONE-TIME APPROPRIATIONS		
19	Afflicted business tax and fee relief	\$	405,000,000
20	GROSS APPROPRIATION	\$	405,000,000
21	Appropriated from:		
22	State general fund/general purpose	\$	405,000,000

PART 1A

LINE-ITEM APPROPRIATIONS

FOR FISCAL YEAR 2019-2020

Sec. 151. There is appropriated for various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2020, from the following funds:

1	APPROPRIATION SUMMARY		
2	GROSS APPROPRIATION	\$	48,012,300
3	Interdepartmental grant revenues:		
4	Total interdepartmental grants and		
5	intradepartmental transfers		0
6	ADJUSTED GROSS APPROPRIATION	\$	48,012,300
7	Federal revenues:		
8	Total other federal revenues		41,055,300
9	Special revenue funds:		
10	Total local revenues		0
11	Total private revenues		457,700
12	Total other state restricted revenues		0
13	State general fund/general purpose	\$	6,499,300
14	Sec. 1102. DEPARTMENT OF HEALTH AND HUMAN		
15	SERVICES		
16	(1) APPROPRIATION SUMMARY		
17	GROSS APPROPRIATION	\$	45,047,300
18	Interdepartmental grant revenues:		
19	Total interdepartmental grants and		
20	intradepartmental transfers		0
21	ADJUSTED GROSS APPROPRIATION	\$	45,047,300
22	Federal revenues:		
23	Total other federal revenues		39,255,300
24	Special revenue funds:		
25	Total local revenues		0
26	Total private revenues		457,700
27	Total other state restricted revenues		0
28	State general fund/general purpose	\$	5,334,300

1	(2) CHILDREN'S SPECIAL HEALTH CARE SERVICES		
2	Medical care and treatment	\$	5,700,000
3	GROSS APPROPRIATION	\$	5,700,000
4	Appropriated from:		
5	Federal revenues:		
6	Total other federal revenues		5,700,000
7	State general fund/general purpose	\$	0
8	(3) MEDICAL SERVICES ADMINISTRATION		
9	Medical services administration	\$	457,700
10	GROSS APPROPRIATION	\$	457,700
11	Appropriated from:		
12	Special revenue funds:		
13	Total private revenues		457,700
14	State general fund/general purpose	\$	0
15	(4) MEDICAL SERVICES		
16	Integrated care organizations	\$	4,425,600
17	Pharmaceutical services		14,951,400
18	School-based services		14,178,300
19	GROSS APPROPRIATION	\$	33,555,300
20	Appropriated from:		
21	Federal revenues:		
22	Total other federal revenues		33,555,300
23	State general fund/general purpose	\$	0
24	(5) INFORMATION TECHNOLOGY		
25	Information technology services and projects	\$	5,334,300
26	GROSS APPROPRIATION	\$	5,334,300
27	Appropriated from:		
28	State general fund/general purpose	\$	5,334,300

1	Sec. 1103. DEPARTMENT OF MILITARY AND VETERANS		
2	AFFAIRS		
3	(1) APPROPRIATION SUMMARY		
4	GROSS APPROPRIATION	\$	715,000
5	Interdepartmental grant revenues:		
6	Total interdepartmental grants and		
7	intradepartmental transfers		0
8	ADJUSTED GROSS APPROPRIATION	\$	715,000
9	Federal revenues:		
10	Total other federal revenues		0
11	Special revenue funds:		
12	Total local revenues		0
13	Total private revenues		0
14	Total other state restricted revenues		0
15	State general fund/general purpose	\$	715,000
16	(2) MILITARY		
17	Departmentwide	\$	70,000
18	GROSS APPROPRIATION	\$	70,000
19	Appropriated from:		
20	State general fund/general purpose	\$	70,000
21	(3) MICHIGAN VETERANS AFFAIRS AGENCY		
22	Michigan veterans facility authority	\$	525,000
23	GROSS APPROPRIATION	\$	525,000
24	Appropriated from:		
25	State general fund/general purpose	\$	525,000
26	(4) INFORMATION TECHNOLOGY		
27	Information technology services and projects	\$	120,000
28	GROSS APPROPRIATION	\$	120,000

