

**SUBSTITUTE FOR  
HOUSE BILL NO. 5825**

A bill to amend 1979 PA 152, entitled  
"State license fee act,"  
by amending sections 2, 3, 13, 15, 17, 21, 23, 25, 27, 28, 29,  
31, 37, 38, 39, 43, and 62 (MCL 338.2202, 338.2203, 338.2213,  
338.2215, 338.2217, 338.2221, 338.2223, 338.2225, 338.2227,  
338.2228, 338.2229, 338.2231, 338.2237, 338.2238, 338.2239,  
338.2243, and 338.2262), section 2 as amended by 1999 PA 171,  
sections 3, 13, 17, 21, 23, 25, 27, 28, 29, 31, 37, 38, 43, and  
62 as amended by 2007 PA 77, section 15 as amended by 2008 PA  
491, and section 39 as amended by 2007 PA 158.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

- 1       Sec. 2. As used in this act:
- 2       (a) "Department" means the department of ~~consumer and~~

House Bill No. 5825 (H-2) as amended September 19, 2012

~~industry services.~~ **LICENSING AND REGULATORY AFFAIRS.**

(b) "Occupational code" means 1980 PA 299, MCL 339.101 to 339.2721-339.2919.

~~Sec. 3. [(1)] Except as otherwise provided for in section 37, the fees prescribed by this act shall be used only to offset the cost of operating the department.~~

~~(2)~~ **THE LICENSING AND REGULATION FUND IS CREATED IN THE STATE TREASURY. ALL OF THE FOLLOWING APPLY TO THE LICENSING AND REGULATION FUND:**

(A) Except as otherwise provided in sections 11, 37, 38, and 51, 39, the fees collected pursuant to ~~UNDER~~ this act shall be credited to ~~DEPOSITED INTO~~ the general fund. ~~of the state.~~

(B) **MONEY IN THE FUND SHALL BE USED ONLY TO OFFSET THE COST OF OPERATING THE DEPARTMENT.**

(C) **THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE FUND AND SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND INVESTMENTS.**

(D) **MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.**

(E) **THE DEPARTMENT IS THE ADMINISTRATOR OF THE FUND FOR AUDITING PURPOSES.**

**[(2) THE DEPARTMENT SHALL WAIVE ANY FEE OTHERWISE REQUIRED UNDER THIS ACT IF THE PERSON RESPONSIBLE FOR PAYING THE FEE MEETS ANY OF THE FOLLOWING:**

**(A) IF THE PERSON IS AN INDIVIDUAL, HE OR SHE IS, AND PROVIDES PROOF SATISFACTORY TO THE DEPARTMENT THAT HE OR SHE IS, AN HONORABLY DISCHARGED VETERAN OF THE ARMED FORCES OF THE UNITED STATES.**

**(B) IF THE PERSON IS A NONPROFIT CORPORATION ORGANIZED ON A MEMBERSHIP OR DIRECTORSHIP BASIS, A MAJORITY OF THE MEMBERS OR DIRECTORS, AS APPLICABLE, ARE, AND THE PERSON PROVIDES PROOF SATISFACTORY TO THE DEPARTMENT THAT A MAJORITY OF THE MEMBERS OR DIRECTORS ARE, HONORABLY DISCHARGED VETERANS OF THE ARMED FORCES OF THE UNITED STATES.**

**(C) IF THE PERSON IS NOT AN INDIVIDUAL OR A NONPROFIT CORPORATION DESCRIBED IN SUBDIVISION (B), A MAJORITY OF THE SHARES OR OTHER OWNERSHIP INTERESTS OF THE PERSON ARE, AND THE PERSON PROVIDES PROOF SATISFACTORY TO THE DEPARTMENT THAT THOSE INTERESTS ARE, HELD BY 1 OR MORE HONORABLY DISCHARGED VETERANS OF THE ARMED FORCES OF THE UNITED STATES.]**

