DEPARTMENT OF ENERGY, LABOR AND ECONOMIC GROWTH

EXECUTIVE BUDGET BILL

A BILL to make appropriations for the department of energy, labor and economic growth and certain other state purposes for the fiscal year ending September 30, 2011; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. The amounts listed in this part are appropriated for the department of energy, labor and economic growth, subject to the conditions set forth in this bill, for the fiscal year ending September 30, 2011, from the funds identified in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF ENERGY, LABOR AND ECONOMIC GROWTH

APPROPRIATION SUMMARY

Full-time equated unclassified positions 58.5

Full-time equated classified positions 4,642.5

GROSS APPROPRIATION..... $ 1,496,943,800

Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental transfers 13,503,500

ADJUSTED GROSS APPROPRIATION	$	1,483,440,300
Federal revenues:		
Total federal revenues		1,008,535,800
Special revenue funds:		
Total local revenues		16,020,400
Total private revenues		6,085,000
Total other state restricted revenues		407,372,400
State general fund/general purpose	$	45,426,700
Sec. 102. DEPARTMENTAL ADMINISTRATION		
Full-time equated unclassified positions 58.5		
Full-time equated classified positions 153.0		
Unclassified salaries	$	4,625,200
Executive director programs--49.0 FTE positions		6,070,000
Property management		11,800,800
Rent		15,199,300
Worker's compensation		876,200
Special project advances		940,000
Administrative services--104.0 FTE positions		10,933,600
GROSS APPROPRIATION	$	50,445,100
Appropriated from:		
Interdepartmental grant revenues:		
IDG from department of community health		300,000
Federal revenues:		
DED-OSERS, rehabilitation services, vocational rehabilitation state grants		4,172,000
DOE-OEERE, multiple grants		68,700
DOL-ETA, unemployment insurance		11,363,500
DOL-ETA, workforce investment act		910,800
DOL, federal funds		1,693,600

DOL, multiple grants for safety and health	753,900
Federal revenues	615,600
HHS, temporary assistance for needy families	333,400
HHS, titles XVIII and XIX	55,000
Special revenue funds:	
Local revenues	131,300
Private - special project advances	940,000
Bank fees	344,800
Boiler fee revenue	244,500
Construction code fund	1,104,900
Consumer finance fees	73,400
Contingent fund, penalty and interest account	883,600
Corporation fees	4,499,400
Credit union fees	356,600
Deferred presentment service transaction fees	24,900
Elevator fees	257,200
Fees and collections/asbestos	98,300
Fire service fees	748,700
Insurance bureau fund	505,300
Insurance licensing and regulation fees	1,834,700
Land bank fast track fund	24,700
Licensing and regulation fees	975,000
Liquor purchase revolving fund	4,722,700
MBLSLA fund	84,200
Michigan state housing development authority fees and charges	3,790,100
Mobile home code fund	252,400
Motor carrier fees	205,500
Private occupational school license fees	14,000

Public utility assessments		2,263,300
Retired engineers technical assistance program fund		238,900
Safety education and training fund		725,900
Second injury fund		247,500
Securities fees		2,402,600
Self-insurers security fund		88,300
Silicosis and dust disease fund		109,900
Tax tribunal fund		176,500
Video franchise assessments		4,000
Workers compensation administrative revolving fund		100,000
State general fund/general purpose	$	1,705,500

Sec. 103. OFFICE OF FINANCIAL AND INSURANCE REGULATION

Full-time equated classified positions 364.0

Administration--35.0 FTE positions	$	7,243,500
Regulatory compliance and consumer assistance--104.0 FTE positions		16,258,500
Financial evaluation--225.0 FTE positions		33,685,300
GROSS APPROPRIATION	$	57,187,300
Appropriated from:		
Federal revenues:		
Federal regulatory project revenue		50,400
Special revenue funds:		
Bank fees		8,245,900
Captive insurance regulatory and supervision fund		247,800
Consumer finance fees		4,141,600
Credit union fees		6,063,400
Deferred presentment service transaction fees		2,568,300
Insurance bureau fund		20,188,400

Insurance continuing education fees		1,010,200
Insurance licensing and regulation fees		4,671,200
MBLSLA fund		4,696,000
Multiple employer welfare arrangement		73,700
Securities fees		4,230,400
Securities investor education and training fund		1,000,000
State general fund/general purpose	$	0

Sec. 104. PUBLIC SERVICE COMMISSION AND ENERGY SYSTEMS

Full-time equated classified positions 213.0

Public service commission--190.0 FTE positions	$	26,752,400
Bureau of energy systems--18.0 FTE positions		7,083,300
METRO authority--5.0 FTE positions		343,400
GROSS APPROPRIATION	$	34,179,100
Appropriated from:		
Federal revenues:		
DOE-OEERE, multiple grants		4,688,100
DOT-RSPA, gas pipeline safety		430,000
Special revenue funds:		
Private - oil overcharge		30,000
Children's protection registry fund		272,600
Motor carrier fees		1,689,100
Public utility assessments		24,624,300
Restructuring mechanism assessments		440,000
Retired engineers technical assistance program fund		1,605,000
Video franchise assessments		400,000
State general fund/general purpose	$	0

