

SENATE BILL NO. 114

February 09, 2021, Introduced by Senator STAMAS and referred to the Committee on Appropriations.

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

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1

PART 1

2

LINE-ITEM APPROPRIATIONS

3

Sec. 101. There is appropriated for various state departments

4

and agencies to supplement appropriations for the fiscal year

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ending September 30, 2021, from the following funds:

1	APPROPRIATION SUMMARY	
2	Full-time equated classified positions	(63.8)
3	GROSS APPROPRIATION	\$ 1,257,441,300
4	Interdepartmental grant revenues:	
5	Total interdepartmental grants and	
6	intradepartmental transfers	0
7	ADJUSTED GROSS APPROPRIATION	\$ 1,257,441,300
8	Federal revenues:	
9	Total federal revenues	707,884,400
10	Special revenue funds:	
11	Total local revenues	0
12	Total private revenues	0
13	Total other state restricted revenues	(10,393,100)
14	State general fund/general purpose	\$ 559,950,000
15		
16	Sec. 102. DEPARTMENT OF AGRICULTURE AND RURAL	
17	DEVELOPMENT	
18	(1) APPROPRIATION SUMMARY	
19	Full-time equated classified positions	(1.0)
20	GROSS APPROPRIATION	\$ (100,000)
21	Interdepartmental grant revenues:	
22	Total interdepartmental grants and	
23	intradepartmental transfers	0
24	ADJUSTED GROSS APPROPRIATION	\$ (100,000)
25	Federal revenues:	
26	Total federal revenues	0
27	Special revenue funds:	
28	Total local revenues	0

1	Total private revenues	0
2	Total other state restricted revenues	(50,000)
3	State general fund/general purpose	\$ (50,000)
4	(2) FOOD AND DAIRY	
5	Full-time equated classified positions	(1.0)
6	Food safety and quality assurance--FTE	
7	positions	(1.0) \$ (100,000)
8	GROSS APPROPRIATION	\$ (100,000)
9	Appropriated from:	
10	Special revenue funds:	
11	Dairy and food safety fund	(50,000)
12	State general fund/general purpose	\$ (50,000)
13		
14	Sec. 103. DEPARTMENT OF HEALTH AND HUMAN	
15	SERVICES	
16	(1) APPROPRIATION SUMMARY	
17	GROSS APPROPRIATION	\$ 547,582,200
18	Interdepartmental grant revenues:	
19	Total interdepartmental grants and	
20	intradepartmental transfers	0
21	ADJUSTED GROSS APPROPRIATION	\$ 547,582,200
22	Federal revenues:	
23	Total federal revenues	487,582,200
24	Special revenue funds:	
25	Total local revenues	0
26	Total private revenues	0
27	Total other state restricted revenues	0
28	State general fund/general purpose	\$ 60,000,000

1	(2) ONE-TIME APPROPRIATIONS		
2	Community substance use disorder prevention,		
3	education, and treatment	\$	17,400,000
4	COVID-19 direct care worker hazard pay		
5	adjustment		227,000,000
6	Federal COVID epidemiology and laboratory		
7	capacity reserve fund		184,942,400
8	Federal COVID immunization and vaccine grant		
9	reserve fund		110,239,800
10	Federal mental health block grant		8,000,000
11	GROSS APPROPRIATION	\$	547,582,200
12	Appropriated from:		
13	Federal revenues:		
14	Total other federal revenues		487,582,200
15	State general fund/general purpose	\$	60,000,000
16			
17	Sec. 104. DEPARTMENT OF LABOR AND ECONOMIC		
18	OPPORTUNITY		
19	(1) APPROPRIATION SUMMARY		
20	Full-time equated classified positions	(39.4)	
21	GROSS APPROPRIATION	\$	364,217,000
22	Interdepartmental grant revenues:		
23	Total interdepartmental grants and		
24	intradepartmental transfers		0
25	ADJUSTED GROSS APPROPRIATION	\$	364,217,000
26	Federal revenues:		
27	Total federal revenues		220,302,200
28	Special revenue funds:		

