

Annual Administrative Code Supplement

to the

Michigan Administrative Code 1979



2021 Edition

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PREFACE

The 2021 edition of the *Annual Administrative Code Supplement* (AACS) to the 1979 edition of the *Michigan Administrative Code* is published pursuant to Act No. 306 of the Public Acts of 1969, as amended, being §24.201 et seq. of the *Michigan Compiled Laws*. It contains rules, with history notes, that previously appeared in 2021 *Michigan Register* Nos. 1-24. The AACS covers administrative rules filed from January 1, 2021 through December 31, 2021.

The 2021 edition of the *Annual Administrative Code Supplement* also contains R number references and source notes to rules appearing in the 2021 edition of the *Annual Administrative Code Supplement* that have not been amended or rescinded. Together, the annual supplements for the period 2020 contain all rules amended, added, or rescinded since the publication of the 1979 edition of the *Michigan Administrative Code*.

Michigan Office of Administrative Hearings and Rules

USERS' GUIDE

INTRODUCTION

From 1980 through 1997, *The Annual Administrative Code Supplement* (AACCS) was compiled and published at the end of each calendar year by the Legal Editing and Law Publications Division of the Legislative Service Bureau. The AACCS contained those permanent rules, notations of emergency rules, and extensions of emergency rules that previously appeared in the 12 issues of the *Michigan Register* covering that calendar year. The annual supplement also contained R number references and source notes indicating the location in preceding annual supplements of all other permanent rules promulgated since the publication of the 1979 edition of the *Michigan Administrative Code*.

With the enactment of Act 264 of the Public Acts of 1999, the Michigan Office of Administrative Hearings and Rules assumed responsibility for publication of the AACCS. As indicated in the preface, the 2021 edition of the AACCS contains rules that previously appeared in 2021 *Michigan Register* Nos. 1-24 and covers administrative rules filed from January 1, 2021 through December 31, 2021.

At the time of this writing, the AACCS is being offered only as an electronic document.

The *Michigan Administrative Code* was published in 1944, 1954, and 1979. Administrative Code Supplements (quarterly supplements) were published for the three editions of the *Michigan Administrative Code*, until the advent of the *Michigan Register*.

ORGANIZATION OF ANNUAL SUPPLEMENT

Uniform Numbering System: Under a uniform numbering system, each rule is assigned a compilation number, or “R” number, which appears in boldface type at the beginning of a rule. The system results in a sequential arrangement of rules by R number. The number to the left of the decimal point generally corresponds to the chapter of the *Michigan Compiled Laws* containing the statutory authority pursuant to which an agency promulgates rules.

Emergency rules and extensions of emergency rules are not assigned R numbers and are merely noted in the annual supplement.

R Numbers Containing 2 Decimal Points: Many of the rules promulgated by the Department of Agriculture and by the Department of Natural Resources exhibit R numbers containing 2 decimal points. In the case of the Department of Agriculture, the number between the 2 decimal points corresponds to a general regulation number assigned by that department. In the case of the Department of Natural Resources, the number between the 2 decimal points corresponds to a regulation number assigned each county by that department.

History Notes: The origin and amendments of each rule are indicated in a history note following the text of the rule. The effective date of each rule is also indicated in the history note. For example:

History: 1979 ACS 7, Eff. Aug. 4, 1981; 1979 ACS 14, Eff. Apr. 28, 1983.

The note informs users that the rule originated in *1979 Administrative Code Supplement Number 7* (or *1979 Quarterly Supplement No. 7*) and became effective on August 4, 1981. The note further informs users that the rule was subsequently amended in *1979 Quarterly Supplement No. 14* and that the amendment became effective April 28, 1983.

The *Michigan Register* succeeded the Administrative Code Supplements as the official repository of administrative rules. As a result, users may encounter a citation in history notes, which reads:

History: 1984 MR 1, Eff. Jan. 1, 1984.

When users see this citation under the text of a rule in an annual supplement, it informs them that the rule first appeared in Issue No. 1 of the 1984 *Michigan Register*, and that it took effect on January 1, 1984.

ABBREVIATIONS

Principal abbreviations used in history notes, source notes, and editor's notes are as follows:

AC - Administrative Code
ACS - Administrative Code Supplement
AACS - Annual Administrative Code Supplement
MR - Michigan Register
Eff. - Effective

BASIC FINDING DEVICES

Numerical Index: The numerical index appears at the beginning of the *Annual Supplement*. The index is arranged sequentially by R number, with departments and the title of the ruleset highlighted in boldface capital letters. Only rules promulgated during the period of the supplement are reflected in this table. The full text of these rules appears in sequence in the annual supplement. In addition, the numerical index identifies the type of action taken through the promulgation, and the issue of the *Michigan Register* in which the rule appeared.

Subject Matter Index: An index of general subject matter headings appears at the end of the annual supplement.