Sec. 13. (1) Fees for a person licensed or seeking licensure as an architect under article 20 of the occupational code, MCL 339.2001 to 339.2014, are as follows:

(a)	Application processing <b>FEE</b> .....	\$ 30.00
(b)	Supplemental application processing <b>FEE</b> ...	20.00
(c)	License fee, per year.....	35.00

1       (2) Fees for a person licensed or seeking licensure as a  
 2 professional engineer under article 20 of the occupational code,  
 3 MCL 339.2001 to 339.2014, are as follows:

4       (a)     Application processing fee as follows:  
 5       (i)     If paid after  
 6               September 30, ~~2012~~**2015**.....     \$ 30.00  
 7       (ii)    Beginning October 1, 2003 through  
 8               September 30, ~~2012~~**2015**.....     35.00  
 9       (b)     Supplemental application processing fee....     20.00  
 10      (c)     License fee, per year as follows:  
 11      (i)     If paid after  
 12               September 30, ~~2012~~**2015**.....     20.00  
 13      (ii)    Beginning October 1, 2003 through  
 14               September 30, ~~2012~~**2015**.....     40.00

15       (3) Fees for a person licensed or seeking licensure as a  
 16 land surveyor under article 20 of the occupational code, MCL  
 17 339.2001 to 339.2014, are as follows:

18       (a)     Application processing fee as follows:  
 19       (i)     If paid after  
 20               September 30, ~~2012~~**2015**.....     \$ 30.00  
 21       (ii)    Beginning October 1, 2003 through  
 22               September 30, ~~2012~~**2015**.....     35.00  
 23       (b)     Supplemental application processing fee....     20.00  
 24       (c)     Examination fees:  
 25       (i)     Complete examination.....     110.00  
 26       (ii)    Part 1 of the examination (fundamentals)...     55.00  
 27       (iii)   Part 2a of the examination (principles and

1	practice).....	45.00
2	(iv) Part 2b of the examination	
3	(Michigan practice).....	40.00
4	(d) Examination review.....	20.00
5	(e) License fee, per year.....	50.00

6       Sec. 15. Fees for a person licensed or seeking licensure as  
7 a landscape architect under article 22 of the occupational code,  
8 MCL 339.2201 to 339.2211, are as follows:

9	(a) Application processing fee.....	\$ 200.00
10	(b) Supplemental application processing fee...	20.00
11	(c) Examination fees:	
12	(i) Complete examination.....	265.00
13	(ii) Section 1 of the examination.....	25.00
14	(iii) Section 2 of the examination.....	35.00
15	(iv) Section 3 of the examination.....	100.00
16	(v) Section 4 of the examination.....	125.00
17	(d) Examination review.....	25.00
18	(e) <del>Licensure</del> <b>LICENSE</b> fee, per year.....	60.00

19       Sec. 17. ~~(1)~~Fees for a person licensed or seeking licensure  
20 as a barber, student barber, student instructor, or barber  
21 instructor, for a person licensed or seeking licensure to operate  
22 a barbershop or barber college, or for a person seeking a permit  
23 for a demonstration or a demonstrator's permit under article 11  
24 of the occupational code, MCL 339.1101 to 339.1118, are as  
25 follows:

26       (a) Application processing fees:

1	(i)	Student barber as follows:	
2	(A)	If paid after	
3		September 30, <del>2012</del> –2015.....	\$ 15.00
4	(B)	Beginning October 1, 2003 through	
5		September 30, <del>2012</del> –2015.....	20.00
6	(ii)	Barber as follows:	
7	(A)	If paid after	
8		September 30, <del>2012</del> –2015.....	15.00
9	(B)	Beginning October 1, 2003 through	
10		September 30, <del>2012</del> –2015.....	20.00
11	(iii)	Student instructor as follows:	
12	(A)	If paid after	
13		September 30, <del>2012</del> –2015.....	15.00
14	(B)	Beginning October 1, 2003 through	
15		September 30, <del>2012</del> –2015.....	20.00
16	(iv)	Barber instructor as follows:	
17	(A)	If paid after	
18		September 30, <del>2012</del> –2015.....	15.00
19	(B)	Beginning October 1, 2003 through	
20		September 30, <del>2012</del> –2015.....	20.00
21	(v)	Barbershop as follows:	
22	(A)	If paid after	
23		September 30, <del>2012</del> –2015.....	40.00
24	(B)	Beginning October 1, 2003 through	
25		September 30, <del>2012</del> –2015.....	50.00
26	(vi)	Barber college as follows:	
27	(A)	If paid after	
28		September 30, <del>2012</del> –2015.....	50.00
29	(B)	Beginning October 1, 2003 through	
30		September 30, <del>2012</del> –2015.....	75.00
31	(b)	Examination fees:	

1	(i)	Complete barber examination.....	75.00
2	(A)	Written portion only.....	35.00
3	(B)	Practical portion only.....	45.00
4	(ii)	Complete instructor examination.....	75.00
5	(A)	Written portion only.....	35.00
6	(B)	Practical portion only.....	45.00
7	(c)	Examination review.....	20.00
8	(d)	License fees, per year:	
9	(i)	Student barber as follows:	
10	(A)	If paid after	
11		September 30, <del>2012</del> 2015.....	15.00
12	(B)	Beginning October 1, 2003 through	
13		September 30, <del>2012</del> 2015.....	30.00
14	(ii)	Barber as follows:	
15	(A)	If paid after	
16		September 30, <del>2012</del> 2015.....	15.00
17	(B)	Beginning October 1, 2003 through	
18		September 30, <del>2012</del> 2015.....	30.00
19	(iii)	Student instructor as follows:	
20	(A)	If paid after	
21		September 30, <del>2012</del> 2015.....	15.00
22	(B)	Beginning October 1, 2003 through	
23		September 30, <del>2012</del> 2015.....	30.00
24	(iv)	Barber instructor as follows:	
25	(A)	If paid after	
26		September 30, <del>2012</del> 2015.....	25.00
27	(B)	Beginning October 1, 2003 through	
28		September 30, <del>2012</del> 2015.....	40.00
29	(v)	Barbershop as follows:	
30	(A)	If paid after	
31		September 30, <del>2012</del> 2015.....	30.00

1	(B)	Beginning October 1, 2003 through September 30,	
2		<del>2012-2015</del> .....	40.00
3	(vi)	Barber college.....	150.00
4	(e)	Demonstrator's temporary permit as follows:	
5	(i)	If paid after	
6		September 30, <del>2012-2015</del> .....	10.00
7	(ii)	Beginning October 1, 2003 through	
8		September 30, <del>2012-2015</del> .....	15.00
9	(f)	Demonstration temporary permit as follows:	
10	(i)	If paid after	
11		September 30, <del>2012-2015</del> .....	10.00
12	(ii)	Beginning October 1, 2003 through	
13		September 30, <del>2012-2015</del> .....	15.00

14       Sec. 21. Fees for a person licensed or seeking licensure to  
 15 operate a collection agency or to be a collection agency manager  
 16 under article 9 of the occupational code, MCL 339.901 to 339.920,  
 17 are as follows:

18	(a)	Application processing fees:	
19	(i)	Agency nonowner manager as follows:	
20	(A)	If paid after	
21		September 30, <del>2012-2015</del> .....	\$ 25.00
22	(B)	Beginning October 1, 2003 through	
23		September 30, <del>2012-2015</del> .....	35.00
24	(ii)	Agency.....	100.00
25	(b)	Examination fee.....	50.00
26	(c)	Examination review fee.....	20.00
27	(d)	License fee, per year:	
28	(i)	Agency nonowner manager.....	50.00
29	(ii)	Agency.....	125.00