Sec. 105. LIQUOR CONTROL COMMISSION

Full-time equated classified positions 152.0

Management support services--28.0 FTE positions	$	3,708,700

Liquor licensing and enforcement--124.0 FTE positions.		13,274,600
GROSS APPROPRIATION.....	$	16,983,300
Appropriated from:		
Special revenue funds:		
Direct shipper enforcement revolving fund.....		120,000
Liquor license revenue.....		6,871,200
Liquor purchase revolving fund.....		9,992,100
State general fund/general purpose.....	$	0
Sec. 106. MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY		
Full-time equated classified positions 289.0		
Payments on behalf of tenants.....	$	166,860,000
Housing and rental assistance program--266.0 FTE positions		46,958,600
State historic preservation programs--23.0 FTE positions		3,104,700
Lighthouse preservation program.....		307,500
GROSS APPROPRIATION.....	$	217,230,800
Appropriated from:		
Federal revenues:		
DOI-NPS, historic preservation grants-in-aid.....		1,190,800
HUD, lower income housing assistance program.....		166,860,000
Special revenue funds:		
Michigan lighthouse preservation fund.....		307,500
Michigan state housing development authority fees and charges		48,872,500
State general fund/general purpose.....	$	0
Sec. 107. OCCUPATIONAL REGULATION		
Full-time equated classified positions 435.0		
Boiler inspection program--25.0 FTE positions.....	$	2,891,800

1	Bureau of fire services--57.0 FTE positions.....	5,596,400
2	Code enforcement--120.0 FTE positions.....	13,788,100
3	Commercial services--170.0 FTE positions.....	18,593,600
4	Elevator inspection program--30.0 FTE positions.....	3,107,700
5	Manufactured housing and land resources	
6	program--22.0 FTE positions	2,670,500
7	Property development group--11.0 FTE positions.....	1,667,300
8	GROSS APPROPRIATION..... $	48,315,400
9	Appropriated from:	
10	Interdepartmental grant revenues:	
11	IDG from department of community health, inspection	
12	contract	100,000
13	Federal revenues:	
14	DOT.....	60,000
15	FEMA.....	28,000
16	HHS, titles XVIII and XIX.....	700,000
17	Special revenue funds:	
18	Accountancy enforcement fund.....	419,900
19	Boiler fee revenue.....	3,317,200
20	Builder enforcement fund.....	415,600
21	Construction code fund.....	12,966,500
22	Corporation fees.....	6,217,400
23	Elevator fees.....	3,503,900
24	Fire alarm fees.....	113,400
25	Fire safety standard and enforcement fund.....	40,000
26	Fire service fees.....	1,955,000
27	Land sales fees.....	55,600
28	Licensing and regulation fees.....	11,009,600
29	Mobile home code fund.....	2,670,500

Property development fees 300,500

Real estate appraiser continuing education fund 47,000

Real estate education fund 283,800

Real estate enforcement fund 369,400

Security business fund 327,000

State fire services fund 2,600,000

Survey and remonumentation fund 753,700

Unarmed combat fund 61,400

State general fund/general purpose ..... $ 0

Sec. 108. MICHIGAN OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

Full-time equated classified positions 229.0

Occupational safety and health--229.0 FTE positions ... $ 27,977,500

GROSS APPROPRIATION ..... $ 27,977,500

Appropriated from:

Federal revenues:

DOL, multiple grants for safety and health 13,056,700

Special revenue funds:

Corporation fees 3,697,100

Fees and collections/asbestos 902,300

Safety education and training fund 8,358,600

Securities fees 1,962,800

State general fund/general purpose ..... $ 0

Sec. 109. BUREAU OF WORKER'S AND UNEMPLOYMENT COMPENSATION

Full-time equated classified positions 1,551.0

Administration--96.6 FTE positions ..... $ 9,758,800

Board of magistrates and appellate commission--19.4 FTE positions 2,985,600

Wage and hour division--35.0 FTE positions 3,367,900

Insurance funds administration--28.0 FTE positions....		4,854,300
Supplemental benefit fund.....		820,000
Unemployment programs--1,302.7 FTE positions.....		135,874,600
Advocacy assistance program.....		1,500,000
Special audit and collections program--34.0 FTE positions		3,050,500
Training program for agency staff--2.1 FTE positions..		1,827,000
Expanded fraud control program--33.2 FTE positions....		3,448,800
GROSS APPROPRIATION.....	$	167,487,500
Appropriated from:		
Federal revenues:		
DOL-ETA, employment and training administration.....		1,173,800
DOL-ETA, unemployment insurance.....		138,532,600
Federal Reed act funds.....		4,494,500
Special revenue funds:		
Corporation fees.....		3,403,500
Contingent fund, regular penalty and interest account.		1,500,000
Second injury fund.....		2,613,200
Securities fees.....		2,543,700
Self-insurers security fund.....		1,235,700
Silicosis and dust disease fund.....		1,005,400
Worker's compensation administrative revolving fund...		2,814,800
State general fund/general purpose.....	$	8,170,300

Sec. 110. STATE OFFICE OF ADMINISTRATIVE HEARINGS AND RULES

Full-time equated classified positions 178.0

Administrative hearings and rules--178.0 FTE positions	$	25,402,100
GROSS APPROPRIATION.....	$	25,402,100
Appropriated from:		

Interdepartmental grant revenues:

IDG - administrative hearings and rules 13,103,500

Federal revenues:

Federal revenue - administrative hearings and rules ... 7,438,600

Special revenue funds:

State restricted revenue - administrative hearings and rules 4,860,000

State general fund/general purpose ..... $ 0

Sec. 111. INFORMATION TECHNOLOGY

Information technology services and projects ..... $ 46,262,900

GROSS APPROPRIATION ..... $ 46,262,900

Appropriated from:

Federal revenues:

DOL-ETA, unemployment insurance 21,771,400

DOL, multiple grants for safety and health 273,700

Federal revenues 6,454,300

HHS, temporary assistance for needy families 176,300

Special revenue funds:

Bank fees 269,500

Boiler fee revenue 340,500

Construction code fund 1,027,500

Consumer finance fees 115,100

Corporation fees 2,833,700

Credit union fees 227,100

Deferred presentment service transaction fees 95,700

Elevator fees 271,300

Fees and collections/asbestos 11,000

Fire service fees 623,500

Insurance bureau fund 580,500

Insurance continuing education fees		26,700
Insurance licensing and regulation fees		330,000
Land bank fast track fund		157,500
Licensing and regulation fees		1,148,400
Liquor purchase revolving fund		2,630,900
MBLSLA fund		115,200
Mobile home code fund		152,800
Michigan state housing development authority fees and charges		3,265,600
Motor carrier fees		148,900
Public utility assessments		979,100
Retired engineers technical assistance program fund		23,200
Safety education and training fund		684,700
Second injury fund		158,600
Securities fees		923,500
Self-insurers security fund		71,500
Silicosis and dust disease fund		61,500
Tax tribunal fund		210,000
State general fund/general purpose	$	103,700

Sec. 112. WORKFORCE DEVELOPMENT

Full-time equated classified positions 872.5

Employment services--246.0 FTE positions	$	49,580,800
Labor market information--52.0 FTE positions		6,627,000
Michigan rehabilitation services--513.5 FTE positions		73,681,500
Workforce programs administration--61.0 FTE positions		13,383,200
GROSS APPROPRIATION	$	143,272,500

Appropriated from:

Federal revenues:

DAG, employment and training		178,700

DED-OPSE, multiple grants		1,222,900
DED-OSERS, centers for independent living		58,200
DED-OSERS, rehabilitation long-term training		316,900
DED-OSERS, rehabilitation services, vocational rehabilitation state grants		57,180,100
DED-OSERS, state grants for technical-related assistance		59,200
DOL-ETA, workforce investment act		8,033,600
DOL, federal funds		49,752,600
HHS-SSA, supplemental security income		3,770,800
HHS, temporary assistance for needy families		3,371,600
Special revenue funds:		
Local revenue		4,405,300
Local vocational rehabilitation match		2,684,500
Private - gifts, bequests, and donations		816,000
Contingent fund, penalty and interest account		1,853,100
Rehabilitation services fees		1,350,300
Second injury fund		51,500
State general fund/general purpose	$	8,167,200

Sec. 113. CAREER EDUCATION PROGRAMS

Full-time equated classified positions 30.0		
Postsecondary education--14.0 FTE positions	$	3,063,700
Adult education--16.0 FTE positions		2,591,700
GROSS APPROPRIATION	$	5,655,400
Appropriated from:		
Federal revenues:		
Federal revenues		3,974,900
Special revenue funds:		
Defaulted loan collection fees		100,000

Private occupational school license fees		671,800
State general fund/general purpose	$	908,700

Sec. 114. DEPARTMENT GRANTS

Adult basic education	$	20,000,000
Carl D. Perkins grants		19,000,000
Gear-up program grants		3,000,000
Workforce training programs subgrantees		291,653,600
Personal assistance services		459,500
Vocational rehabilitation customer support		57,986,700
Independent living		4,908,600
Welfare-to-work programs		97,123,800
Fire protection grants		10,910,500
Low-income energy efficiency assistance		90,000,000
Liquor law enforcement grants		6,600,000
Remonumentation grants		5,300,000
Michigan nursing corps		5,000,000
Private grant programs		3,000,000
Subregional libraries state aid		451,800
GROSS APPROPRIATION	$	615,394,500
Appropriated from:		
Federal revenues:		
DAG, employment and training		7,000,000
DED-OESE, gear-up		3,000,000
DED-OSERS, centers for independent living		450,200
DED-OSERS, rehabilitation services, vocational rehabilitation state grants		37,056,700
DED-OSERS, rehabilitation services facilities		2,272,500
DED-OSERS, state grants for technical-related assistance		2,240,800

DED-OSERS, supported employment 1,541,300

DED-OVAE, adult education 20,000,000

DED-OVAE, basic grants to states 19,000,000

DOL-ETA, workforce investment act 225,227,700

DOL, federal funds 81,425,900

HHS-SSA, supplemental security income 5,868,400

HHS, temporary assistance for needy families 64,699,000

Special revenue funds:

Local vocational rehabilitation facilities match 1,278,300

Local vocational rehabilitation match 7,000,000

Private - gifts, bequests, and donations 400,000

Private revenues 3,000,000

Contingent fund, penalty and interest account 1,000,000

Fire protection fund 8,500,000

Liquor license revenue 6,600,000

Liquor purchase revolving fund 2,410,500

Low-income energy efficiency fund 90,000,000

Survey and remonumentation fund 5,300,000

State general fund/general purpose ..... $ 20,123,200

Sec. 115. BOARDS, AUTHORITIES AND COMMISSIONS

Full-time equated classified positions 176.0

MES board of review program--18.0 FTE positions ..... $ 2,405,700

Land bank fast-track authority--6.0 FTE positions 1,870,800

Commission on Spanish-speaking affairs--2.0 FTE

positions 273,800

Commission on disability concerns--7.0 FTE positions .. 1,200,900

Commission for the blind--107.0 FTE positions 26,892,600

Utility consumer representation 950,000

Youth low-vision program 241,800

Tax tribunal operations--15.0 FTE positions		2,884,900
Employment and labor relations--21.0 FTE positions		3,659,900
GROSS APPROPRIATION	$	40,380,400
Appropriated from:		
Federal revenues:		
DOL-ETA, unemployment insurance		2,405,700
EEOC, federal funds		10,000
Federal revenues		21,072,400
Special revenue funds:		
Local revenues		521,000
Private revenues		129,000
Land bank fast track fund		1,870,800
Securities fees		3,649,900
State restricted revenues		638,600
Tax tribunal fund		2,884,900
Utility consumer representation fund		950,000
State general fund/general purpose	$	6,248,100
Sec. 116. CAPITAL OUTLAY		
Kalamazoo training center renovations	$	770,000
GROSS APPROPRIATION	$	770,000
Appropriated from:		
Special revenue funds:		
Private revenues		770,000
State general fund/general purpose	$	0

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2010-2011 is $452,799,100.00 and state spending from state resources to be paid to local units of government for fiscal year 2010-2011 is $40,050,100.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF ENERGY, LABOR AND ECONOMIC GROWTH

Fire protection grants	$ 10,910,500
Liquor law enforcement	6,600,000
Remonumentation grants	5,300,000
Fire fighters training council	1,363,000
Welfare-to-work programs	15,424,800
Subregional state aid	451,800
Total department of energy, labor and economic growth	$ 40,050,100

Sec. 202. The appropriations authorized under this bill are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. As used in this bill:

(a) "DAG" means the United States department of agriculture.

(b) "DED" means the United States department of education.

(c) "DED-OESE" means the DED office of elementary and secondary education.

(d) "DED-OPSE" means the DED office of postsecondary education.

(e) "DED-OSERS" means the DED office of special education rehabilitation services.

(f) "DED-OVAE" means the DED office of vocational and adult education.

(g) "Department" means the department of energy, labor and economic growth.

(h) "Director" means the director of the department of energy, labor and economic growth.

(i) "DOE" means the United States department of energy.

(j) "DOE-OEERE" means the DOE office of energy efficiency and renewable energy.

(k) "DOI-NPS" means the United States department of interior, national park service.

(*l*) "DOL" means the United States department of labor.

(m) "DOL-ETA" means the DOL employment and training administration.

(n) "DOT" means the United States department of transportation.

(o) "DOT-RSPA" means the DOT research and special programs administration.

(p) "EEOC" means equal employment opportunity commission.

(q) "FEMA" means federal emergency management agency.

(r) "Fiscal agencies" means Michigan house fiscal agency and Michigan senate fiscal agency.

(s) "FTE" means full-time equated.

(t) "HHS" means the United States department of health and human services.

(u) "HHS-SSA" means HHS social security administration.

(v) "HUD" means the United States department of housing and urban development.

(w) "IDG" means interdepartmental grant.

(x) "MBLSLA" means mortgage brokers, lenders, and servicers licensing act.

(y) "MES" means Michigan employment security.

(z) "METRO" means metropolitan extension telecommunications rights-of-way oversight.

(aa) "MIOSHA" means Michigan occupational safety and health administration.

(bb) "MSHDA" means Michigan state housing development authority.

(cc) "Subcommittees" means all members of the subcommittees of the house and senate appropriations committees with jurisdiction over the budget for the department.

Sec. 204. The civil service commission shall bill departments and agencies at the end of the first fiscal quarter for the charges authorized by section 5 of article XI of the state constitution of 1963. Payments shall be made for the total amount of the billing by the end of the second fiscal quarter.

Sec. 208. The department shall use the Internet to fulfill the reporting requirements of this bill. This requirement may include transmission of reports via electronic mail to the recipients identified for each reporting requirement, or it may include placement of reports on an Internet or Intranet site.

Sec. 209. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference should be given to goods or

services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 210. The director shall take all reasonable steps to ensure that businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. The director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

Sec. 211. The department shall establish and maintain affirmative action programs based on the guidelines developed by the state equal opportunity and diversity council which was created by Executive Order No. 2008-22 in order to receive general fund/general purpose dollars in compliance with section 26 of article I of the state constitution of 1963.

Sec. 213. From the funds appropriated in part 1 for information technology, departments and agencies shall pay user fees to the department of technology, management, and budget for technology-related services and projects. Such user fees shall be subject to provisions of an interagency agreement between the departments and agencies and the department of technology, management and budget.

Sec. 217. (1) Due to the current budgetary problems in this state, out-of-state travel shall be limited to situations in which 1 or more of the following conditions apply:

(a) The travel is required by legal mandate or court order or for law enforcement purposes.

(b) The travel is necessary to protect the health or safety of Michigan citizens or visitors or to assist other states in similar circumstances.

(c) The travel is necessary to produce budgetary savings or to increase state revenues, including protecting existing federal funds or securing additional federal funds.

(d) The travel is necessary to comply with federal requirements.

(e) The travel is necessary to secure specialized training for staff that is not available within this state.

(f) The travel is financed entirely by federal or nonstate funds.

(2) Not later than January 1 of each year, each department shall prepare a travel report listing all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the senate and house of representatives standing committees on appropriations, the senate and house fiscal agencies, and the state budget director. The report shall include the following information:

(a) The name of each person receiving reimbursement for travel outside this state or whose travel costs were paid by this state.

