

SUBSTITUTE FOR  
HOUSE BILL NO. 5792

A bill to make appropriations for the department of licensing and regulatory affairs for the fiscal year ending September 30, 2023; 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

Sec. 101. There is appropriated for the department of licensing and regulatory affairs for the fiscal year ending September 30, 2023, from the following funds:

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**DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS**

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**APPROPRIATION SUMMARY**

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Full-time equated unclassified positions	30.0
Full-time equated classified positions	1,827.9

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1	<b>GROSS APPROPRIATION</b>		\$	<b>537,438,100</b>
2	Interdepartmental grant revenues:			
3	Total interdepartmental grants and			
4	intradepartmental transfers			47,026,900
5	<b>ADJUSTED GROSS APPROPRIATION</b>		\$	<b>490,411,200</b>
6	Federal revenues:			
7	Total federal revenues			29,659,200
8	Special revenue funds:			
9	Total local revenues			0
10	Total private revenues			0
11	Total other state restricted revenues			246,058,500
12	<b>State general fund/general purpose</b>		\$	<b>214,693,500</b>
13	<b>Sec. 102. DEPARTMENTAL ADMINISTRATION AND</b>			
14	<b>SUPPORT</b>			
15	Full-time equated unclassified positions	30.0		
16	Full-time equated classified positions	100.0		
17	Unclassified salaries--FTEs	30.0	\$	2,795,100
18	Administrative services--FTEs	73.0		8,813,300
19	Executive director programs--FTEs	24.0		2,944,900
20	FOIA coordination--FTEs	3.0		338,600
21	Property management			8,021,100
22	Worker's compensation			264,100
23	<b>GROSS APPROPRIATION</b>		\$	<b>23,177,100</b>
24	Appropriated from:			
25	Interdepartmental grant revenues:			
26	IDG from MDIFS, accounting services			150,000
27	Federal revenues:			
28	EPA, underground storage tanks			30,500

1	HHS-Medicaid, certification of health care	
2	providers and suppliers	425,500
3	HHS-Medicare, certification of health care	
4	providers and suppliers	621,800
5	Special revenue funds:	
6	Aboveground storage tank fees	95,400
7	Accountancy enforcement fund	66,400
8	Boiler inspection fund	290,000
9	Builder enforcement fund	103,300
10	Construction code fund	830,500
11	Corporation fees	4,489,200
12	Elevator fees	310,900
13	Fire alarm fees	7,500
14	Fire safety standard and enforcement fund	2,100
15	Fire service fees	463,400
16	Fireworks safety fund	61,200
17	Health professions regulatory fund	1,748,800
18	Health systems fees	252,400
19	Licensing and regulation fund	965,000
20	Liquor license revenue	340,000
21	Liquor purchase revolving fund	3,252,000
22	Marihuana registry fund	833,000
23	Marihuana regulation fund	457,100
24	Marihuana regulatory fund	697,800
25	Michigan unarmed combat fund	5,900
26	Mobile home code fund	287,600
27	Nurse professional fund	39,800
28	PMECSEMA fund	47,400

1	Property development fees			7,600
2	Public utility assessments			3,233,500
3	Real estate appraiser education fund			2,600
4	Real estate education fund			11,600
5	Real estate enforcement fund			11,900
6	Refined petroleum fund			173,300
7	Restructuring mechanism assessments			32,200
8	Securities fees			1,561,900
9	Securities investor education and training fund			9,400
10	Security business fund			7,200
11	Survey and remonumentation fund			98,800
12	Tax tribunal fund			825,300
13	Utility consumer representation fund			54,000
14	<b>State general fund/general purpose</b>		<b>\$</b>	<b>273,300</b>
15	<b>Sec. 103. PUBLIC SERVICE COMMISSION</b>			
16	Full-time equated classified positions	188.0		
17	Public service commission--FTEs	188.0	\$	33,886,300
18	<b>GROSS APPROPRIATION</b>		<b>\$</b>	<b>33,886,300</b>
19	Appropriated from:			
20	Federal revenues:			
21	DOT, gas pipeline safety			2,665,000
22	Special revenue funds:			
23	Public utility assessments			30,639,300
24	Restructuring mechanism assessments			582,000
25	<b>State general fund/general purpose</b>		<b>\$</b>	<b>0</b>
26	<b>Sec. 104. LIQUOR CONTROL COMMISSION</b>			
27	Full-time equated classified positions	145.0		
28	Liquor licensing and enforcement--FTEs	116.0	\$	16,833,800

1	Management support services--FTEs	29.0	4,767,700
2	<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>21,601,500</b>
3	Appropriated from:		
4	Special revenue funds:		
5	Direct shipper enforcement revolving fund		309,600
6	Liquor control enforcement and license		
7	investigation revolving fund		175,000
8	Liquor license fee enhancement fund		76,400
9	Liquor license revenue		7,961,900
10	Liquor purchase revolving fund		13,078,600
11	<b>State general fund/general purpose</b>	<b>\$</b>	<b>0</b>
12	<b>Sec. 105. OCCUPATIONAL REGULATION</b>		
13	Full-time equated classified positions	1,166.9	
14	Adult foster care and camps licensing and		
15	regulation--FTEs	96.0	\$ 13,777,600
16	Bureau of community and health systems		
17	administration--FTEs	20.0	2,448,500
18	Bureau of construction codes--FTEs	182.0	24,780,500
19	Bureau of fire services--FTEs	79.0	13,969,500
20	Bureau of professional licensing--FTEs	205.0	40,817,700
21	Child care licensing and regulation--FTEs	117.0	20,648,400
22	Corporations, securities, and commercial		
23	licensing bureau--FTEs	109.0	15,520,500
24	Health facilities regulation--FTEs	192.9	33,449,000
25	Medical marihuana facilities licensing and		
26	tracking--FTEs	50.0	6,546,100
27	Medical marihuana program--FTEs	25.0	5,031,900
28	Nurse aide program--FTEs	8.0	1,780,800

1	Recreational marihuana regulation--FTEs	83.0	13,020,400
2	Urban search and rescue		1,000,000
3	<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>192,790,900</b>
4	Appropriated from:		
5	Interdepartmental grant revenues:		
6	IDG from MDE, child care licensing		20,146,700
7	Federal revenues:		
8	DHS, fire training systems		528,000
9	DOT, hazardous materials training and planning		20,000
10	EPA, underground storage tanks		820,600
11	HHS-Medicaid, certification of health care		
12	providers and suppliers		8,992,200
13	HHS-Medicare, certification of health care		
14	providers and suppliers		14,468,300
15	Special revenue funds:		
16	Aboveground storage tank fees		234,100
17	Accountancy enforcement fund		780,300
18	Adult foster care facilities licenses fund		417,600
19	Boiler inspection fund		2,983,900
20	Builder enforcement fund		644,000
21	Child care home and center licenses fund		501,700
22	Construction code fund		10,571,100
23	Corporation fees		8,922,200
24	Division on deafness fund		73,400
25	Elevator fees		3,964,700
26	Fire alarm fees		135,900
27	Fire safety standard and enforcement fund		31,200
28	Fire service fees		2,709,100