1       Sec. 23. Fees for a person registered or seeking  
 2 registration as a professional community planner under article 23  
 3 of the occupational code, MCL 339.2301 to 339.2310, are as  
 4 follows:

5       (a)     Application processing fee as follows:

6       (i)     If paid after

7             September 30, ~~2012~~**2015**.....     \$ 30.00

8       (ii)    Beginning October 1, 2003

9             through September 30, ~~2012~~**2015**.....     35.00

10       (b)    Supplemental application processing fee....     20.00

11       (c)    Examination fee, ~~+~~Michigan portion.....     100.00

12             ~~—100.00~~

13       (d)    Examination review.....     25.00

14       (e)    Registration fee, per year.....     50.00

15       Sec. 25. Fees for a person licensed or seeking licensure as  
 16 a cosmetologist, manicurist, natural hair culturist, esthetician,  
 17 electrologist, or instructor or a person licensed or seeking  
 18 licensure to operate a cosmetology establishment or school of  
 19 cosmetology, seeking a student registration or transfer, or  
 20 seeking a permit to conduct an apprenticeship program under  
 21 article 12 of the occupational code, MCL 339.1201 to 339.1218,  
 22 are as follows:

23       (a)     Application processing fees:

24       (i)     Apprenticeship program.....     \$ 25.00

25       (ii)    Cosmetologist, manicurist, natural hair  
 26             culturist, esthetician, electrologist,



1	or instructor as follows:	
2	(A) If paid	
3	after September 30, <del>2012</del> —2015.....	10.00
4	(B) Beginning October 1, 2003 through	
5	September 30, <del>2012</del> —2015.....	15.00
6	(iii) Cosmetology establishment.....	25.00
7	(iv) School of cosmetology.....	100.00
8	(b) Examination fees:	
9	(i) Complete examination for cosmetologist,	
10	manicurist, natural hair culturist,	
11	esthetician, electrologist, or	
12	instructor.....	25.00
13	(ii) Written portion only.....	15.00
14	(iii) Practical portion only.....	15.00
15	(iv) Examination review.....	20.00
16	(c) License fees, per year:	
17	(i) Cosmetologist, manicurist, natural hair	
18	culturist, esthetician, electrologist,	
19	or instructor as follows:	
20	(A) If paid	
21	after September 30, <del>2012</del> —2015.....	12.00
22	(B) Beginning October 1, 2003 through	
23	September 30, <del>2012</del> —2015.....	24.00
24	(ii) Cosmetology establishment.....	25.00
25	(iii) School of cosmetology.....	100.00
26	(d) Student registration or transfer	
27	fee as follows:	
28	(i) If paid	
29	after September 30, <del>2012</del> —2015.....	5.00
30	(ii) Beginning October 1, 2003 through	
31	September 30, <del>2012</del> —2015.....	15.00

1       Sec. 27. Fees for a person licensed or seeking licensure as  
 2 an employment or consulting agent or for a person licensed or  
 3 seeking licensure to operate a personnel agency under article 10  
 4 of the occupational code, MCL 339.1001 to 339.1022, are as  
 5 follows:

6       (a)     Application processing fees:

7       (i)     Personnel agency..... \$ 225.00

8       (ii)    Employment or consulting agent..... 30.00

9       (iii)   Officer or stockholder change..... 25.00

10      (b)     Examination fee..... 50.00

11      (c)     Examination review..... 20.00

12      (d)     License fee, per year:

13      (i)     Personnel agency..... 125.00

14      (ii)    Employment or consulting agent as follows:

15      (A)     If paid after

16         September 30, ~~2012~~2015..... 30.00

17      (B)     Beginning October 1, 2003 through

18         September 30, ~~2012~~2015..... 40.00

19       Sec. 28. Fees for an individual registered or seeking  
 20 registration as an auctioneer under article 29 of the  
 21 occupational code, MCL 339.2901 to 339.2919, are as follows:

22      (a)     Application processing for registered

23         auctioneer..... \$ 50.00

24      (b)     Examination fee for registered auctioneer.... 50.00

25      (c)     Registration fees, per year:

26      (i)     Auctioneer - individual..... 200.00

1           (ii)     Auctioneer - firm..... 200.00

2           Sec. 29. Fees for a person registered or seeking  
3 registration as a forester under article 21 of the occupational  
4 code, MCL 339.2101 to 339.2108, are as follows:

5           (a)     Application processing fee..... \$ 50.00

6           (b)     Registration fee, per year as follows:

7           (i)     If paid after

8                 September 30, ~~2012~~**2015**..... 25.00

9           (ii)    Beginning October 1, 2003 through

10               September 30, ~~2012~~**2015**..... 40.00

11          Sec. 31. Fees for a person licensed or seeking licensure as  
12 a hearing aid dealer, salesperson, or trainee under article 13 of  
13 the occupational code, MCL 339.1301 to 339.1309, are as follows:

14          (a)     Application processing fees:

15           (i)     Dealer..... \$ 20.00

16           (ii)    Salesperson..... 20.00

17           (iii)   Trainee..... 10.00

18          (b)     Examination fees:

19           (i)     Complete dealer examination..... 100.00

20           (ii)    Dealer examination, per part..... 35.00

21           (iii)   Complete salesperson examination..... 100.00

22           (iv)    Salesperson examination, per part..... 30.00

23          (c)     Examination review..... 20.00

24          (d)     License fees, per year:

25           (i)     Dealer..... 80.00

26           (ii)    Salesperson..... 50.00

27           (iii)   Trainee as follows:

1	(A)	If paid	
2		after September 30, <del>2012</del> <b>2015</b> .....	20.00
3	(B)	Beginning October 1, 2003 through	
4		September 30, <del>2012</del> <b>2015</b> .....	40.00

5       Sec. 37. (1) Fees for a person licensed or seeking licensure  
6 as a real estate broker, associate broker, salesperson, or branch  
7 office or seeking other licenses or approvals issued under  
8 article 25 of the occupational code, MCL 339.2501 to 339.2518,  
9 are as follows:

10	(a)	Application processing fees:	
11	(i)	Brokers and associate brokers as follows:	
12	(A)	If paid	
13		after September 30, <del>2012</del> <b>2015</b> .....	\$ 20.00
14	(B)	Beginning October 1, 2003 through	
15		September 30, <del>2012</del> <b>2015</b> .....	35.00
16	(ii)	Salespersons.....	10.00
17	(iii)	Branch office.....	10.00
18	(b)	License fees, per year:	
19	(i)	Brokers and associate brokers.....	36.00
20	(ii)	Salespersons.....	26.00
21	(c)	Branch office fee, per year as follows:	
22	(i)	If paid	
23		after September 30, <del>2012</del> <b>2015</b> .....	10.00
24	(ii)	Beginning October 1, 2003 through	
25		September 30, <del>2012</del> <b>2015</b> .....	20.00
26	(d)	Sale of out of state property:	
27	(i)	Application to sell.....	20.00
28	(ii)	Property registration.....	500.00
29	(iii)	Renewal of approval to sell.....	20.00

1       (2) A fee ~~shall not be~~ **IS NOT** required for the registration  
2 of property approved under the land sales act, 1972 PA 286, MCL  
3 565.801 to 565.835.

4       (3) The real estate education fund is ~~established~~ **CREATED** in  
5 the state treasury. ~~and shall be administered by the department.~~

6 **ALL OF THE FOLLOWING APPLY TO THE REAL ESTATE EDUCATION FUND:**

7       **(A)** Fifteen dollars of each license fee received by the  
8 department under subsection (1)(b) during that 3-year license  
9 cycle shall be ~~deposited with~~ **FORWARDED TO** the state treasurer ~~to~~  
10 ~~the credit of~~ **FOR DEPOSIT INTO** the real estate education fund.