(b) The destination of each travel occurrence.

(c) The dates of each travel occurrence.

(d) A brief statement of the reason for each travel occurrence.

(e) The transportation and related costs of each travel occurrence, including the proportion funded with state general

fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

(f) A total of all out-of-state travel funded for the immediately preceding fiscal year.

Sec. 220. The department may carry into the succeeding fiscal year unexpended federal pass-through funds to local institutions and governments that do not require additional state matching funds. Federal pass-through funds to local institutions and governments that are received in amounts in addition to those included in part 1 and that do not require additional state matching funds are appropriated for the purposes intended.

Sec. 221. Funds appropriated in part 1 shall not be used by a principal executive department, state agency, or authority to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those activities that the attorney general authorizes.

Sec. 223. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $45,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this bill under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $31,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item

in this bill under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $8,000,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this bill under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $600,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this bill under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 227. The department shall sell documents at a price not to exceed the cost of production and distribution. Money received from the sale of these documents shall revert to the department. In addition to the funds appropriated in part l, these funds are appropriated for costs directly related to the continued updating and distribution of the documents pursuant to this section. This section applies only for the following documents:

(a) Corporation and securities division documents, reports, and papers required or permitted by law pursuant to section 1060(5) of the business corporation act, 1972 PA 284, MCL 450.2060.

(b) The subdivision control manual, the state boundary commission operations manual, and other local government assistance manuals.

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

(d) The mobile home commission act, 1987 PA 96, MCL 125.2301 to 125.2349; the business corporation act, 1972 PA 284, MCL 450.1101 to 450.2098; the nonprofit corporation act, 1982 PA 162, MCL 450.2101 to 450.3192; and the uniform securities act, 1964 PA 265, MCL 451.501 to 451.818.

(e) Labor law books.

(f) Worker's compensation health care services rules.

(g) Construction code manuals.

(h) Copies of transcripts from administrative law hearings.

REGULATORY

Sec. 301. The appropriation in part 1 for fire protection grants from the liquor purchase revolving fund and the fire protection fund shall be appropriated to cities, villages, and townships with state-owned facilities for fire services, instead of taxes, in accordance with 1977 PA 289, MCL 141.951 to 141.956.

Sec. 301a. Cities, villages, and townships receiving fire protection grant funds in accordance with 1977 PA 289, MCL 141.951 to 141.956, shall submit a report to the department detailing the expenditures made by the local unit from fire protection grant funds, the fire-related activities of the local unit's police and fire departments on state property, and the costs of such activities. The local unit shall provide the report no later than January 1, 2011 covering the state fiscal year ending September 30, 2010.

Sec. 302. Money appropriated under this bill for the bureau of fire services shall not be expended unless, in accordance with section 2c of the fire prevention code, 1941 PA 207, MCL 29.2c, inspection and plan review fees will be charged according to the following schedule:

Operation and maintenance inspection fee

Facility type	Facility size	Fee
Hospitals	Any	$8.00 per bed

Plan review and construction inspection fees for hospitals and schools

Project cost range	Fee
$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. 302a. The state fire services fund created in house bill 4026 shall be used to support the operations of the bureau of fire services.

Sec. 303. 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. 304. The department may make available to interested entities otherwise unavailable customized listings of nonconfidential information in its possession, such as names and addresses of licensees, and charge for this information as follows: base fee for 1 to 1,000 records at the cost to the department; 1,001 to 10,000 records at 2.5 cents per record; and 10,001 or more records at .5 cents per record. The revenue received from this service may be used to offset expenses of programs as appropriated in part 1. The balance of this revenue collected and unexpended at

the end of the fiscal year shall revert to the appropriate restricted revenue account or fund or, in absence of such an account or fund, to the general fund.

Sec. 320. If the revenue collected by the department from licensing and regulation fees collected by the office of commercial services exceeds the amount expended from appropriations in part 1, the revenue may be carried forward into the subsequent fiscal year. The revenue carried forward under this section shall be used as the first source of funds in the subsequent fiscal year.

Sec. 321. The department may resume printing the real estate law and rules book (red book). The red book shall include, but is not limited to, real estate laws and regulations and related statutes. The red book will be provided at no charge to actively licensed real estate brokers, associate brokers, and salespersons. Any other party seeking a copy of the red book may purchase the book from the bureau of commercial services at the bureau's cost to produce the book or may print the bureau's Internet version of the red book at no cost.

Sec. 323. Of the funds appropriated in part 1 for the department, up to $200,000.00 may be used for administration and enforcement of unarmed combat regulation in Michigan.

Sec. 330. Funds earned or authorized by the United States department of labor in excess of the gross appropriation in part 1 for the unemployment insurance agency and the employment service agency from the United States department of labor are appropriated and may be expended for staffing and related expenses incurred in the operation of its programs. These funds may be spent after the department notifies the state budget director and the subcommittees of the purpose and amount of each grant award.

Sec. 340. MIOSHA shall provide an annual report by February 1 of each year to the state budget director, the fiscal agencies, and the subcommittees on the number of individuals killed and the number of individuals injured on the job within industries regulated by the bureau during the most recent year for which data are available.

Sec. 350. In addition to the funds appropriated in part 1, funds collected by the department under sections 55, 57, 58, and 59 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.255, 24.257, 24.258, and 24.259, and section 203 of the legislative council act, 1986 PA 268, MCL 4.1203, are appropriated for all expenses necessary to provide for the cost of publication and distribution. The funds appropriated under this section are allotted for expenditure when they are received by the department of treasury and shall not lapse to the general fund at the end of the fiscal year.