1	Appropriated from:		
2	State general fund/general purpose	\$	120,000
3	Sec. 1104. DEPARTMENT OF STATE POLICE		
4	(1) APPROPRIATION SUMMARY		
5	GROSS APPROPRIATION	\$	2,250,000
6	Interdepartmental grant revenues:		
7	Total interdepartmental grants and		
8	intradepartmental transfers		0
9	ADJUSTED GROSS APPROPRIATION	\$	2,250,000
10	Federal revenues:		
11	Total other federal revenues		1,800,000
12	Special revenue funds:		
13	Total local revenues		0
14	Total private revenues		0
15	Total other state restricted revenues		0
16	State general fund/general purpose	\$	450,000
17	(2) MICHIGAN COMMISSION ON LAW ENFORCEMENT		
18	STANDARDS		
19	Public safety officers benefit program	\$	100,000
20	GROSS APPROPRIATION	\$	100,000
21	Appropriated from:		
22	State general fund/general purpose	\$	100,000
23	(3) FIELD SERVICES		
24	Investigative services	\$	1,800,000
25	GROSS APPROPRIATION	\$	1,800,000
26	Appropriated from:		
27	Federal revenues:		
28	Total other federal revenues		1,800,000

1	State general fund/general purpose	\$	0
2	(4) SPECIALIZED SERVICES		
3	Secondary road patrol program	\$	350,000
4	GROSS APPROPRIATION	\$	350,000
5	Appropriated from:		
6	State general fund/general purpose	\$	350,000

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2020-2021

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year ending September 30, 2021 is \$555,000,000.00 and total state spending from state sources to be paid to local units of government is \$0.00.

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

Sec. 203. If the state administrative board, acting under section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount appropriated under this act, the legislature may, by a concurrent resolution adopted by a majority of the members elected to and serving in each house, inter-transfer funds within this act for the particular department, board, commission, office, or institution.

Sec. 204. It is the intent of the legislature that a hiring freeze is imposed on the state classified civil service. State

1 departments and agencies are prohibited from hiring any new full-
2 time state classified civil service employees and prohibited from
3 filling any vacant state classified civil service positions. This
4 hiring freeze does not apply to internal transfers of classified
5 employees from 1 position to another within a department.

6
7 **DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY**

8 Sec. 301. (1) No later than May 1, 2021, from the funds
9 appropriated in part 1 for Michigan unemployment compensation
10 funds, \$150,000,000.00 shall be deposited into the unemployment
11 compensation fund established under section 26 of the Michigan
12 employment security act, 1936 (Ex Sess) PA 1, MCL 421.26, for the
13 purpose of offsetting expected exposure to state fraud and improper
14 payment during the COVID-19 crisis.

15 (2) If federal funds are available and expenditures are
16 allowable under federal law, expenditures of federal funds under
17 this section shall occur prior to the expenditure of general fund
18 appropriations made for the same purposes in subsection (1).
19 General fund appropriations replaced by federal expenditures
20 authorized under this section shall revert to the general fund.

21
22 **DEPARTMENT OF TREASURY**

23 Sec. 401. (1) From the funds appropriated in part 1 for
24 afflicted business tax and fee relief, \$300,000,000.00 shall be
25 used by the department of treasury to create and operate a property
26 tax relief program to provide grants for property tax relief to
27 afflicted businesses in this state. The department of treasury
28 shall provide grants to afflicted businesses that have realized a
29 significant financial hardship as a result of the COVID-19

1 emergency as defined in this section. Grant applications shall be
2 accepted, reviewed, and approved by the department of treasury.

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

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

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

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

13 (b) An afflicted business that was in operation on October 1,
14 2019, must be subject to the following grant schedule:

15 (i) Afflicted businesses that certify a gross receipts loss of
16 50% or more for a calendar quarter in 2020 when compared to the
17 same calendar quarter in 2019 shall receive a grant equal to 100%
18 of the amount calculated in subdivision (a).

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

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

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

1 greater than or equal to 5%, but less than 10%, for a calendar
2 quarter in 2020 when compared to the same calendar quarter in 2019
3 shall receive a grant equal to 25% of the amount calculated in
4 subdivision (a).

5 (c) An afflicted business that was not in operation on October
6 1, 2019, but started operations before June 1, 2020, shall receive
7 a grant equal to 50% of the amount calculated in subdivision (a) if
8 the afflicted business can certify that it was closed or partially
9 closed due to an executive order or DHHS epidemic order.