1	Fireworks safety fund		1,243,800
2	Health professions regulatory fund		25,713,500
3	Health systems fees		4,019,700
4	Licensing and regulation fund		12,588,100
5	Liquor purchase revolving fund		151,100
6	Marihuana registry fund		5,031,900
7	Marihuana regulation fund		13,020,400
8	Marihuana regulatory fund		7,046,100
9	Mobile home code fund		2,110,800
10	Nurse aide registration fund		597,500
11	Nurse professional fund		1,967,200
12	Nursing home administrative penalties		100,000
13	PMECSEMA fund		1,909,800
14	Property development fees		192,600
15	Real estate appraiser education fund		65,500
16	Real estate education fund		347,700
17	Real estate enforcement fund		554,400
18	Refined petroleum fund		2,704,100
19	Securities fees		5,273,900
20	Securities investor education and training fund		497,000
21	Security business fund		238,200
22	Survey and remonumentation fund		892,600
23	<b>State general fund/general purpose</b>	<b>\$</b>	<b>29,580,000</b>
24	<b>Sec. 106. MICHIGAN OFFICE OF ADMINISTRATIVE</b>		
25	<b>HEARINGS AND RULES</b>		
26	Full-time equated classified positions	212.0	
27	Michigan office of administrative hearings and		
28	rules--FTEs	212.0	\$ 38,965,000

1	<b>GROSS APPROPRIATION</b>		<b>\$</b>	<b>38,965,000</b>
2	Appropriated from:			
3	Interdepartmental grant revenues:			
4	IDG revenues - administrative hearings and			
5	rules			26,730,200
6	Special revenue funds:			
7	Construction code fund			26,700
8	Corporation fees			4,373,600
9	Health professions regulatory fund			860,200
10	Health systems fees			165,100
11	Licensing and regulation fund			903,300
12	Liquor purchase revolving fund			481,000
13	Marihuana regulation fund			100,000
14	Marihuana regulatory fund			252,000
15	Public utility assessments			2,490,700
16	Securities fees			1,038,800
17	Tax tribunal fund			847,600
18	<b>State general fund/general purpose</b>		<b>\$</b>	<b>695,800</b>
19	<b>Sec. 107. COMMISSIONS</b>			
20	Full-time equated classified positions	16.0		
21	Michigan indigent defense commission--FTEs	16.0	\$	2,763,000
22	Michigan unarmed combat commission			126,200
23	<b>GROSS APPROPRIATION</b>		<b>\$</b>	<b>2,889,200</b>
24	Appropriated from:			
25	Special revenue funds:			
26	Michigan unarmed combat fund			126,200
27	<b>State general fund/general purpose</b>		<b>\$</b>	<b>2,763,000</b>
28	<b>Sec. 108. GRANTS</b>			



1	Firefighter training grants	\$	2,300,000
2	Liquor law enforcement grants		8,400,000
3	Marihuana operation and oversight grants		3,000,000
4	Michigan indigent defense commission grants		148,917,400
5	Remonumentation grants		6,800,000
6	Utility consumer representation		850,000
7	<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>170,267,400</b>
8	Appropriated from:		
9	Special revenue funds:		
10	Fireworks safety fund		2,300,000
11	Liquor license revenue		8,400,000
12	Local indigent defense reimbursement		300,000
13	Marihuana registry fund		100
14	Marihuana regulation fund		2,999,900
15	Survey and remonumentation fund		6,800,000
16	Utility consumer representation fund		850,000
17	<b>State general fund/general purpose</b>	<b>\$</b>	<b>148,617,400</b>
18	<b>Sec. 109. INFORMATION TECHNOLOGY</b>		
19	Information technology services and projects	\$	19,807,100
20	<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>19,807,100</b>
21	Appropriated from:		
22	Federal revenues:		
23	DOT, gas pipeline safety		45,000
24	EPA, underground storage tanks		100,200
25	HHS-Medicaid, certification of health care		
26	providers and suppliers		358,300
27	HHS-Medicare, certification of health care		
28	providers and suppliers		583,800

1	Special revenue funds:	
2	Aboveground storage tank fees	34,600
3	Accountancy enforcement fund	1,100
4	Boiler inspection fund	328,100
5	Construction code fund	1,290,900
6	Corporation fees	4,240,100
7	Elevator fees	476,900
8	Fire safety standard and enforcement fund	3,000
9	Fire service fees	538,300
10	Fireworks safety fund	52,000
11	Health professions regulatory fund	1,854,100
12	Health systems fees	298,200
13	Licensing and regulation fund	1,101,700
14	Liquor purchase revolving fund	3,518,000
15	Marihuana registry fund	447,100
16	Marihuana regulation fund	361,600
17	Marihuana regulatory fund	741,300
18	Michigan unarmed combat fund	6,800
19	Mobile home code fund	176,100
20	PMECSEMA fund	38,600
21	Public utility assessments	1,242,900
22	Real estate appraiser education fund	1,000
23	Real estate education fund	1,900
24	Refined petroleum fund	170,800
25	Restructuring mechanism assessments	28,100
26	Securities fees	244,000
27	Securities investor education and training fund	1,000
28	Survey and remonumentation fund	74,100

1	Tax tribunal fund	183,500
2	<b>State general fund/general purpose</b>	<b>\$ 1,264,000</b>
3	<b>Sec. 110. ONE-TIME APPROPRIATIONS</b>	
4	Bureau of fire services - smoke detectors	\$ 1,000,000
5	Corporations online filing modernization	2,343,600
6	Customer service and business ethics training	210,000
7	Low carbon energy infrastructure enhancement	
8	and development	25,000,000
9	Michigan saves	3,500,000
10	Urban search and rescue	2,000,000
11	<b>GROSS APPROPRIATION</b>	<b>\$ 34,053,600</b>
12	Appropriated from:	
13	Special revenue funds:	
14	Corporation fees	2,553,600
15	<b>State general fund/general purpose</b>	<b>\$ 31,500,000</b>

## PART 2

## PROVISIONS CONCERNING APPROPRIATIONS

## FOR FISCAL YEAR 2022-2023

**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 2022-2023 is \$460,893,000.00 and state spending from state sources to be paid to local units of government for fiscal year 2022-2023 is \$169,417,400.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

**DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS**

1	Firefighter training grants	\$	2,300,000
2	Liquor law enforcement grants		8,400,000
3	Marihuana operation and oversight grants		3,000,000
4	Michigan indigent defense commission grants		148,917,400
5	Remonumentation grants		6,800,000
6	<b>TOTAL</b>	<b>\$</b>	<b>169,417,400</b>

7       Sec. 202. The appropriations authorized under this part and  
8 part 1 are subject to the management and budget act, 1984 PA 431,  
9 MCL 18.1101 to 18.1594.

10       Sec. 203. As used in this part and part 1:

11       (a) "Department" means the department of licensing and  
12 regulatory affairs.

13       (b) "DHS" means the United States Department of Homeland  
14 Security.

15       (c) "MDIFS" means the Michigan department of insurance and  
16 financial services.

17       (d) "Director" means the director of the department.

18       (e) "DOT" means the United States Department of  
19 Transportation.

20       (f) "EPA" means the United States Environmental Protection  
21 Agency.

22       (g) "FOIA" means the freedom of information act, 1976 PA 442,  
23 MCL 15.231 to 15.246.

24       (h) "FTE" means full-time equated.

25       (i) "HHS" means the United States Department of Health and  
26 Human Services.

27       (j) "IDG" means interdepartmental grant.

28       (k) "MDE" means the Michigan department of education.

29       (l) "PMECSEMA" means pain management education and controlled

1 substances electronic monitoring and antidi diversion.

2 (m) "Subcommittees" means the subcommittees of the house and  
3 senate appropriations committees with jurisdiction over the budget  
4 for the department.

5 Sec. 204. The department shall use the internet to fulfill the  
6 reporting requirements of this part. This requirement shall include  
7 transmission of reports via email to the recipients identified for  
8 each reporting requirement and it shall include placement of  
9 reports on an internet site.

10 Sec. 205. To the extent permissible under section 261 of the  
11 management and budget act, 1984 PA 431, MCL 18.1261, all of the  
12 following apply to funds appropriated in part 1:

13 (a) The funds must not be used for the purchase of foreign  
14 goods or services, or both, if competitively priced and of  
15 comparable quality American goods or services, or both, are  
16 available.