1	Total local revenues	0
2	Total private revenues	0
3	Total other state restricted revenues	(6,085,200)
4	State general fund/general purpose	\$ 150,000,000
5	(2) EMPLOYMENT SERVICES	
6	Michigan occupational safety and health	
7	administration--FTE positions	(39.4) \$ (6,085,200)
8	GROSS APPROPRIATION	\$ (6,085,200)
9	Appropriated from:	
10	Special revenue funds:	
11	Corporation fees	(4,440,400)
12	Safety education and training fund	(1,644,800)
13	State general fund/general purpose	\$ 0
14	(3) ONE-TIME APPROPRIATIONS	
15	Emergency rental assistance	\$ 220,302,200
16	Michigan unemployment compensation funds	150,000,000
17	GROSS APPROPRIATION	\$ 370,302,200
18	Appropriated from:	
19	Federal revenues:	
20	Total federal revenues	220,302,200
21	State general fund/general purpose	\$ 150,000,000
22		
23	Sec. 105. DEPARTMENT OF LICENSING AND	
24	REGULATORY AFFAIRS	
25	(1) APPROPRIATION SUMMARY	
26	Full-time equated classified positions	(23.4)
27	GROSS APPROPRIATION	\$ (4,257,900)
28	Interdepartmental grant revenues:	

1	Total interdepartmental grants and		
2	intradepartmental transfers		0
3	ADJUSTED GROSS APPROPRIATION	\$	(4,257,900)
4	Federal revenues:		
5	Total federal revenues		0
6	Special revenue funds:		
7	Total local revenues		0
8	Total private revenues		0
9	Total other state restricted revenues		(4,257,900)
10	State general fund/general purpose	\$	0
11	(2) LIQUOR CONTROL COMMISSION		
12	Liquor licensing and enforcement--FTE positions	(18.2) \$	(3,315,800)
13	Management support services--FTE positions	(5.2)	(942,100)
14	GROSS APPROPRIATION	\$	(4,257,900)
15	Appropriated from:		
16	Special revenue funds:		
17	Direct shipper enforcement revolving fund		(60,700)
18	Liquor control enforcement and license		
19	investigation revolving fund		(35,000)
20	Liquor license fee enhancement fund		(15,300)
21	Liquor license revenue		(1,569,700)
22	Liquor purchase revolving fund		(2,577,200)
23	State general fund/general purpose	\$	0
24			
25	Sec. 106. DEPARTMENT OF TREASURY		
26	(1) APPROPRIATION SUMMARY		
27	GROSS APPROPRIATION	\$	350,000,000
28	Interdepartmental grant revenues:		

1	Total interdepartmental grants and	
2	intradepartmental transfers	0
3	ADJUSTED GROSS APPROPRIATION	\$ 350,000,000
4	Federal revenues:	
5	Total federal revenues	0
6	Special revenue funds:	
7	Total local revenues	0
8	Total private revenues	0
9	Total other state restricted revenues	0
10	State general fund/general purpose	\$ 350,000,000
11	(2) ONE-TIME APPROPRIATIONS	
12	Afflicted business tax and fee relief	\$ 350,000,000
13	GROSS APPROPRIATION	\$ 350,000,000
14	Appropriated from:	
15	State general fund/general purpose	\$ 350,000,000

16

17

18 PART 2

19 PROVISIONS CONCERNING APPROPRIATIONS

20 **GENERAL SECTIONS**

21 Sec. 201. Pursuant to section 30 of article IX of the state
 22 constitution of 1963, total state spending from state sources under
 23 part 1 for the fiscal year ending September 30, 2021 is
 24 \$549,556,900.00 and total state spending from state sources to be
 25 paid to local units of government is \$0.00.