Sec. 360. The video franchise assessment fund is created within the state treasury and shall receive revenue as provided in the uniform video services local franchise act, 2006 PA 480, MCL 484.3301 to 484.3314. All interest and earnings of the fund may be retained by the fund per the direction of the state treasurer. Money in the fund at the close of the fiscal year may carry forward to the new fiscal year and be used as the first source of funds in the subsequent fiscal year.

Sec. 361. (1) The public service commission shall implement a process for the low-income energy efficiency fund grants that shall require an application deadline of May 1 and the award announcements on October 1 of each year.

(2) The public service commission shall report by November 1, 2010 to the subcommittees, the state budget director, and the fiscal agencies on the distribution of funds appropriated in part 1 for the low-income/energy efficiency assistance program.

(3) The funds collected from public utilities for low-income energy efficiency fund grants as provided under orders issued by the public service commission pursuant to 1939 PA 3, MCL 460.1 to 460.11 that are unexpended at the end of the fiscal year may carry forward to the subsequent fiscal year.

OFFICE OF FINANCIAL AND INSURANCE REGULATION

Sec. 401. In addition to the funds appropriated in part 1, the funds collected by the office of financial and insurance regulation in connection with a conservatorship pursuant to section 32 of the mortgage brokers, lenders, and servicers licensing act, 1987 PA 173, MCL 445.1682, shall be appropriated for all expenses necessary to provide for the required services. These funds are appropriated for expenditure when they are received by the department of treasury and shall not lapse to the general fund at the end of the fiscal year.

Sec. 402. In addition to the funds appropriated in part 1, the funds collected by the department from corporations being liquidated pursuant to the insurance code of 1956, 1956 PA 218, MCL 500.100 to 500.8302, shall be appropriated for all expenses necessary to provide for the required services. These funds are appropriated for expenditure when they are received by the department of treasury and shall not lapse to the general fund at the end of the fiscal year.

Sec. 403. (1) The department shall allocate funds to promote awareness of the right of a policyholder, subscriber, member,

enrollee, or other individual participating in a health benefit plan, after the covered person has exhausted the health carrier's internal grievance process provided for by law, to request an external review for an adverse determination.

(2) As used in this section, "covered person" means that term as defined in section 3 of the patient's right to independent review act, 2000 PA 251, MCL 550.1903.

HOUSING AND COMMUNITY DEVELOPMENT

Sec. 501. MSHDA shall annually present a report to the state budget director and the subcommittees on the status of the authority's housing production goals under all financing programs established or administered by the authority. The report shall give special attention to efforts to raise affordable multifamily housing production goals.

Sec. 503. The department and MSHDA shall report to the subcommittees, the state budget director, and the fiscal agencies by December 1 on the status of the loans entered into by the former Michigan broadband development authority.

Sec. 504. MSHDA shall provide a report to the subcommittees, the fiscal agencies, and the state budget director by December 1 on the cities of promise blight elimination program. The report shall include:

(a) The amount awarded to each designated city.

(b) A description of the projects in each designated city.

(c) The amount of private or local funds that were used as match for these projects.

Sec. 510. In addition to the amounts appropriated in part 1 for the administration of the land bank fast track authority, the authority may expend revenues received under the land bank fast

track act, 2003 PA 258, MCL 124.751 to 124.774, for the purposes authorized by the bill including, but not limited to, the acquisition, lease, management, demolition, maintenance, or rehabilitation of real or personal property, payment of debt service for notes or bonds issued by the authority, and other expenses to clear or quiet title property held by the authority.

Sec. 511. In addition to the funds appropriated in part 1, the funds collected by state historic preservation programs for document reproduction and services and application fees are appropriated for all expenses necessary to provide the required services. These funds are appropriated for expenditure when they are received and may be carried forward into the succeeding fiscal year.

MICHIGAN REHABILITATION SERVICES AND MICHIGAN COMMISSION FOR THE BLIND

Sec. 601. The Michigan career and technical institute may receive equipment and in-kind contributions for the direct support of staff services through the Pine Lake fund, the Delton-Kellogg school district or other local or intermediate school district, or any combination of local or intermediate school districts in addition to those authorized in part 1.

Sec. 602. The Michigan rehabilitation service shall make every effort to ensure that all sources of matching funds in this state are used to obtain federal vocational rehabilitation funds. All sources include, but are not limited to, privately raised funds to support public nonprofit rehabilitation centers as permitted by the rehabilitation act of 1973, Public Law 93-112.

Sec. 610. (1) The appropriation in part 1 for the Michigan commission for the blind includes funds for case services. These funds may be used for tuition payments for blind clients.

(2) Revenue collected by the Michigan commission for the blind that is unexpended at the end of the fiscal year may carry forward to the subsequent fiscal year.

Sec. 611. The Michigan commission for the blind shall work collaboratively with service organizations and government entities to identify qualified match dollars to maximize use of available federal funds.

Sec. 612. The youth low-vision program is considered the payer of last resort. Other available public or private insurance coverage, including Medicaid or MIChild, and special education funds, shall be exhausted prior to using any funds appropriated in part 1 to purchase low-vision devices or equipment for an individual.

Sec. 613. (1) The funds appropriated in part 1 for a regional or subregional library shall not be released until a budget for that regional or subregional library has been approved by the department for expenditures for library services directly serving the blind and persons with disabilities.