17 (b) Preference must be given to goods or services, or both,  
18 manufactured or provided by Michigan businesses, if they are  
19 competitively priced and of comparable quality.

20 (c) Preference must be given to goods or services, or both,  
21 that are manufactured or provided by Michigan businesses owned and  
22 operated by veterans, if they are competitively priced and of  
23 comparable quality.

24 Sec. 206. The department shall not take disciplinary action  
25 against an employee of the department or departmental agency in the  
26 state classified civil service because the employee communicates  
27 with a member of the legislature or a member's staff, unless the  
28 communication is prohibited by law and the department or agency  
29 taking disciplinary action is exercising its authority as provided

1 by law.

2 Sec. 207. The department shall prepare a report on out-of-  
3 state travel expenses not later than January 1 of each year. The  
4 travel report shall be a listing of all travel by classified and  
5 unclassified employees outside this state in the immediately  
6 preceding fiscal year that was funded in whole or in part with  
7 funds appropriated in the department's budget. The report shall be  
8 submitted to the senate and house appropriations committees, the  
9 senate and house fiscal agencies, and the state budget office. The  
10 report shall include the following information:

11 (a) The dates of each travel occurrence.

12 (b) The total transportation and related costs of each travel  
13 occurrence, including the proportion funded with state general  
14 fund/general purpose revenues, the proportion funded with state  
15 restricted revenues, the proportion funded with federal revenues,  
16 and the proportion funded with other revenues.

17 Sec. 208. Funds appropriated in this part and part 1 must not  
18 be used by a principal executive department, state agency, or  
19 authority to hire a person to provide legal services that are the  
20 responsibility of the attorney general. This prohibition does not  
21 apply to legal services for bonding activities and for those  
22 outside services that the attorney general authorizes.

23 Sec. 209. Not later than November 30, the state budget office  
24 shall prepare and transmit a report that provides for estimates of  
25 the total general fund/general purpose appropriation lapses at the  
26 close of the prior fiscal year. This report must summarize the  
27 projected year-end general fund/general purpose appropriation  
28 lapses by major departmental program or program areas. The report  
29 shall be transmitted to the chairpersons of the senate and house

1 appropriations committees and the senate and house fiscal agencies.

2       Sec. 210. (1) In addition to the funds appropriated in part 1,  
3 there is appropriated an amount not to exceed \$1,000,000.00 for  
4 federal contingency authorization. These funds are not available  
5 for expenditure until they have been transferred to another line  
6 item in part 1 under section 393(2) of the management and budget  
7 act, 1984 PA 431, MCL 18.1393.

8       (2) In addition to the funds appropriated in part 1, there is  
9 appropriated an amount not to exceed \$1,500,000.00 for state  
10 restricted contingency authorization. These funds are not available  
11 for expenditure until they have been transferred to another line  
12 item in part 1 under section 393(2) of the management and budget  
13 act, 1984 PA 431, MCL 18.1393.

14       (3) In addition to the funds appropriated in part 1, there is  
15 appropriated an amount not to exceed \$200,000.00 for local  
16 contingency authorization. These funds are not available for  
17 expenditure until they have been transferred to another line item  
18 in part 1 under section 393(2) of the management and budget act,  
19 1984 PA 431, MCL 18.1393.

20       (4) In addition to the funds appropriated in part 1, there is  
21 appropriated an amount not to exceed \$100,000.00 for private  
22 contingency authorization. These funds are not available for  
23 expenditure until they have been transferred to another line item  
24 in part 1 under section 393(2) of the management and budget act,  
25 1984 PA 431, MCL 18.1393.

26       Sec. 211. The department shall cooperate with the department  
27 of technology, management, and budget to maintain a searchable  
28 website accessible by the public at no cost that includes, but is  
29 not limited to, all of the following for the department:

1 (a) Fiscal year-to-date expenditures by category.

2 (b) Fiscal year-to-date expenditures by appropriation unit.

3 (c) Fiscal year-to-date payments to a selected vendor,  
4 including the vendor name, payment date, payment amount, and  
5 payment description.

6 (d) The number of active department employees by job  
7 classification.

8 (e) Job specifications and wage rates.

9 Sec. 212. Within 14 days after the release of the executive  
10 budget recommendation, the department shall cooperate with the  
11 state budget office to provide the chairpersons of the senate and  
12 house appropriations committees, the chairpersons of the  
13 subcommittees, and the senate and house fiscal agencies with an  
14 annual report on estimated state restricted fund balances, state  
15 restricted fund projected revenues, and state restricted fund  
16 expenditures for the prior 2 fiscal years.

17 Sec. 213. The department shall maintain, on a publicly  
18 accessible website, a department scorecard that identifies, tracks,  
19 and regularly updates key metrics that are used to monitor and  
20 improve the department's performance.

21 Sec. 214. Total authorized appropriations from all sources  
22 under part 1 for legacy costs for the fiscal year ending September  
23 30, 2023 are estimated at \$40,356,700.00. From this amount, total  
24 agency appropriations for pension-related legacy costs are  
25 estimated at \$24,501,800.00. Total agency appropriations for  
26 retiree health care legacy costs are estimated at \$15,854,900.00.

27 Sec. 215. To the extent permissible under the management and  
28 budget act, 1984 PA 431, MCL 18.1101 to 18.1594, the director shall  
29 take all reasonable steps to ensure that businesses in deprived and



1 depressed communities compete for and perform contracts to provide  
2 services or supplies, or both. The director shall strongly  
3 encourage firms with which the department contracts to subcontract  
4 with certified businesses in depressed and deprived communities for  
5 services, supplies, or both.

6 Sec. 216. (1) On a quarterly basis, the department shall  
7 report to the senate and house appropriations committees, the  
8 subcommittees, and the senate and house fiscal agencies the  
9 following information:

10 (a) The number of FTEs in pay status by type of staff and  
11 civil service classification.

12 (b) A comparison by line item of the number of FTEs authorized  
13 from funds appropriated in part 1 to the actual number of FTEs  
14 employed by the department at the end of the reporting period.

15 (2) By March 1 of the current fiscal year, the department  
16 shall report to the senate and house appropriations committees, the  
17 subcommittees, and the senate and house fiscal agencies the  
18 following information:

19 (a) Number of employees that were engaged in remote work in  
20 2022.

21 (b) Number of employees authorized to work remotely and the  
22 actual number of those working remotely in the current reporting  
23 period.

24 (c) Estimated net cost savings achieved by remote work.

25 (d) Reduced use of office space associated with remote work.

26 Sec. 217. Appropriations in part 1 shall, to the extent  
27 possible by the department, not be expended until all existing work  
28 project authorization available for the same purposes is exhausted.

29 Sec. 218. If the state administrative board, acting under

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

7 Sec. 219. The department and agencies receiving appropriations  
8 in part 1 shall receive and retain copies of all reports funded  
9 from appropriations in part 1. Federal and state guidelines for  
10 short-term and long-term retention of records shall be followed.  
11 The department may electronically retain copies of reports unless  
12 otherwise required by federal or state guidelines.

13 Sec. 220. Not later than April 1, the department shall report  
14 on each specific policy change made to implement a public act  
15 affecting the department that took effect during the prior calendar  
16 year to the senate and house appropriations committees, the  
17 subcommittees, the joint committee on administrative rules, and the  
18 senate and house fiscal agencies.

19 Sec. 221. (1) From the funds appropriated in part 1, the  
20 department shall do all of the following:

21 (a) Report to the senate and house appropriations committees,  
22 the senate and house fiscal agencies, the senate and house policy  
23 offices, and the state budget office any amount of severance pay  
24 for a department director, deputy director, or other high-ranking  
25 department official not later than 14 days after a severance  
26 agreement with the director or official is signed. The name of the  
27 director or official and the amount of severance pay must be  
28 included in the report required by this subdivision.