26 Sec. 202. The appropriations made and expenditures authorized
 27 under this part and part 1 and the departments, commissions,
 28 boards, offices, and programs for which appropriations are made
 29 under this part and part 1, are subject to the management and

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

2 Sec. 203. 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 Sec. 204. It is the intent of the legislature that a hiring
9 freeze is imposed on the state classified civil service. State
10 departments and agencies are prohibited from hiring any new full-
11 time state classified civil service employees and prohibited from
12 filling any vacant state classified civil service positions. This
13 hiring freeze does not apply to internal transfers of classified
14 employees from 1 position to another within a department.

15
16 **DEPARTMENT OF HEALTH AND HUMAN SERVICES**

17 Sec. 251. (1) From the funds appropriated in part 1 for COVID-
18 19 direct care worker hazard pay adjustment, the department of
19 health and human services shall provide sufficient funding,
20 including any applicable federal match, to increase the wages paid
21 to direct care workers described in subsection (2) by \$2.25 per
22 hour above the rates paid on March 1, 2020 beginning March 1, 2021
23 through June 30, 2021.

24 (2) The direct care wage increase shall be provided to direct
25 care workers employed by the department of health and human
26 services, its contractors, and its subcontractors who received a
27 \$2.00 per hour state-funded wage increase beginning in April 2020.
28 The total combined direct care wage increases from the April 2020
29 direct care wage increase and the wage increase outlined in this

1 section shall be \$2.00 per hour and shall be in effect from April
2 1, 2020 to February 28, 2021 and \$2.25 per hour and shall be in
3 effect from March 1, 2021 through June 30, 2021.

4 (3) From the funds appropriated in part 1 for COVID-19 direct
5 care worker hazard pay adjustment, a direct care wage increase of
6 \$2.25 per hour shall be provided to direct care workers employed by
7 skilled nursing facilities on the effective date of this act,
8 beginning March 1, 2021 and continuing until June 30, 2021. This
9 funding shall include all costs incurred by the employer, including
10 payroll taxes, due to the \$2.25 per hour increase. As used in this
11 subsection, "direct care workers" means a registered nurse,
12 licensed practical nurse, competency evaluated nursing assistant,
13 and respiratory therapist.

14 (4) From the funds appropriated in part 1 for COVID-19 direct
15 care worker hazard pay adjustment, a direct care wage increase of
16 \$2.25 per hour shall be provided to direct care workers employed by
17 area agencies on aging and their contractors for in-home and
18 respite services on the effective date of this act, beginning March
19 1, 2021 and continuing until June 30, 2021. This funding shall
20 include all costs incurred by the employer, including payroll
21 taxes, due to the \$2.00 per hour increase.

22 (5) Contractors and subcontractors receiving funding to
23 support these direct care wage increases shall be required to
24 provide documentation of the wage increases provided pursuant to
25 this section to the department of health and human services.

26 (6) Any payment enhancement above the hourly rate in effect on
27 March 1, 2020 shall be of no effect in determining any employee's
28 average compensation as provided by any contract or other provision
29 of law.

1 (7) A direct care worker may elect to not receive the wage
2 increase provided in this section. The election to not receive the
3 wage increase in this section must be made either in writing or
4 electronically. The employer of a direct care worker who has
5 elected to not receive the wage increase in this section must remit
6 back to the state any of the funds authorized by this section based
7 on the number of direct care workers it employs who have elected to
8 not receive the wage increase authorized by this section.

9 Sec. 252. (1) From the funds appropriated in part 1 for
10 federal COVID immunization and coronavirus vaccine grant reserve
11 fund, the department of health and human services shall allocate
12 \$36,746,600.00 to manage the administration of a coronavirus
13 vaccine to all Michigan residents through financial support to
14 local health departments and other health care providers.

15 (2) The funds appropriated in part 1 for federal COVID
16 immunization and coronavirus vaccine grant reserve fund, not
17 allocated in subsection (1), shall not be expended unless a
18 legislative transfer request is issued by the state budget office
19 and the requirements of the legislative transfer process are met
20 under section 393 of the management and budget act, 1984 PA 431,
21 MCL. 18.1393.