10 (3) An afflicted business is considered to have qualified for
11 a grant under this section if, and only if, the afflicted business
12 has certified and attested, under penalty of perjury, to either of
13 the following:

14 (a) If the business was in operation on October 1, 2019, and
15 was either an eligible self-employed individual, independent
16 contractor, or sole proprietorship with no employees, or had
17 employees for which it paid salaries or wages and payroll taxes or
18 paid independent contractors, the afflicted business was adversely
19 impacted by the pandemic as indicated by a gross receipts loss of
20 at least 5% for a calendar quarter in 2020 when compared to the
21 same calendar quarter in 2019.

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

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

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

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

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

26 (8) As used in this section:

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

28 (i) An entertainment venue.

29 (ii) An exercise facility.

1 (iii) A food service establishment.

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

3 (v) A cosmetology shop or barber shop.

4 (vi) A nursery dealer or nursery grower.

5 (vii) An athletic trainer.

6 (viii) A body art facility.

7 (ix) A hotel or bed and breakfast.

8 (b) "Bed and breakfast" means that term as defined in section
9 4b of the Stille-DeRossett-Hale single state construction code act,
10 1972 PA 230, MCL 125.1504b.

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

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

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

19 (f) "Gross receipts" means that term as defined in section 607
20 of the income tax act of 1967, 1967 PA 281, MCL 206.607.

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

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

29 Sec. 402. (1) From the funds appropriated in part 1 for

1 afflicted business tax and fee relief, \$55,000,000.00 shall be used
2 by the department of treasury to create and operate an unemployment
3 insurance tax relief program to provide grants for unemployment
4 insurance tax relief to afflicted businesses in this state. The
5 department of treasury shall provide grants to afflicted businesses
6 as defined in this section. Grant applications shall be accepted,
7 reviewed, and approved by the department of treasury.

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

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

14 (b) An afflicted business that was in operation on October 1,
15 2019 must be subject to the following grant schedule:

16 (i) Afflicted businesses that certify a gross receipts loss of
17 50% or more for a calendar quarter in 2020 when compared to the
18 same calendar quarter in 2019 shall receive a grant equal to 100%
19 of the amount calculated in subdivision (a).

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

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

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

6 (c) An afflicted business that was not in operation on October
7 1, 2019, but started operations before June 1, 2020, shall receive
8 a grant equal to 50% of the amount calculated in subdivision (a) if
9 the afflicted business can certify that it was closed or partially
10 closed due to an executive order or DHHS epidemic order.

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

14 (3) An afflicted business is considered to have qualified for
15 a grant under this section if, and only if, the afflicted business
16 has certified and attested, under penalty of perjury, to both of
17 the following:

18 (a) Unemployment insurance taxes were paid and the afflicted
19 business has documented the taxes paid for at least 1 of the 4 most
20 recently preceding quarters to the department of treasury.

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

25 (4) Any afflicted business that falsifies certification shall
26 forfeit any payments under this section and sections 401, 403, 404,
27 and 405 and shall repay this state all payments it has received
28 under this section and sections 401, 403, 404, and 405.

29 (5) If the amount appropriated under this section is not

1 sufficient to fully pay grant awards under this section, payments
2 shall be prorated on an equal basis among all afflicted businesses
3 that qualified for a grant under this section. Any funds remaining
4 after the disbursement of all grant awards shall revert to the
5 general fund.

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

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

20 (8) As used in this section:

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

22 (i) An entertainment venue.

23 (ii) An exercise facility.

24 (iii) A food service establishment.

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

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

27 (vi) A nursery dealer or nursery grower.

28 (vii) An athletic trainer.

29 (viii) A body art facility.

1 (ix) A hotel or bed and breakfast.

2 (b) "Bed and breakfast" means that term as defined in section
3 4b of the Stille-DeRossett-Hale single state construction code act,
4 1972 PA 230, MCL 125.1504b.

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

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

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

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

18 (g) "Recreation facility or place of public amusement"
19 includes an amusement park, arcade, bingo hall, bowling alley,
20 casino, nightclub, skating rink, water park, or trampoline park.