29 (b) Maintain an internet site that posts any severance pay in

1 excess of 6 weeks of wages, regardless of the position held by the  
2 former department employee receiving severance pay.

3 (c) By February 1, report to the subcommittees, the senate and  
4 house fiscal agencies, the senate and house policy offices, and the  
5 state budget office on the total amount of severance pay remitted  
6 to former department employees during the fiscal year ending  
7 September 30, 2022, and the number of former department employees  
8 that were remitted severance pay during the fiscal year ending  
9 September 30, 2022.

10 (2) As used in this section, "severance pay" means  
11 compensation that is both payable or paid upon the termination of  
12 employment and in addition to either wages or benefits earned  
13 during the course of employment or generally applicable retirement  
14 benefits.

15 Sec. 222. (1) Any department, agency, board, commission, or  
16 public officer that receives funding under part 1 shall not:

17 (a) Require as a condition of accessing any facility or  
18 receiving services that an individual provide proof that he or she  
19 has received a COVID-19 vaccine except as provided by federal law  
20 or as a condition of receiving federal Medicare or Medicaid  
21 funding.

22 (b) Produce, develop, issue, or require a COVID-19 vaccine  
23 passport.

24 (c) Develop a database or make any existing database publicly  
25 available to access an individual's COVID-19 vaccine status by any  
26 person, company, or governmental entity.

27 (d) Require as a condition of employment that an employee or  
28 official provide proof that he or she has received a COVID-19  
29 vaccine. This subdivision does not apply to any hospital,

1   congregate care facility, or other medical facility or any  
2   hospital, congregate care facility, or other medical facility  
3   operated by a local subdivision that receives federal Medicare or  
4   Medicaid funding.

5       (2) A department, agency, board, commission, or public officer  
6   may not subject any individual to any negative employment  
7   consequence, retaliation, or retribution because of that  
8   individual's COVID-19 vaccine status.

9       (3) Subsection (1) does not prohibit any person, department,  
10   agency, board, commission, or public officer from transmitting  
11   proof of an individual's COVID-19 vaccine status to any person,  
12   company, or governmental entity, so long as the individual provides  
13   affirmative consent.

14       (4) If a department, agency, board, commission, subdivision,  
15   or official or public officer is required to establish a vaccine  
16   policy due to a federal mandate, it must provide exemptions to any  
17   COVID-19 vaccine policy to the following individuals:

18       (a) An individual for whom a physician certifies that a COVID-  
19   19 vaccine is or may be detrimental to the individual's health or  
20   is not appropriate.

21       (b) An individual who provides a written statement to the  
22   effect that the requirements of the COVID-19 vaccine policy cannot  
23   be met because of religious convictions or other consistently held  
24   objection to immunization.

25       (5) As used in this section, "public officer" means a person  
26   appointed by the governor or another executive department official  
27   or an elected or appointed official of this state or a political  
28   subdivision of this state.

29       Sec. 223. An executive branch department, agency, board, or

1 commission that receives funding under part 1 must not permit a  
2 state employee who was not working remotely, either full-time or  
3 part-time, before February 28, 2020 to work remotely, either full-  
4 time or part-time, during the current fiscal year.

5 Sec. 224. The department may carry into the succeeding fiscal  
6 year unexpended federal pass-through funds to local institutions  
7 and governments that do not require additional state matching  
8 funds. Federal pass-through funds to local institutions and  
9 governments that are received in amounts in addition to those  
10 included in part 1 and that do not require additional state  
11 matching funds are appropriated for the purposes intended. Within  
12 14 days after the receipt of federal pass-through funds, the  
13 department shall notify the chairpersons of the subcommittees, the  
14 senate and house fiscal agencies, and the state budget office of  
15 pass-through funds appropriated under this section.

16 Sec. 225. (1) Grants supported with private revenues received  
17 by the department are appropriated upon receipt and are available  
18 for expenditure by the department, subject to subsection (3), for  
19 purposes specified within the grant agreement and as permitted  
20 under state and federal law.

21 (2) Within 10 days after the receipt of a private grant  
22 appropriated in subsection (1), the department shall notify the  
23 chairpersons of the subcommittees, the senate and house fiscal  
24 agencies, and the state budget office of the receipt of the grant,  
25 including the fund source, purpose, and amount of the grant.

26 (3) The amount appropriated under subsection (1) shall not  
27 exceed \$1,500,000.00.

28 Sec. 226. (1) The department may charge registration fees to  
29 attendees of informational, training, or special events sponsored

1 by the department, and related to activities that are under the  
2 department's purview.

3 (2) These fees shall reflect the costs for the department to  
4 sponsor the informational, training, or special events.

5 (3) Revenue generated by the registration fees is appropriated  
6 upon receipt and available for expenditure to cover the  
7 department's costs of sponsoring informational, training, or  
8 special events.

9 (4) Revenue generated by registration fees in excess of the  
10 department's costs of sponsoring informational, training, or  
11 special events shall carry forward to the subsequent fiscal year  
12 and not lapse to the general fund.

13 (5) The amount appropriated under subsection (3) shall not  
14 exceed \$500,000.00.

15 Sec. 227. The department may make available to interested  
16 entities otherwise unavailable customized listings of  
17 nonconfidential information in its possession, such as names and  
18 addresses of licensees. The department may establish and collect a  
19 reasonable charge to provide this service. The revenue received  
20 from this service is appropriated when received and shall be used  
21 to offset expenses to provide the service. Any balance of this  
22 revenue collected and unexpended at the end of the fiscal year  
23 shall lapse to the appropriate restricted fund.

24 Sec. 228. (1) The department shall sell documents at a price  
25 not to exceed the cost of production and distribution. Money  
26 received from the sale of these documents shall revert to the  
27 department. In addition to the funds appropriated in part 1, these  
28 funds are available for expenditure when they are received by the  
29 department of treasury. This subsection applies only for the

1 following documents:

2 (a) Corporation and securities division documents, reports,  
3 and papers required or permitted by law pursuant to section 1060(6)  
4 of the business corporation act, 1972 PA 284, MCL 450.2060.

5 (b) The Michigan liquor control code of 1998, 1998 PA 58, MCL  
6 436.1101 to 436.2303.

7 (c) The mobile home commission act, 1987 PA 96, MCL 125.2301  
8 to 125.2350; the business corporation act, 1972 PA 284, MCL  
9 450.1101 to 450.2098; the nonprofit corporation act, 1982 PA 162,  
10 MCL 450.2101 to 450.3192; and the uniform securities act (2002),  
11 2008 PA 551, MCL 451.2101 to 451.2703.

12 (d) Construction code manuals.

13 (e) Copies of transcripts from administrative law hearings.

14 (2) In addition to the funds appropriated in part 1, funds  
15 appropriated for the department under sections 57, 58, and 59 of  
16 the administrative procedures act of 1969, 1969 PA 306, MCL 24.257,  
17 24.258, and 24.259, and section 203 of the legislative council act,  
18 1986 PA 268, MCL 4.1203, are appropriated for all expenses  
19 necessary to provide for the cost of publication and distribution.

20 (3) Unexpended funds at the end of the fiscal year shall carry  
21 forward to the subsequent fiscal year and not lapse to the general  
22 fund.

23 Sec. 229. (1) Not later than December 31, the department shall  
24 submit a report to the subcommittees, the senate and house fiscal  
25 agencies, and the state budget office pertaining to licensing and  
26 regulatory programs during the previous 3 fiscal years, if  
27 available, for the following agencies:

28 (a) Liquor control commission.

29 (b) Bureau of fire services.

1 (c) Bureau of construction codes.

2 (d) Corporations, securities, and commercial licensing bureau.