22 (3) Prior to issuing a legislative transfer request under this
23 section, the department shall first:

24 (a) Demonstrate the funds appropriated in 2020 PA 257 for
25 coronavirus vaccine strategy have been expended.

26 (b) Provide a report to the house and senate appropriation
27 committees, the house and senate fiscal agencies, and the state
28 budget office to illustrate how the requested funds would be
29 utilized.

1 Sec. 253. (1) From the funds appropriated in part 1 for
2 federal COVID epidemiology and laboratory capacity grant reserve
3 fund, the department of health and human services shall allocate at
4 least \$75,000,000.00 for grants to school districts, public school
5 academies, intermediate school districts, and nonpublic schools as
6 provided in this section.

7 (2) The department of health and human services shall work
8 with the department of education to distribute grants to school
9 districts and public school academies based on the headcount each
10 of those entities reported to the center for educational
11 performance and information as of the most recent headcount data
12 submission.

13 (3) The department of health and human services shall work
14 with the department of education to notify registered and approved
15 nonpublic schools of the availability of grant funds for COVID-19
16 testing, and to set up a grant process to distribute testing funds
17 to nonpublic schools. The department must notify registered and
18 approved nonpublic schools within 5 days of enactment of this
19 legislation that the funds are available and must open a grant
20 process within 10 days of enactment of this legislation. Registered
21 and approved nonpublic schools applying for COVID-19 testing funds
22 must report headcount enrollment to the department within 5 days of
23 the grant process being open for applications. An application with
24 enrollment data reported by a registered and approved nonpublic
25 school shall be approved for grant funding.

26 (4) The amount of a grant to each school district, public
27 school academy, and nonpublic school shall be equal to the product
28 of the educating entity's headcount multiplied by \$50.00. The
29 amount of a grant to each intermediate school district shall be

1 equal to the product of the intermediate school district's staff
2 headcount as reported to the center for educational performance and
3 information as of the most recent data submission multiplied by
4 \$50.00.

5 (5) The department of health and human services shall work
6 with the department of education to make payments to districts,
7 public school academies, intermediate school districts, and
8 nonpublic schools not later than 21 days after enactment of this
9 legislation.

10 (6) An entity receiving a grant under this section may use the
11 funds for COVID-19 testing for staff and students including, but
12 not limited to, teachers, counselors, administrators, support
13 staff, aides, bus drivers, coaches, cafeteria staff, custodians,
14 students playing contact sports, and other students as determined
15 by the entity.

16 (7) If the sum of the grants calculated under subsection (4)
17 exceeds the appropriation in subsection (1), grants shall be
18 reduced on an equal dollar basis.

19 (8) The funds appropriated in part 1 for federal COVID
20 epidemiology and laboratory capacity grant reserve fund, not
21 allocated in subsection (1), shall not be expended unless a
22 legislative transfer request is issued by the state budget office
23 and the requirements of the legislative transfer process are met
24 under section 393 of the management and budget act, 1984 PA 431,
25 MCL. 18.1393.

26 (9) Prior to issuing a legislative transfer request under this
27 section, the department shall first:

28 (a) Demonstrate the funds appropriated in 2020 PA 257 for
29 coronavirus response activities have been expended.

1 (b) Provide a report to the house and senate appropriation
2 committees, the house and senate fiscal agencies, and the state
3 budget office to illustrate how the requested funds would be
4 utilized.

5 Sec. 254. From the funds appropriated in part 1 for community
6 substance use disorder prevention, education, and treatment, the
7 department of health and human services shall provide grants,
8 pursuant to federal laws, rules, and regulations, to local public
9 entities that provide substance use disorder services and to 1
10 private entity that has a statewide contract to provide community-
11 based substance use disorder services.