11       **(B)** The department shall ~~utilize~~ **USE THE MONEY IN** the real  
12 estate education fund only for the operation of departmental  
13 programs related to education required of all licensees or  
14 applicants for licensure under article 25 of the occupational  
15 code, MCL 339.2501 to 339.2518. ~~Any unexpended balance in the~~  
16 ~~real estate education fund at the end of a fiscal year shall~~  
17 ~~carry forward to the next fiscal year.~~

18       **(C) THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE**  
19 **FUND AND SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND**  
20 **INVESTMENTS.**

21       **(D) MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL**  
22 **REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.**

23       **(E) THE DEPARTMENT IS THE ADMINISTRATOR OF THE FUND FOR**  
24 **AUDITING PURPOSES.**

25       (4) The real estate enforcement fund is created in the state  
26 treasury. ~~and shall be administered by the department. Beginning~~

~~October 1, 2003, \$15.00~~ **ALL OF THE FOLLOWING APPLY TO THE REAL ESTATE ENFORCEMENT FUND:**

(A) **FIFTEEN DOLLARS** of each license fee received by the department under subsection (1)(b) during that 3-year license cycle shall be ~~deposited~~ **FORWARDED TO THE STATE TREASURER FOR DEPOSIT** into the real estate enforcement fund.

(B) The department in conjunction with the attorney general shall ~~utilize~~ **USE THE MONEY IN** the real estate enforcement fund only for the investigation and enforcement of actions regarding unlicensed activity and real estate fraud. ~~Any unexpended balance in the real estate enforcement fund at the end of a fiscal year shall carry forward to the next fiscal year.~~

(C) **THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE FUND AND SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND INVESTMENTS.**

(D) **MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.**

(E) **THE DEPARTMENT IS THE ADMINISTRATOR OF THE FUND FOR AUDITING PURPOSES.**

Sec. 38. (1) Fees for an individual licensed or seeking licensure as a state licensed real estate appraiser, a certified general real estate appraiser, a certified residential real estate appraiser, or a limited real estate appraiser under article 26 of the occupational code, MCL 339.2601 to 339.2637, are as follows:

(a) Application processing fees:

1	(i)	Certified general real estate appraiser	
2		as follows:	
3	(A)	If paid after	
4		September 30, <del>2012</del> 2015.....	\$ 25.00
5	(B)	Beginning October 1, 2003 through	
6		September 30, <del>2012</del> 2015.....	\$ 35.00
7	(ii)	Certified residential real estate appraiser	
8		as follows:	
9	(A)	If paid after	
10		September 30, <del>2012</del> 2015.....	\$ 25.00
11	(B)	Beginning October 1, 2003 through	
12		September 30, <del>2012</del> 2015.....	\$ 35.00
13	(iii)	State licensed real estate appraiser	
14		as follows:	
15	(A)	If paid after	
16		September 30, <del>2012</del> 2015.....	\$ 25.00
17	(B)	Beginning October 1, 2003 through	
18		September 30, <del>2012</del> 2015.....	\$ 35.00
19	(iv)	Limited real estate appraiser as follows:	
20	(A)	If paid after	
21		September 30, <del>2012</del> 2015.....	\$ 25.00
22	(B)	Beginning October 1, 2003 through	
23		September 30, <del>2012</del> 2015.....	\$ 35.00
24	(b)	Examination fees: <del>if the department</del>	
25		<del>conducts its own examination:</del>	
26	(i)	Certified general real estate appraiser....	\$ 100.00
27	(ii)	Certified residential real estate	
28		appraiser.....	\$ 100.00
29	(iii)	State licensed real estate appraiser.....	\$ 100.00
30	(c)	License fee, per year:	
31	(i)	Certified general real estate appraiser....	\$ 175.00
32	(ii)	Certified residential real estate	