3 (e) Bureau of professional licensing.

4 (f) Bureau of community and health systems.

5 (2) The report shall be in a format that is consistent between  
6 the agencies listed in subsection (1). Agencies listed in  
7 subsection (1)(a) and (b) shall report by regulated activity, and  
8 agencies listed in subsection (1)(c), (d), (e), and (f) shall  
9 report by regulatory product or regulated activity, or both.  
10 Subject to this subsection, the report shall provide, but is not  
11 limited to, the following information for the previous 3 fiscal  
12 years, as applicable, for each agency:

13 (a) Revenue generated by and expenditures disbursed by  
14 regulatory fund.

15 (b) Revenue generated by regulatory product or regulated  
16 activity.

17 (c) The renewal cycle and amount of each fee charged.

18 (d) Number of initial applications.

19 (e) Number of initial applications denied.

20 (f) Number of license renewals.

21 (g) Average amount of time to approve or deny completed  
22 applications.

23 (h) Number of examinations proctored for initial applications.

24 (i) A description of the types of complaints received.

25 (j) A description of the process used to resolve complaints.

26 (k) Number of complaints received.

27 (l) Number of complaints investigated.

28 (m) Number of complaints closed with no action.

29 (n) Number of complaints resulting in administrative actions



1 or citations.

2 (o) Average amount of time to complete investigations.

3 (p) Number of enforcement actions, including license  
4 revocations, suspensions, and fines.

5 (q) A description of the types of enforcement actions taken  
6 against licensees.

7 (r) Number of administrative hearing adjudications.

8 (3) As used in subsection (2), "regulatory product" means each  
9 occupation, profession, trade, or program, which includes  
10 licensure, certification, registration, inspection, review,  
11 permitting, approval, or any other regulatory service provided by  
12 the agencies specified in subsection (1) for each regulated  
13 activity. As used in this subsection and subsection (2), "regulated  
14 activity" means the particular activities, entities, facilities,  
15 and industries regulated by the agencies specified in subsection  
16 (1).

17 Sec. 230. It is the intent of the legislature that the  
18 department establish an employee performance monitoring process  
19 that is consistent throughout the department in addition to current  
20 civil service commission evaluations. The department shall submit  
21 quarterly reports to the subcommittees, the senate and house fiscal  
22 agencies, and the state budget office on changes to the employee  
23 performance monitoring process that are planned or implemented, as  
24 well as the number of employee evaluations performed.

25 Sec. 231. Unless prohibited by law, the department may accept  
26 credit card or other electronic means of payment for licenses,  
27 fees, or permits.

28 Sec. 232. The department shall submit a report to the  
29 subcommittees, the senate and house fiscal agencies, and the state

1 budget office by September 30 detailing any expenditure of funds  
2 for a television or radio production that was made to a third-party  
3 vendor in the fiscal year ending September 30, 2023. The report  
4 must include the following information for each expenditure:

5 (a) Total amount of the expenditure.

6 (b) Fund source for the expenditure.

7 (c) Name of any vendor that created the production and the  
8 amount paid to each vendor.

9 (d) Purpose of the production.

10 Sec. 233. Pending litigation related to a licensee must not  
11 delay investigations and licensing actions taken by the department  
12 toward that licensee under its statutory authority, unless  
13 otherwise prohibited by law.

14  
15 **PUBLIC SERVICE COMMISSION**

16 Sec. 301. The public service commission administers the low-  
17 income energy assistance grant program on behalf of the Michigan  
18 department of health and human services via an interagency  
19 agreement. Funds supporting the grant program are appropriated in  
20 the department upon awarding of grants and may be expended for  
21 grant payments and administrative related expenses incurred in the  
22 operation of the grant program.

23  
24 **LIQUOR CONTROL COMMISSION**

25 Sec. 401. (1) From the appropriations in part 1 from the  
26 direct shipper enforcement revolving fund, the liquor control  
27 commission shall expend these funds as required under section  
28 203(11) of the Michigan liquor control code of 1998, 1998 PA 58,  
29 MCL 436.1203, to investigate and audit unlawful direct shipments of

1 wine by unlicensed wineries and retailers, with priority directed  
2 toward unlicensed out-of-state retailers and third-party marketers.  
3 In addition to other investigative methods, the commission shall  
4 use shipping records available to it under section 203(21) of the  
5 Michigan liquor control code of 1998, 1998 PA 58, MCL 436.1203, to  
6 assist with this effort. The liquor control commission must refer  
7 all unlicensed out-of-state retailers and third-party marketers  
8 identified with the shipping records to the attorney general.

9 (2) By February 1, the liquor control commission shall provide  
10 a report to the legislature, the subcommittees, and the state  
11 budget office detailing the commission's activities to investigate  
12 and audit the illegal shipping of wine and the results of these  
13 activities. The report shall include the following:

14 (a) Work hours spent, specific actions undertaken, and the  
15 number of FTEs dedicated to identifying and stopping unlicensed  
16 out-of-state retailers, third-party marketers, and wineries that  
17 ship illegally in Michigan.

18 (b) General overview of expenditures associated with efforts  
19 to identify and stop unlicensed out-of-state retailers, third-party  
20 marketers, and wineries that ship illegally in Michigan.

21 (c) Number of out-of-state entities found to have illegally  
22 shipped wine into Michigan and total number of bottles (750 ml),  
23 number of cases with 750 ml bottles, number of liters, number of  
24 gallons, or weight of illegally shipped wine. These items must be  
25 broken down by total number of retailers and total number of  
26 wineries.

27 (d) Suggested areas of focus on how to address direct shipper  
28 enforcement and illegal importation in the future.

29 (e) Number of unlicensed out-of-state entities found to have

1 illegally shipped wine into Michigan identified with the shipping  
2 records under subsection (1).

3 (f) Number of notices sent under subsection (3).

4 (3) From the appropriations in part 1 from the direct shipper  
5 enforcement revolving fund, the liquor control commission shall  
6 send a notice to each unlicensed out-of-state entity found to have  
7 illegally shipped wine into Michigan that has been identified via  
8 the shipping records under subsection (1). The notice must include  
9 all of the following:

10 (a) Notification that shipping wine into Michigan by retailers  
11 and third-party marketers is illegal, and wineries shipping into  
12 Michigan must obtain a direct shipper license.

13 (b) Under section 909 of the Michigan liquor control code of  
14 1998, 1998 PA 58, MCL 436.1909, making unlawful shipments of wine  
15 into Michigan may be a felony punishable by imprisonment for not  
16 more than 4 years or a fine of not more than \$5,000.00, or both.

17 (c) Notice that the matter has been referred to the attorney  
18 general.

## 19 20 OCCUPATIONAL REGULATION

21 Sec. 501. Money appropriated under this part and part 1 for  
22 the bureau of fire services shall not be expended unless, in  
23 accordance with section 2c of the fire prevention code, 1941 PA  
24 207, MCL 29.2c, inspection and plan review fees will be charged  
25 according to the following schedule:

### 26 Operation and maintenance inspection fee

27 <u>Facility type</u>	<u>Facility size</u>	<u>Fee</u>
28 Hospitals	Any	\$8.00 per bed

### 29 Plan review and construction inspection fees for

hospitals and schools

<u>Project cost range</u>	<u>Fee</u>
\$101,000.00 or less	minimum fee of \$155.00
\$101,001.00 to \$1,500,000.00	\$1.60 per \$1,000.00
\$1,500,001.00 to \$10,000,000.00	\$1.30 per \$1,000.00
\$10,000,001.00 or more	\$1.10 per \$1,000.00
	or a maximum fee of \$60,000.00.