12 Sec. 255. From the funds appropriated in part 1 for federal
13 mental health block grant, the department of health and human
14 services shall provide grants, pursuant to federal laws, rules, and
15 regulations, to local public entities that provide substance use
16 disorder services and to 1 private entity that has a statewide
17 contract to provide community-based mental health services.

18
19 **DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY**

20 Sec. 301. (1) Funds appropriated in part 1 for emergency
21 rental assistance shall be administered by the terms set forth in
22 section 501(a) of Division N of the Consolidated Appropriations
23 Act, 2021, Pub. L. No. 116-260, authorizing the United States
24 Department of Treasury to make payments to certain recipients to be
25 used to provide emergency rental assistance.

26 (2) The department of labor and economic opportunity shall
27 collaborate with the department of health and human services, the
28 judiciary, local community action agencies, local nonprofit
29 agencies, and legal aid organizations to create a rental and

1 utility assistance program.

2 (3) The rental assistance program will operate in accordance
3 with rules and guidance published by the U.S. Department of
4 Treasury to serve eligible renter households with rental and
5 utility assistance to preserve their housing and avoid eviction.

6 (4) The unexpended funds appropriated in part 1 for emergency
7 rental assistance are designated as a work project appropriation.
8 Any unencumbered or unallotted funds shall not lapse at the end of
9 the fiscal year and shall be available for expenditures for
10 projects under this section until the projects have been completed.
11 The following is in compliance with section 451a(1) of the
12 management and budget act, 1984 PA 431, MCL 18.1451a:

13 (a) The purpose of the work project is to create an emergency
14 rental assistance program, which includes rental and utility
15 assistance payments, housing stability services, and case
16 management to eligible renter households impacted by COVID-19.

17 (b) The projects will be accomplished by utilizing state
18 employees or by contracts.

19 (c) The total estimated cost of the work project is
20 \$220,302,200.00.

21 (d) The tentative completion date is March 31, 2022.

22 Sec. 302. From the funds appropriated in part 1 for Michigan
23 unemployment compensation funds, \$150,000,000.00 shall be deposited
24 into the unemployment compensation fund established under section
25 26 of the Michigan employment security act, 1936 (Ex Sess) PA 1,
26 MCL 421.26.

27
28 **DEPARTMENT OF TREASURY**

29 Sec. 401. (1) From the funds appropriated in part 1 for

1 afflicted business tax and fee relief, \$300,000,000.00 shall be
2 used by the department of treasury to create and operate a property
3 tax relief program to provide grants for property tax relief to
4 afflicted businesses in this state. The department of treasury
5 shall provide grants to afflicted businesses that have realized a
6 significant financial hardship as a result of the COVID-19
7 emergency as defined in this section. Grant applications shall be
8 accepted, reviewed, and approved by the department of treasury.

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

11 (a) Must not exceed the amount calculated in subparagraph (i)
12 or (ii) as follows:

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

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

19 (b) An afflicted business that was in operation on October 1,
20 2019 must be subject to the following grant schedule:

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

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

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

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

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

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

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

28 (b) If the business was not in operation on October 1, 2019,
29 but started operations before June 1, 2020, and was either an

1 eligible self-employed individual, independent contractor, or sole
2 proprietorship with no employees, or had employees for which it
3 paid salaries or wages and payroll taxes or paid independent
4 contractors, the afflicted business was negatively impacted by the
5 COVID-19 pandemic through a closure or partial closure due to an
6 executive order or DHHS epidemic order.

7 (4) Any afflicted business that falsifies certification under
8 subsection (3) shall forfeit any payments under this section and
9 sections 402 through 404 of this part and shall repay this state
10 all payments it has received under this section and sections 402
11 through 404 of this part.

12 (5) If the amount appropriated under this section is not
13 sufficient to fully pay grant awards under this section, payments
14 shall be prorated on an equal basis among all afflicted businesses
15 that qualified for a grant under this section. Any funds remaining
16 after the disbursement of all grant awards shall revert to the
17 general fund.