1                    appraiser..... \$ 175.00  
 2            (iii)    State licensed real estate appraiser..... \$ 175.00  
 3            (iv)    Limited real estate appraiser..... \$ 125.00  
 4            (d)    Temporary permit fee..... \$ 125.00

5            (2) The license fee includes a fee imposed by the federal  
 6 government under ~~sections 1113 and 1114 of title XI of the~~  
 7 ~~financial institutions reform, recovery, and enforcement act of~~  
 8 ~~1989, Public Law 101-73, 12 USC 3331 to 3351, 3338~~ for certified  
 9 general real estate appraisers, certified residential real estate  
 10 appraisers, and state licensed real estate appraisers. ~~, which~~  
 11 ~~shall~~ **THE AMOUNT OF THE FEE DESCRIBED IN THIS SUBSECTION SHALL**  
 12 not exceed \$50.00 per licensee, and ~~which~~ the department shall  
 13 collect and pay **THE FEE** to the federal government ~~pursuant to~~  
 14 **UNDER** section 2637 of the occupational code, MCL 339.2637.

15            (3) The real estate appraiser education fund is ~~established~~  
 16 **CREATED** in the state treasury. ~~and shall be administered by the~~  
 17 ~~department.~~ **ALL OF THE FOLLOWING APPLY TO THE REAL ESTATE**  
 18 **APPRAISER EDUCATION FUND:**

19            (A) Ten dollars of each fee received under subsection (1)(c)  
 20 shall be ~~deposited with~~ **FORWARDED TO** the state treasurer ~~to the~~  
 21 ~~credit of~~ **FOR DEPOSIT INTO** the real estate appraiser education  
 22 fund.

23            (B) The department shall ~~utilize~~ **USE THE MONEY IN** the real  
 24 estate appraiser education fund only for the operation of  
 25 departmental programs related to the education required of all  
 26 licensees or applicants for licensure under article 26 of the  
 27 occupational code, MCL 339.2601 to 339.2637. ~~Any unexpended~~



~~1 balance in the real estate appraiser education fund at the end of~~  
~~2 a fiscal year shall carry forward to the next fiscal year.~~

3 (C) THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE  
 4 FUND AND SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND  
 5 INVESTMENTS.

6 (D) MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL  
 7 REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.

8 (E) THE DEPARTMENT IS THE ADMINISTRATOR OF THE FUND FOR  
 9 AUDITING PURPOSES.

10 Sec. 39. (1) Fees for a person licensed or seeking licensure  
 11 as a residential builder or residential maintenance and  
 12 alteration contractor, salesperson, or branch office under  
 13 article 24 of the occupational code, MCL 339.2401 to 339.2412,  
 14 are as follows:

15	(a)	Application processing fee.....	\$ 15.00
16	(b)	Examination fees:	
17	(i)	Complete builder or maintenance and	
18		alteration contractor examination.....	50.00
19	(ii)	Law and rules portion.....	30.00
20	(iii)	Practice or trades portion.....	30.00
21	(iv)	Salesperson examination.....	30.00
22	(c)	Examination review.....	20.00
23	(d)	License fee only for the first license	
24		cycle of an initial or renewal licensee	
25		following the effective date of the	
26		amendatory act that added subsection (2),	
27		per year .....	60.00
28	(e)	License fee, per year.....	50.00

(2) The builder enforcement fund is created in the state treasury. ~~and shall be administered by the department.~~ **ALL OF THE FOLLOWING APPLY TO THE BUILDER ENFORCEMENT FUND:**

(A) The department ~~shall be~~ **IS** the administrator of the fund for ~~audit~~ **AUDITING** purposes.