Sec. 502. The funds collected by the department for licenses, permits, and other elevator regulation fees set forth in the Michigan Administrative Code and as determined under section 8 of 1976 PA 333, MCL 338.2158, and section 16 of 1967 PA 227, MCL 408.816, that are unexpended at the end of the fiscal year shall carry forward to the subsequent fiscal year.

Sec. 503. Not later than February 15, the department shall submit a report to the subcommittees, the senate and house fiscal agencies, and the state budget office providing the following information:

(a) The number of veterans who were separated from service in the Armed Forces of the United States with an honorable character of service or under honorable conditions (general) character of service, individually or if a majority interest of a corporation or limited liability company, that were exempted from paying licensure, registration, filing, or any other fees collected under each licensure or regulatory program administered by the bureau of construction codes, the bureau of professional licensing, and the corporations, securities, and commercial licensing bureau during the preceding fiscal year.

(b) The specific fees and total amount of revenue exempted under each licensure or regulatory program administered by the

1 bureau of construction codes, the bureau of professional licensing,  
2 and the corporations, securities, and commercial licensing bureau  
3 during the preceding fiscal year.

4 (c) The actual costs of providing licensing and other  
5 regulatory services to veterans exempted from paying licensure,  
6 registration, filing, or any other fees during the preceding fiscal  
7 year and a description of how these costs were calculated.

8 (d) The estimated amount of revenue that will be exempted  
9 under each licensure or regulatory program administered by the  
10 bureau of construction codes, the bureau of professional licensing,  
11 and the corporations, securities, and commercial licensing bureau  
12 in both the current and subsequent fiscal years and a description  
13 of how the exempted revenue was estimated.

14 Sec. 504. The department shall submit a comprehensive annual  
15 report for all marihuana programs administered by the cannabis  
16 regulatory agency by January 31 to the senate and house  
17 appropriations committees, the senate and house fiscal agencies,  
18 and the state budget office. This report shall include, but is not  
19 limited to, all of the following information for the prior fiscal  
20 year regarding the marihuana programs under the Michigan Medical  
21 Marihuana Act, 2008 IL 1, MCL 333.26421 to 333.26430; the medical  
22 marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to  
23 333.27801, and the Michigan Regulation and Taxation of Marihuana  
24 Act, 2018 IL 1, MCL 333.27951 to 333.27967:

25 (a) The number of initial applications received, by license  
26 category.

27 (b) The number of initial applications approved and the number  
28 of initial applications denied, by license category.

29 (c) The average amount of time, from receipt to approval or

1 denial, to process an initial application, by license category.

2 (d) The number of renewal applications approved, by license  
3 category and by county.

4 (e) The number of renewal applications received, by license  
5 category, and by county, if applicable.

6 (f) The number of renewal applications denied, by license  
7 category and by county.

8 (g) The average amount of time, from receipt to approval or  
9 denial, to process a renewal application, by license category, if  
10 applicable.

11 (h) The percentage of initial applications not approved or  
12 denied within the time requirements established in the respective  
13 act, by license category, if applicable.

14 (i) The percentage of renewal applications not approved or  
15 denied within the time requirements established in the respective  
16 act, by license category, if applicable.

17 (j) The total amount collected from application fees or  
18 established regulatory assessment and the specific fund this amount  
19 is deposited into, by license category.

20 (k) The costs of administering the licensing program under  
21 each of the above-referenced acts.

22 (l) The registered name and addresses of all facilities  
23 licensed under the above-referenced acts, by license category and  
24 by county.

25 (m) Number of complaints received pertaining to the above-  
26 referenced acts, by license type or regulatory activity.

27 (n) A description of the types of complaints received.

28 (o) A description of the process used to resolve complaints.

29 (p) Number of investigations opened pertaining to each license

1 category.

2 (q) Number of investigations closed pertaining to each license  
3 category.

4 (r) Average amount of time to complete investigations  
5 pertaining to each license category.

6 (s) Number of enforcement actions pertaining to each license  
7 category.

8 (t) A description of the types of enforcement actions taken  
9 against licensees.

10 (u) Number of administrative hearing adjudications pertaining  
11 to each license type.

12 (v) A list of the fees charged for license applications,  
13 license renewals, and registry cards.

14 Sec. 505. If the revenue collected by the department for  
15 health systems administration from fees and collections exceeds the  
16 amount appropriated in part 1, the revenue may be carried forward  
17 into the subsequent fiscal year. The revenue carried forward under  
18 this section shall be used as the first source of funds in the  
19 subsequent fiscal year.

20 Sec. 506. Not later than February 1, the department shall  
21 submit a report to the subcommittees, the senate and house fiscal  
22 agencies, and the state budget office providing the following  
23 information:

24 (a) The total amount of reimbursements made to local units of  
25 government for delegated inspections of fireworks retail locations  
26 pursuant to section 11 of the Michigan fireworks safety act, 2011  
27 PA 256, MCL 28.461, from the funds appropriated in part 1 for the  
28 bureau of fire services during the preceding fiscal year.

29 (b) The amount of reimbursement for delegated inspections of



1 fireworks retail locations for each local unit of government that  
2 received reimbursement from the funds appropriated in part 1 for  
3 the bureau of fire services during the preceding fiscal year.

4 Sec. 507. (1) Beginning October 1, for the purpose of  
5 defraying the costs associated with responding to false final  
6 inspection appointments and to discourage the practice of calling  
7 for final inspections when the project is incomplete or  
8 noncompliant with a plan of correction previously provided by the  
9 bureau of fire services, the bureau of fire services may assess a  
10 fee not to exceed \$200.00 for responding to a second or subsequent  
11 confirmed false inspection appointment. Fees collected under this  
12 section shall be deposited into the restricted account referenced  
13 by section 2c(2) of the fire prevention code, 1941 PA 207, MCL  
14 29.2c, and explicitly identified within the statewide integrated  
15 governmental management applications system.

16 (2) Not later than September 30, the department shall prepare  
17 a report that provides the amount of the fee assessed under  
18 subsection (1), the number of fees assessed and issued per region,  
19 the cost allocation for the work performed and reduced as a result  
20 of this section, and any recommendations for consideration by the  
21 legislature. The department shall submit this information to the  
22 subcommittees, the senate and house fiscal agencies, and the state  
23 budget office.

24 Sec. 508. The department shall submit a report on the Michigan  
25 automated prescription system to the senate and house  
26 appropriations committees, the senate and house fiscal agencies,  
27 and the state budget office by November 30. The report shall  
28 include, but is not limited to, the following:

29 (a) Total number of licensed health professionals registered

1 to the Michigan automated prescription system.

2 (b) Total number of dispensers registered to the Michigan  
3 automated prescription system.

4 (c) Total number of prescribers using the Michigan automated  
5 prescription system.

6 (d) Total number of dispensers using the Michigan automated  
7 prescription system.

8 (e) Number of cases related to overprescribing,  
9 overdispensing, and drug diversion where the department took  
10 administrative action as a result of information and data generated  
11 from the Michigan automated prescription system.

12 (f) The number of hospitals, doctor's offices, pharmacies, and  
13 other health facilities that have integrated the Michigan automated  
14 prescription system into their electronic health records systems.

15 (g) Total number of delegate users registered to the Michigan  
16 automated prescription system.

17 Sec. 509. From the amount appropriated in part 1 for bureau of  
18 community and health systems administration, upon receipt of the  
19 order of suspension of a licensed adult foster care home, home for  
20 the aged, or nursing home, the department shall serve the facility  
21 and provide contemporaneous notice to the offices of legislators  
22 representing a district where the licensed facility is situated and  
23 to the senate and house subcommittees on health and human services.

24 Sec. 510. The department shall not enforce any directive  
25 requiring the masking of children less than 5 years of age and  
26 shall not take any licensing or administrative action against any  
27 licensee for failure to enforce or require the masking of children  
28 less than 5 years of age.