21 Sec. 403. (1) From the funds appropriated in part 1 for
22 afflicted business tax and fee relief, \$16,500,000.00 shall be used
23 by the department of treasury to create and operate an on-premise
24 retail liquor license relief program to provide grants for retail
25 liquor license relief to eligible retail liquor establishments of
26 this state. The department of treasury shall provide grants to
27 eligible retail liquor establishments as defined in this section.
28 Grant applications shall be accepted, reviewed, and approved by the
29 department of treasury.

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

4 (a) Possessed an on-premise retail liquor license as issued
5 under the Michigan liquor control code of 1998, 1998 PA 58, MCL
6 436.1101 to 436.2303.

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

9 (3) Grants made available to eligible retail liquor
10 establishments under the program must meet all of the following
11 conditions:

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

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

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

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

29 (iii) Eligible retail liquor establishments that certify a gross

1 receipts loss greater than or equal to 10%, but less than 25%, for
2 a calendar quarter in 2020 when compared to the same calendar
3 quarter in 2019 shall receive a grant equal to 50% of the amount
4 calculated in subdivision (a).

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

10 (c) An eligible retail liquor establishment that was not in
11 operation on October 1, 2019, but started operations before June 1,
12 2020, shall receive a grant equal to 50% of the amount calculated
13 in subdivision (a) if the eligible retail liquor establishment can
14 certify that it was closed or partially closed due to an executive
15 order or DHHS epidemic order.

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

19 (4) An eligible retail liquor establishment is considered to
20 have qualified for a grant under this section if the eligible
21 retail liquor establishment has certified and attested that on-
22 premise retail liquor license fees were paid, and the eligible
23 retail liquor establishment has documented the fees paid for
24 calendar year 2020 to the department of treasury.

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

28 (6) Any eligible retail liquor establishment that falsifies
29 certification shall forfeit any payments under this section and

1 sections 401, 402, 404, and 405.

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

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

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

22 Sec. 404. (1) From the funds appropriated in part 1 for
23 afflicted business tax and fee relief, \$22,000,000.00 shall be used
24 by the department of treasury to create and operate a food service
25 establishment license relief program to provide grants for food
26 service establishment license relief to eligible food service
27 establishments of this state. The department of treasury shall
28 provide grants to eligible food service establishments as defined
29 in this section. Grant applications shall be accepted, reviewed,

1 and approved by the department of treasury.

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

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

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

9 (3) Grants made available to eligible food service
10 establishments under the program must meet all of the following
11 conditions:

12 (a) Subject to subdivisions (b) and (c), must not exceed the
13 total amount of fees paid by the eligible food service
14 establishment for a license or required inspection under the food
15 law, 2000 PA 92, MCL 289.1101 to 289.8111, during calendar year
16 2020.

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

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

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

29 (iii) Eligible food service establishments that certify a gross

1 receipts loss greater than or equal to 10%, but less than 25%, for
2 a calendar quarter in 2020 when compared to the same calendar
3 quarter in 2019 shall receive a grant equal to 50% of the amount
4 calculated in subdivision (a).

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

10 (c) An eligible food service establishment that was not in
11 operation on October 1, 2019, but started operations before June 1,
12 2020, shall receive a grant equal to 50% of the amount calculated
13 in subdivision (a) if the eligible food service establishment can
14 certify that it was closed or partially closed due to an executive
15 order or DHHS epidemic order.

16 (4) An eligible food service establishment is considered to
17 have qualified for a grant under this section if the eligible food
18 service establishment has certified and attested to both of the
19 following:

20 (a) License fees required under the food law, 2000 PA 92, MCL
21 289.1101 to 289.8111, were paid, and the eligible food service
22 establishment has documented the fees paid for calendar year 2020
23 to the department of treasury.

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

29 (5) The department shall only consider the criteria in

1 subsection (4) when determining if an eligible food service
2 establishment is qualified for a grant under this section.

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

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

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

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

26 Sec. 405. (1) From the funds appropriated in part 1 for
27 afflicted business tax and fee relief, \$11,500,000.00 shall be used
28 by the department of treasury to create and operate a license and
29 inspection fee relief program to provide grants for license and

1 inspection fee relief to eligible licensees of this state. The
2 department of treasury shall provide grants to eligible licensees
3 as defined in this section. Grant applications shall be accepted,
4 reviewed, and approved by the department of treasury.

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

7 (a) Is 1 or more of the following:

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

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

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

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

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

20 (vi) A nursery dealer or nursery grower.