18 (6) The department of treasury must develop and post on the
19 department website application, program operation, award, and
20 reporting criteria for the program no later than April 1, 2021.
21 Afflicted businesses shall have until May 1, 2021 to submit program
22 grant applications. The department of treasury shall disburse grant
23 awards by June 1, 2021.

24 (7) The department of treasury shall submit a monthly report
25 to the senate and house appropriations committees, the senate and
26 house fiscal agencies, and the state budget office that provides a
27 listing of grants awarded in the previous month and the name of the
28 recipient of each grant provided under the program. The department
29 of treasury shall submit a summary of all grants awarded under the

1 program, by industry, over the course of the current fiscal year by
2 September 30, 2021.

3 (8) As used in this section:

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

5 (i) An entertainment venue.

6 (ii) An exercise facility.

7 (iii) A food service establishment.

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

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

10 (vi) A nursery dealer or nursery grower.

11 (vii) An athletic trainer.

12 (viii) A body art facility.

13 (b) "Entertainment venue" includes an auditorium, arena,
14 banquet hall, cinema, concert hall, conference center, performance
15 venue, sporting venue, stadium, or theater.

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

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

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

23 (f) "Recreation facility or place of public amusement"
24 includes an amusement park, arcade, bingo hall, bowling alley,
25 casino, nightclub, skating rink, water park, or trampoline park.

26 Sec. 402. (1) From the funds appropriated in part 1 for
27 afflicted business tax and fee relief, \$16,500,000.00 shall be used
28 by the department of treasury to create and operate an on-premise
29 retail liquor license relief program to provide grants for on-

1 premise retail liquor license relief to eligible on-premise retail
2 liquor establishments of this state. The department of treasury
3 shall provide grants to on-premise retail liquor establishments as
4 defined in this section. Grant applications shall be accepted,
5 reviewed, and approved by the department of treasury.

6 (2) As used in this section, an eligible retail liquor
7 establishment means an establishment that meets both of the
8 following:

9 (a) Possessed an on-premise retail liquor license as issued
10 under the Michigan liquor control code of 1998, 1998 PA 58, MCL
11 436.1101 to 436.2303.

12 (b) Experienced a 30% reduction in net revenue during 2020
13 compared to 2019 due to COVID-19.

14 (3) Grants made available to on-premise retail liquor
15 establishments under the program must meet all of the following
16 conditions:

17 (a) Must equal the amount of fees paid by the on-premise
18 retail liquor establishments for an on-premise retail liquor
19 license under the Michigan liquor control code of 1998, 1998 PA 58,
20 MCL 436.1101 to 436.2303.

21 (b) Must be used only for working capital to support payroll
22 expenses, rent, mortgage payments, utility expenses, and costs
23 related to reopening a business.

24 (4) An on-premise retail liquor establishment is considered to
25 have qualified for a grant under this section if the on-premise
26 retail liquor establishment has certified and attested to all of
27 the following:

28 (a) On-premise retail liquor license fees were paid, and the
29 on-premise retail liquor establishment has documented the fees paid

1 for calendar year 2020 to the department of treasury.

2 (b) The on-premise retail liquor establishment was in
3 operation on February 15, 2020.

4 (5) The department shall only consider the criteria in
5 subsection (4) when determining if a food service establishment is
6 qualified for a grant under this section.

7 (6) Any on-premise retail liquor establishment that falsifies
8 certification shall forfeit any payments under this section.

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

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

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

29 Sec. 403. (1) From the funds appropriated in part 1 for

1 afflicted business tax and fee relief, \$22,000,000.00 shall be used
2 by the department of treasury to create and operate a food service
3 establishment license relief program to provide grants for food
4 service establishment license relief to eligible food service
5 establishments of this state. The department of treasury shall
6 provide grants to eligible food service establishments as defined
7 in this section. Grant applications shall be accepted, reviewed,
8 and approved by the department of treasury.