29 Sec. 511. From the funds appropriated in part 1 for bureau of

1 construction codes, at least \$500,000.00 must be allocated for  
2 additional inspections and enforcement activities related to the  
3 carnival-amusement safety act of 1966, 1966 PA 225, MCL 408.651 to  
4 408.670.

5 Sec. 512. Funds remaining in the homeowner construction lien  
6 recovery fund are appropriated to the department for payment of  
7 court-ordered homeowner construction lien recovery fund judgments  
8 entered before August 23, 2010. Pursuant to available funds, the  
9 payment of final judgments shall be made in the order in which the  
10 final judgments were entered and began accruing interest.

11 Sec. 513. The department shall submit a comprehensive annual  
12 report for all hemp programs administered by the cannabis  
13 regulatory agency by January 31 to the subcommittees, the senate  
14 and house fiscal agencies, and the state budget office. This report  
15 must include a description of all programs transferred from the  
16 Michigan department of agriculture and rural development to the  
17 cannabis regulatory agency under Executive Order No. 2022-1. The  
18 report must include, but is not limited to, all of the following:

19 (a) Total amount collected by the cannabis regulatory agency  
20 from regulatory and licensing activities related to hemp and hemp  
21 processor-handlers.

22 (b) Total cost of administering hemp regulatory and licensing  
23 programs.

24 (c) Total number of hemp-processor handlers and any other hemp  
25 licensees licensed in this state, by county.

26 (d) A list and description of any fees that the cannabis  
27 regulatory agency assesses on hemp licensees.

28 (e) A list and description of the functions of any personnel  
29 transferred to the cannabis regulatory agency under Executive Order

1 No. 2022-1.

2 Sec. 514. From the funding reduction in part 1 from the  
3 licensing and regulation fund, the bureau of professional licensing  
4 must reduce expenditures for licensing and regulatory activities by  
5 \$250,000.00 for professions regulated under articles 11 and 12 of  
6 the occupational code, 1980 PA 299, MCL 339.1101 to 339.1218. The  
7 department must not utilize any fund source to offset this  
8 reduction.

9 Sec. 515. From the funds appropriated in part 1, the bureau of  
10 fire services shall allocate \$228,900.00 to increase the number of  
11 inspections that the bureau conducts at places of public assembly.  
12

### 13 **COMMISSIONS**

14 Sec. 801. If Byrne formula grant funding is awarded to the  
15 Michigan indigent defense commission, the Michigan indigent defense  
16 commission may receive and expend Byrne formula grant funds in an  
17 amount not to exceed \$250,000.00 as an interdepartmental grant from  
18 the department of state police. The Michigan indigent defense  
19 commission, created under section 5 of the Michigan indigent  
20 defense commission act, 2013 PA 93, MCL 780.985, may receive and  
21 expend federal grant funding from the United States Department of  
22 Justice in an amount not to exceed \$300,000.00 as other federal  
23 grants.

24 Sec. 802. From the funds appropriated in part 1, the Michigan  
25 indigent defense commission shall submit a report by September 30  
26 to the subcommittees, the senate and house fiscal agencies, and the  
27 state budget office on the incremental costs associated with the  
28 standard development process, the compliance plan process, and the  
29 collection of data from all indigent defense systems and attorneys

1 providing indigent defense. Particular emphasis shall be placed on  
2 those costs that may be avoided after standards are developed and  
3 compliance plans are in place.

4 Sec. 803. A grant distributed by the Michigan indigent defense  
5 commission must not be used by an indigent defense system to  
6 support any construction expenses for a new structure. This section  
7 does not prohibit expenditures for renovations to existing  
8 structures, if such a renovation is part of an indigent defense  
9 system's approved compliance plan.

#### 10 11 **GRANTS**

12 Sec. 901. (1) The department shall expend the funds  
13 appropriated in part 1 for marihuana operation and oversight grants  
14 for grants to counties for education and outreach programs relating  
15 to the Michigan medical marihuana program and the adult-use  
16 marihuana program, pursuant to section 6(l) of the Michigan Medical  
17 Marihuana Act, 2008 IL 1, MCL 333.26426, and section 14 of the  
18 Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL  
19 333.27964. The grant funds may be generated from application and  
20 license fees authorized under section 8(1)(b) of the Michigan  
21 Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27958.  
22 These grants shall be distributed proportionately based on the  
23 number of registry identification cards issued to or renewed for  
24 the residents of each county that applied for a grant under  
25 subsection (2). For the purposes of this subsection, operation and  
26 oversight grants are for education, communication, and outreach  
27 regarding the Michigan Medical Marihuana Act, 2008 IL 1, MCL  
28 333.26421 to 333.26430, and the Michigan Regulation and Taxation of  
29 Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967. Grants

1 provided under this section must not be used for law enforcement  
2 purposes.

3 (2) Not later than December 1, the department shall post a  
4 listing of potential grant money available to each county on its  
5 website. In addition, the department shall work collaboratively  
6 with counties regarding the availability of these grant funds. A  
7 county requesting a grant shall apply on a form developed by the  
8 department and available on its website. The form shall contain the  
9 county's specific projected plan for use of the money and its  
10 agreement to maintain all records and to submit documentation to  
11 the department to support the use of the grant money.

12 (3) In order to be eligible to receive a grant under  
13 subsection (1), a county shall apply not later than January 1 and  
14 agree to report how the grant was expended and to provide that  
15 report to the department not later than September 15. The  
16 department shall submit a report not later than October 15 of the  
17 subsequent fiscal year to the state budget office, the  
18 subcommittees, and the senate and house fiscal agencies detailing  
19 the grant amounts by recipient and the reported uses of the grants  
20 in the preceding fiscal year.

21 Sec. 902. (1) The amount appropriated in part 1 for  
22 firefighter training grants shall only be expended for payments to  
23 counties to reimburse organized fire departments for firefighter  
24 training and other activities required under the firefighters  
25 training council act, 1966 PA 291, MCL 29.361 to 29.377.

26 (2) If the amount appropriated in part 1 for firefighter  
27 training grants is expended by the firefighters training council,  
28 established in section 3 of the firefighters training council act,  
29 1966 PA 291, MCL 29.363, for payments to counties under section 14

1 of the firefighters training council act, 1966 PA 291, MCL 29.374,  
2 it is the intent of the legislature that:

3 (a) The amount appropriated in part 1 for firefighter training  
4 grants shall be allocated pursuant to section 14(2) of the  
5 firefighters training council act, 1966 PA 291, MCL 29.374.

6 (b) If the amount allocated to any county under subdivision  
7 (a) is less than \$5,000.00, the amounts disbursed to each county  
8 under subdivision (a) shall be adjusted to provide for a minimum  
9 payment of \$5,000.00 to each county.

10 (3) Not later than February 1, the department shall submit a  
11 financial report to the subcommittees, the senate and house fiscal  
12 agencies, and the state budget office identifying the following  
13 information for the preceding fiscal year:

14 (a) The amount of the payments that would be made to each  
15 county if the distribution formula described by the first sentence  
16 of section 14(2) of the firefighters training council act, 1966 PA  
17 291, MCL 29.374, would have been utilized to allocate the total  
18 amount appropriated in part 1 for firefighter training grants.

19 (b) The amount of the payments approved by the firefighters  
20 training council for allocation to each county.

21 (c) The amount of the payments actually expended or encumbered  
22 within each county.

23 (d) A description of any other payments or expenditures made  
24 under the authority of the firefighters training council.

25 (e) The amount of payments approved for allocations to  
26 counties that was not expended or encumbered and lapsed back to the  
27 fireworks safety fund.