21 (vii) An athletic trainer.

22 (viii) A body art facility.

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

26 (x) A hotel, which means a building or structure kept, used,
27 maintained as, or held out to the public to be an inn, hotel, or
28 public lodging house. Hotel does not include a bed and breakfast as
29 defined in section 4b of the Stille-DeRossett-Hale single state

1 construction code act, 1972 PA 230, MCL 125.1504b.

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

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

6 (a) Subject to subdivisions (b) and (c), must not exceed the
7 amount of fees paid by the eligible licensee for a state license or
8 inspection fee during calendar year 2020. This does not include on-
9 premise retail liquor licenses under the Michigan liquor code of
10 1998, 1998 PA 58, MCL 436.1101 to 436.2303, or a food service
11 establishment license under the food law, 2000 PA 92, MCL 289.1101
12 to 289.8111.

13 (b) An eligible licensee that was in operation on October 1,
14 2019 must be subject to the following grant schedule:

15 (i) Eligible licensees that certify a gross receipts loss of
16 50% or more for a calendar quarter in 2020 when compared to the
17 same calendar quarter in 2019 shall receive a grant equal to 100%
18 of the amount calculated in subdivision (a).

19 (ii) Eligible licensees that certify a gross receipts loss
20 greater than or equal to 25%, but less than 50%, for a calendar
21 quarter in 2020 when compared to the same calendar quarter in 2019
22 shall receive a grant equal to 75% of the amount calculated in
23 subdivision (a).

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

29 (iv) Eligible licensees that certify a gross receipts loss

1 greater than or equal to 5%, but less than 10%, for a calendar
2 quarter in 2020 when compared to the same calendar quarter in 2019
3 shall receive a grant equal to 25% of the amount calculated in
4 subdivision (a).

5 (c) An eligible licensee that was not in operation on October
6 1, 2019, but started operations before June 1, 2020, shall receive
7 a grant equal to 50% of the amount calculated in subdivision (a) if
8 the eligible licensee can certify that it was closed or partially
9 closed due to an executive order or DHHS epidemic order.

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

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

18 (6) Any eligible licensee that falsifies certification shall
19 forfeit any payments under this section and sections 401 through
20 404.

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

27 (8) The department of treasury must develop and post on the
28 department website application, program operation, award, and
29 reporting criteria for the program no later than April 1, 2021.

1 Eligible licensees shall have until May 1, 2021 to submit program
 2 grant applications. The department of treasury shall disburse grant
 3 awards no later than June 1, 2021.

4 (9) The department of treasury shall submit a monthly report
 5 to the senate and house appropriations committees, the senate and
 6 house fiscal agencies, and the state budget office that provides a
 7 listing of grants awarded under this section in the previous month
 8 and the name of the recipient of each grant provided under this
 9 section. The department of treasury shall submit a summary of all
 10 grants awarded under this section, by industry, over the course of
 11 the current fiscal year by September 30, 2021.

12 Sec. 406. For purposes of satisfying the application
 13 requirements under sections 401 through 405, the department of
 14 treasury shall develop a combined application separated into
 15 sections by program.

17 PART 2A

18 PROVISIONS CONCERNING APPROPRIATIONS

19 FOR FISCAL YEAR 2019-2020

20 GENERAL SECTIONS

21 Sec. 1201. Pursuant to section 30 of article IX of the state
 22 constitution of 1963, total state spending from state sources under
 23 part 1A for fiscal year ending September 30, 2020 is \$6,499,300.00
 24 and total state spending from state sources to be paid to local
 25 units of government is \$0.00.

26 Sec. 1202. The appropriations made and expenditures authorized
 27 under this part and part 1A and the departments, commissions,
 28 boards, offices, and programs for which appropriations are made
 29 under this part and part 1A are subject to the management and

1 budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

2 Sec. 1203. If the state administrative board, acting under
3 section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount
4 appropriated under this act, the legislature may, by a concurrent
5 resolution adopted by a majority of the members elected to and
6 serving in each house, inter-transfer funds within this act for the
7 particular department, board, commission, office, or institution.

8
9 **DEPARTMENT OF TREASURY**

10 Sec. 1301. Revenue from the Michigan Regulation and Taxation
11 of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967, is
12 appropriated and distributed pursuant to the Michigan Regulation
13 and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to
14 333.27967.