9 (2) As used in this section, an eligible food service
10 establishment means an establishment that meets both of the
11 following:

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

14 (b) Experienced a 30% reduction in net revenue during 2020
15 compared to 2019 due to COVID-19.

16 (3) Grants made available to food service establishments under
17 the program must equal the total amount of fees paid by the food
18 service establishment for a license or required inspection under
19 the food law, 2000 PA 92, MCL 289.1101 to 289.8111.

20 (4) A food service establishment is considered to have
21 qualified for a grant under this section if the food service
22 establishment has certified and attested to all of the following:

23 (a) License fees required under the food law, 2000 PA 92, MCL
24 289.1101 to 289.8111, were paid, and the food service establishment
25 has documented the fees paid for calendar year 2020 to the
26 department of treasury.

27 (b) Inspection fees were paid to either the state or local
28 health department for inspections required for annual licensing by
29 the food law, 2000 PA 92, MCL 289.1101 to 289.8111, and the food

1 service establishment has documented the fee paid for calendar year
2 2020 to the department of treasury.

3 (c) The food service establishment was in operation on
4 February 15, 2020.

5 (5) The department shall only consider the criteria in
6 subsection (4) when determining if a food service establishment is
7 qualified for a grant under this section.

8 (6) Any food service establishment that falsifies
9 certification shall forfeit any payments under this section.

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

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

22 (9) The department of treasury shall submit a monthly report
23 to the senate and house appropriations committees, the senate and
24 house fiscal agencies, and the state budget office that provides a
25 listing of grants awarded from license and fee relief in the
26 previous month and the name of the recipient of each grant provided
27 under the program. The department of treasury shall submit a
28 summary of all grants awarded under the program, by industry, over
29 the course of the current fiscal year by September 30, 2021.

1 Sec. 404. (1) From the funds appropriated in part 1 for
2 afflicted business tax and fee relief, \$11,500,000.00 shall be used
3 by the department of treasury to create and operate a license and
4 inspection fee relief program to provide grants for license and
5 inspection fee relief to eligible licensees of this state. The
6 department of treasury shall provide grants to eligible licensees
7 as defined in this section. Grant applications shall be accepted,
8 reviewed, and approved by the department of treasury.

9 (2) As used in this section, an eligible grantee means a
10 person that meets both of the following:

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

12 (i) An entertainment venue including an auditorium, arena,
13 banquet hall, cinema, concert hall, conference center, performance
14 venue, sporting venue, stadium, or theater.

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

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

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

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

24 (vi) A nursery dealer or nursery grower.

25 (vii) An athletic trainer.

26 (viii) A body art facility.

27 (b) Experienced a 30% reduction in net revenue during 2020
28 compared to 2019 due to COVID-19.

29 (3) Grants made available to eligible licensees under the

1 program must equal the amount of fees paid by the eligible licensee
2 for a state license or inspection fee. This does not include on-
3 premise retail liquor licenses under the Michigan liquor control
4 code of 1998, 1998 PA 58, MCL 436.1101 to 436.2303, or a food
5 service establishment license under the food law, 2000 PA 92, MCL
6 289.1101 to 289.8111.

7 (4) An eligible licensee is considered to have qualified for a
8 grant under this section if the eligible licensee has certified and
9 attested to both of the following:

10 (a) State license and inspection fees required under Michigan
11 law were paid, and the eligible licensee has documented the fees
12 paid for calendar year 2020 to the department of treasury.

13 (b) The eligible licensee was licensed or in operation on
14 February 15, 2020.

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.

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

26 (8) The department of treasury must develop and post on the
27 department website application, program operation, award, and
28 reporting criteria for the program no later than April 1, 2021.
29 Eligible applicants shall have until May 1, 2021 to submit program

1 grant applications. The department of treasury shall disburse grant
2 awards no later than June 1, 2021.

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