28  
29 **ONE-TIME APPROPRIATIONS**

1           Sec. 1001. From the funds appropriated in part 1 for bureau of  
2 fire services - smoke detectors, the bureau of fire services must  
3 purchase and distribute sealed-battery smoke detectors to the  
4 residents of this state. The bureau of fire services may purchase  
5 smoke detectors with additional capabilities for individuals with  
6 physical or psychological conditions that require an accommodative  
7 technology.

8           Sec. 1002. (1) From the funds appropriated in part 1 for  
9 customer service and business ethics training, the department must  
10 provide 1 hour of customer service and business ethics training to  
11 each classified employee and 2 hours of customer service and  
12 business ethics training to each unclassified employee. This  
13 training must include, but is not limited to, instruction in  
14 customer service professionalism, consumer support, and ethics in  
15 business.

16           (2) Not later than November 3, 2022, the department shall  
17 submit a report to the subcommittees, the senate and house fiscal  
18 agencies, and the state budget office containing all of the  
19 following information:

20           (a) The number of classified and unclassified employees that  
21 received the customer service and business ethics training.

22           (b) A copy of the material that was presented in the customer  
23 service and business ethics training.

24           (c) Information on the entity that provided the customer  
25 service and business ethics training.

26           Sec. 1003. (1) From the funds appropriated in part 1 for low  
27 carbon energy infrastructure enhancement and development, funding  
28 must be expended only for grants to businesses, nonprofit  
29 organizations, and units of local government for the purposes of



1 planning, developing, designing, acquiring, or constructing low  
2 carbon energy facilities, which may include, but are not limited  
3 to, natural gas facilities, combined heat and power facilities,  
4 renewable natural gas facilities, and electrification programs.

5 (2) The Michigan public service commission must develop  
6 program guidelines and implement an application process for the  
7 grant program within 6 months after the effective date of this act  
8 and must first prioritize and approve grants that do all of the  
9 following:

10 (a) Are supported by a cost-benefit analysis.

11 (b) Facilitate the largest number of end-use customers  
12 achieving access to low carbon energy facilities at the lowest  
13 total cost.

14 (c) Reduce customer energy cost burdens.

15 (d) Support the reduction of emissions.

16 (3) Grant applicants must do all of the following:

17 (a) Perform an impact study that includes an analysis of  
18 potential cost savings, environmental impacts, and local economic  
19 benefits of the proposed low carbon energy facilities. A utility,  
20 at its sole discretion, may prepare a single impact study covering  
21 the utility's service territory that accounts for likely proposals,  
22 evaluates regional opportunities, and minimizes or eliminates the  
23 need for repetitive studies. Sufficient detail must be provided in  
24 the study to allow the Michigan public service commission to  
25 evaluate each low carbon energy facility proposed.

26 (b) Submit a proposal that details the associated costs and  
27 benefits of the proposal, including all of the following:

28 (i) The cost impact to potential new customers, including a  
29 cost-benefit analysis demonstrating the impact and cost savings to

1 customers that are directly part of the infrastructure development  
2 proposal. The cost-benefit analysis must include all of the  
3 following:

4 (A) A summary of the project, including detailed cost  
5 estimates for completion, project timing, and locations impacted.

6 (B) A prospective list outlining the volume of potential  
7 customers that would be impacted by the project development.

8 (C) A comprehensive analysis of prospective customers' energy  
9 costs using those customers' current energy supply versus the  
10 proposed new energy supply source and other alternative energy  
11 sources that may be available, including all of the following:

12 (I) The forecasted annual energy costs of a customer's current  
13 energy supply in direct comparison with the proposed new energy  
14 supply source and other alternative energy sources that may be  
15 available.

16 (II) Any installation or project costs that are the customer's  
17 responsibility.

18 (III) A detailed comparison of the scope 1, scope 2, and scope  
19 3 emissions, as defined by the Environmental Protection Agency,  
20 associated with the energy supply within the proposal versus the  
21 current energy supply being used by prospective customers and other  
22 alternative energy sources that may be available, including all of  
23 the following:

24 (1) The calculated emissions savings for an average customer  
25 under the different energy supply options.

26 (2) Any supporting details for the emissions calculation,  
27 including any models and detail on assumptions.

28 (ii) An analysis to demonstrate impact on the local economy and  
29 this state's economy, including all of the following:

1 (A) The number of jobs created during the project.

2 (B) The potential impact to the small business community  
3 within the local area where the grant or loan is proposed to be  
4 spent.

5 (C) The cost savings to other customers due to the grant being  
6 used to supplement spending and revenue in other areas.

7 (iii) A detailed summary indicating any support from customers  
8 and communities associated with the project plans for the  
9 infrastructure development, including all of the following:

10 (A) Any outreach campaigns or events conducted, including  
11 dates, times, and number of households reached.

12 (B) A list of any customers or businesses that have expressed  
13 or signaled interest in supporting the project development.

14 (iv) An analysis of the anticipated community health impacts  
15 related to the proposed low carbon energy facility.

16 (4) In addition to the requirements of subsection (3), an  
17 applicant applying for a grant to be used to develop RNG  
18 infrastructure shall include all of the following:

19 (a) The project details, including the location of biogas and  
20 the proposed interconnection.

21 (b) The cost estimates for the interconnection, metering, and  
22 gas conditioning equipment needed to connect to an existing  
23 pipeline system.

24 (c) A summary of the environmental and health impacts of the  
25 project, including the forecasted emission reductions.

26 (d) Any local economic impact from the RNG infrastructure  
27 development.

28 (e) The end-use application for the RNG infrastructure with a  
29 focus on projects being used for opportunities in this state.

1           (5) After receiving an application under this section, the  
2 Michigan public service commission must allow local units of  
3 government, environmental groups, and business interests directly  
4 affected by the proposal 45 days to review the application and  
5 provide comments. The Michigan public service commission must give  
6 the applicant 15 days after the comments have been received from  
7 interested parties, at the applicant's discretion, to modify or  
8 maintain their initial proposal.

9           (6) The Michigan public service commission must review all  
10 proposals and award grants to applicants it determines have met the  
11 criteria in this section. All grants must include full and timely  
12 cost recovery from the fund for the infrastructure requirements of  
13 the affected utility made necessary by the grant.

14           (7) Grant recipients under this section must submit a report  
15 to the Michigan public service commission detailing how the grant  
16 money was used within 30 days after the completion of the relevant  
17 project.

18           (8) As used in this section, "renewable natural gas" or "RNG"  
19 means methane derived from organic waste material and degradable  
20 carbon sources including, but not limited to, agricultural waste,  
21 manure, municipal waste, plant materials, sewage, green waste, or  
22 food waste.

23           (9) The unexpended funds appropriated in part 1 for low carbon  
24 energy infrastructure enhancement and development are designated as  
25 a work project appropriation. Any unencumbered or unallotted funds  
26 shall not lapse at the end of the fiscal year and shall be  
27 available for expenditures for projects under this section until  
28 the projects have been completed. The following is in compliance  
29 with section 451a(1) of the management and budget act, 1984 PA 431,

1 MCL 18.1451a:

2 (a) The purpose of the project is to support improvements to  
3 low carbon energy infrastructure projects.

4 (b) The project will be accomplished by utilizing state  
5 employees or contracts with service providers, or both.

6 (c) The total estimated cost of the project is \$25,000,000.00.

7 (d) The tentative completion date is September 30, 2027.

8 Sec. 1004. From the funds appropriated in part 1 for Michigan  
9 saves, the Michigan public service commission may award a  
10 \$3,500,000.00 grant to a nonprofit green bank with experience in  
11 leveraging energy-efficiency and renewable energy improvements, for  
12 the purpose of making such loans more affordable for Michigan  
13 families, businesses, and public entities. Grant funds may be used  
14 to support a loan loss reserve fund or other comparable financial  
15 instrument to further leverage private investment in clean energy  
16 improvements.