(2) In order to receive subregional state aid as appropriated in part 1, a regional or subregional library's fiscal agency shall agree to maintain local funding support at the same level in the current fiscal year as in the fiscal agency's preceding fiscal year. If a reduction in expenditures equally affects all agencies in a local unit of government that is the regional or subregional library's fiscal agency, that reduction shall not be interpreted as a reduction in local support and shall not disqualify a regional or

subregional library from receiving state aid under part 1. If a reduction in income affects a library cooperative or district library that is a regional or subregional library's fiscal agency or a reduction in expenditures for the regional or subregional library's fiscal agency, a reduction in expenditures for the regional or subregional library shall not be interpreted as a reduction in local support and shall not disqualify a regional or subregional library from receiving state aid under part 1.

Sec. 615. The department may provide and enter into agreements to provide general services, training, meetings, information, special equipment, software, and facility use, and technical consulting services to other principal executive departments, state agencies, local units of government, the judicial branch of government, other organizations, and patrons of department facilities. The department may charge fees for these services that are reasonably related to the cost of providing the services. In addition to the funds appropriated in part 1, funds collected by the department for these services are appropriated for all expenses necessary. The funds appropriated under this section are allotted for expenditure when they are received by the department of treasury.

CAREER EDUCATION AND WORKFORCE DEVELOPMENT

Sec. 701. From the appropriations in part 1, the department is appropriated an amount not to exceed $100,000.00 from collection of defaulted loans under the future faculty program in the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks programs to offset costs of administering the loan collections.

Sec. 702. The department shall administer the jobs, education, and training program in accordance with the requirements of the

social security act, title IV, section 407(d), the state social welfare act, 1939 PA 280, MCL 400.1 to 400.119b, and all other applicable laws and regulations.

Sec. 703. (1) Using all relevant state data sources, the department shall conduct a 3-year longitudinal study of all former work first and jobs, education, and training participants, whose department of human services program cases closed due to earnings during fiscal year 1999 and in succeeding fiscal years. The data will include the following:

(a) The number and percentage employed.

(b) The average hourly wage of those employed.

(c) The range of wages earned by those employed.

(d) The number and percentage receiving health care benefits from their employer.

(e) The type of jobs obtained by former participants in general categories.

(f) The length of time former participants have retained their jobs, or if participants have had more than 1 job, the length of time employed at each job.

(g) The number and percentage continuing to receive any type of public assistance.

(2) The department shall notify the subcommittees, fiscal agencies, and state budget director electronically by March 15 of the location of the Internet site where the report containing the identified data is located.

(3) The department shall cooperate with the department of human services in formulating and acquiring the identified data.

(4) The department may retain a third party to conduct the studies to obtain the data identified under this section.

Sec. 710. State and federal funds allocated to local workforce development boards for disbursement shall not be expended unless the local workforce development boards maintain a partnership with governmental agencies, public school districts, and public colleges located within the local service delivery area. Each board shall appoint an education advisory group made up of high-level administrators within local educational institutions, workforce development board members, other employers, labor, academic educators, parents of public school pupils, and, at the board's discretion, representatives of organizations that provide school-based curriculum and youth programs focusing on entrepreneurship, work-readiness skills, and financial literacy.

Sec. 711. (1) The department shall make available, in person or by telephone, 1 disabled veterans outreach program specialist or local veterans employment representative to Michigan works! service centers, as resources permit, during hours of operation.

(2) The department shall ensure that each Michigan works! service center shall have the necessary equipment to allow the disabled veterans outreach specialist or local veterans employment representative to perform his or her duties.

(3) The department shall require each Michigan works! service center to have an employee available to ask each individual who requires intensive services beyond core services, as defined by section 134 of the workforce investment act of 1998, 29 USC 2864, whether that individual is a veteran. The employee shall refer any veteran needing or requesting veterans services to the disabled veterans outreach program specialist or local veterans employment representative assigned to the center.

(4) The department shall require that each Michigan works! service center shall have posted in a conspicuous place within the office a notice advising veterans that a disabled veterans outreach program specialist or a local veterans employment representative is available to assist him or her.

(5) The department shall require each Michigan works! service center to provide free mediated services to employers wishing to hire a veteran.

(6) The department shall continue to make the appropriate placement of veterans and disabled veterans a priority.

Sec. 712. In addition to the funds appropriated in part 1, any unencumbered and unrestricted federal workforce investment act or trade adjustment assistance funds available from prior fiscal years are appropriated for the purposes originally intended.

Sec. 720. By December 1, 2010, the department shall submit a report to the state budget director, the senate and house appropriations committees, and the fiscal agencies on the status of nursing education in Michigan. The report shall include, but is not limited to, the number of nursing degree programs offered at Michigan public and private nursing education institutions, the type of nursing degrees and certificates offered (practical nurse, associate, bachelor's, master's, doctoral), the number of Michigan board of nursing approved nursing seats for nursing students, and any barriers there may be to the employment of more nurses in the state of Michigan.

Sec. 721. (1) From the appropriation in part 1 for the Michigan nursing corps, grants may be awarded to Michigan institutions of higher education consisting of public 4-year institutions, public 2-year institutions, independent colleges and

universities, and tribally controlled community colleges with existing, accredited nursing baccalaureate or postgraduate education programs. The purpose of the grants is to prepare registered nurses and increase the number of nursing faculty. The department may also award grants on a cash or in-kind matching basis to licensed hospitals that agree to provide nurse educators and related clinical training to additional student nurses in partnership with institutions of higher education described in this subsection. Awards shall be made in a manner and form as determined by the department, in collaboration with the department of community health.

(2) One or more grants may be awarded to educational institutions for preparation of additional nurse faculty in programs that meet 1 or more of the following:

(a) Preparation of master's-degreed nursing faculty in a nationally accredited, accelerated program. Grants for this program may include program tuition, a stipend for student living expenses, and other education-related costs.

(b) Preparation of doctoral-degreed nursing faculty in an accelerated program within an existing, accredited doctor of philosophy in nursing program or doctorate of nursing practice program. Participants must be currently enrolled doctoral students who will be able to complete their doctoral degree program within 2 years. Grants for this program may include program tuition, a stipend for student living expenses, and other education-related costs.

(c) Preparation of clinical instructors for nursing education programs. The program shall include classroom instruction plus a practicum with students and patients. This program shall require

collaborative agreements between nursing education programs and hospitals. It is expected that each graduate will provide clinical instruction for at least 1 cohort of nursing students per year.

(3) A program receiving a grant under subsection (2) shall provide that eligible participating students under subsection (2) are registered nurses willing to participate full-time in accredited programs and become employed in Michigan as nursing faculty or clinical instructors for a minimum number of years, as determined by the department of community health, upon completion of the program. The department of community health shall establish procedures for recovery of funds from students who do not remain employed in Michigan for the prescribed time period.

(4) One or more grants may be awarded for preparation of registered nurses in accredited, accelerated bachelor's in nursing programs. These programs shall be targeted toward Michigan workers who have been displaced from employment and who possess a bachelor's degree in a science-related area. Grants for this program may include program tuition, a stipend for student living expenses, and other education-related costs.

(5) One or more grants may be awarded to healthcare research, training, or development agencies for the purpose of development, implementation, or training related to educational technologies, including simulation or other virtual educational methods for the purpose of building capacity to educate a continuous supply of nurses for Michigan’s workforce.

(6) Program management, data management, and evaluation for these projects shall be the responsibility of the department of community health, in collaboration with the department.

(7) The department and the department of community health shall work to increase the amount of federal funds for nurse education available to the state, eligible grantees described in subsection (1), and nursing students.

(8) The funds appropriated in part 1 for the Michigan nursing corps are designated as work project appropriations and shall not lapse at the end of the fiscal year. Any unencumbered and unexpended funds shall continue to be available for the expenditure of grants until the project has been completed. The total cost of the work project is estimated at $5,000,000.00 and the tentative completion date is September 30, 2012. These funds shall be used in accordance with the requirements of the workforce investment act of 1998, public law 105-220.

Sec. 730. (1) Of the funds appropriated in part 1 for the workforce training programs subgrantees, the department shall provide a report by December 15, 2011 to the house and senate chairs of the subcommittees, the state budget director, and the fiscal agencies on the status of the no-worker-left-behind program. The report shall include the following:

(a) The amount of funding allocated to each Michigan works! agency and the total funding allocated to the no-worker-left-behind program statewide by fund source.

(b) The number of participants enrolled in the program by each Michigan works! agency.

(c) The average duration of training for program participants by each Michigan works! agency.

(d) The number of participants enrolled in remedial education programs and the number of participants enrolled in literacy programs.

(e) The number of participants enrolled in programs at 2-year institutions.

(f) The number of participants enrolled in 4-year institutions.

(g) The number of participants enrolled in proprietary schools or other technical training programs.

(h) The number of participants that have completed education or training programs.

(i) The number of participants who secured employment in Michigan within 1 year of completing a no-worker-left-behind training program.

(j) The number of participants who completed a no-worker-left-behind training program and secured employment in a field related to their training.

(k) The average wage earned by participants who completed a no-worker-left-behind training program and secured employment within 1 year.

(2) Data collection for the report shall be for the period October 1, 2010 through September 30, 2011.

Sec. 732. The department shall ensure that school districts and career preparation programs operated by school districts are eligible education providers under the no-worker-left-behind program and programs funded by the federal workforce investment act.

Sec. 733. The department shall publish the “activities classification structure data book” for Michigan community colleges on or before March 1, 2011.

Sec. 734. The department shall compile the information received from community colleges on North American Indian tuition

waivers granted pursuant to 1976 PA 174, MCL 390.1251 to 390.1253 and shall submit this compilation to the house and senate appropriations subcommittees on community colleges, the fiscal agencies, and the state budget director by February 15, 2011.

Sec. 735. The department shall compile the information received from community colleges on the number and types of associate degrees and other certificates awarded during the previous fiscal year and shall submit this compilation to the house and senate appropriations subcommittees on community colleges, the fiscal agencies, and the state budget director by January 7, 2011.

CAPITAL OUTLAY

Sec. 801. (1) The director shall allocate lump-sum appropriations made in this bill consistent with statutory provisions and the purposes for which funds were appropriated. Lump-sum allocations shall address priority program or facility needs and may include, but are not limited to, design, construction, remodeling and addition, special maintenance, major special maintenance, energy conservation, and demolition.

(2) The state budget director may authorize that funds appropriated for lump-sum appropriations shall be available for no more than 3 fiscal years following the fiscal year in which the original appropriation was made. Any remaining balance from allocations made in this section shall lapse to the fund from which it was appropriated pursuant to the lapsing of funds as provided in the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 802. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with the provisions of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.