(B) A 1-time-only \$30.00 allocation from a license fee received by the department under subsection (1)(d) during a single 3-year license cycle shall be deposited into the builder enforcement fund. The department shall make the \$30.00 allocation only once per licensee. ~~In the case~~

(C) **FIVE DOLLARS** of the \$50.00 license fee paid under subsection (1)(e) ~~, \$5.00 of that \$50.00 fee shall be allocated to~~ **DEPOSITED INTO** the builder enforcement fund. If on December 1 of any ~~year following the calendar year 2010,~~ the department determines that the balance in the builder enforcement fund is more than \$3,000,000.00, the \$5.00 allocation to the builder enforcement fund from the \$50.00 renewal fee due after January 1 of the following year shall not be made. If on any subsequent December 1 the department determines that the balance in the fund is less than \$750,000.00, the \$5.00 allocation shall resume for any renewal fee due after January 1 of the following year.

~~Notwithstanding section 3, the~~

(D) **THE** department shall utilize the builder enforcement fund only for the enforcement of article 24 of the occupational code, MCL 339.2401 to 339.2412, regarding unlicensed activity as further described in section 601(1) and (2) of the occupational

code, MCL 339.601, and to reimburse the attorney general for the reasonable cost of services provided to the department and for expenses incurred in prosecutions ~~for such~~ **OF** unlicensed practice **ACTIVITY** or prosecuting attorney for expenses incurred in conducting prosecutions of ~~such~~ unlicensed practice. ~~Any unexpended balance in the builder enforcement fund at the end of a fiscal year shall carry forward to the next fiscal year.~~

**(E) THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE FUND AND SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND INVESTMENTS.**

**(F) MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.**

Sec. 43. ~~(1)~~ Fees for a person licensed or seeking licensure to engage in the practice of mortuary science or to operate a funeral establishment or for a person licensed or seeking licensure as a resident trainee or licensed as an embalmer or funeral director under article 18 of the occupational code, MCL 339.1801 to 339.1812, are as follows:

(a) Application processing fees:

(i) Mortuary science license..... \$ 20.00

(ii) Funeral establishment license..... 115.00

(iii) Resident trainee..... 15.00

(b) Examination fees:

(i) Complete examination..... 200.00

(ii) National examination only..... 150.00

(iii) State examination only..... 50.00

(c) Examination review..... 25.00

(d) License fees, per year:

1	(i)	Mortuary science as follows:	
2	(A)	If paid after	
3		September 30, <del>2012</del> -2015.....	30.00
4	(B)	Beginning October 1, 2003 through	
5		September 30, <del>2012</del> -2015.....	40.00
6	(ii)	Funeral establishment.....	55.00
7	(iii)	Embalmer.....	30.00
8	(iv)	Funeral director as follows:	
9	(A)	If paid after	
10		September 30, <del>2012</del> -2015.....	30.00
11	(B)	Beginning October 1, 2003 through	
12		September 30, <del>2012</del> -2015.....	40.00
13	(v)	Resident trainee as follows:	
14	(A)	If paid after	
15		September 30, <del>2012</del> -2015.....	15.00
16	(B)	Beginning October 1, 2003 through	
17		September 30, <del>2012</del> -2015.....	30.00

18       Sec. 62. Fees for a person registered or seeking  
 19 registration as an ocularist or an apprentice ocularist under  
 20 article 27 of the occupational code, MCL 339.2701 to 339.2721,  
 21 are as follows:

22	(a)	Application processing fee as follows:	
23	(i)	If paid after	
24		September 30, <del>2012</del> -2015.....	15.00
25	(ii)	Beginning October 1, 2003 through	
26		September 30, <del>2012</del> -2015.....	35.00
27	(b)	Registration fee, per year:	
28	(i)	Ocularist as follows:	
29	(A)	If paid after	

1		September 30, <del>2012</del> <b>2015</b> .....	20.00
2	(B)	Beginning October 1, 2003 through	
3		September 30, <del>2012</del> <b>2015</b> .....	40.00
4	(ii)	Apprentice as follows:	
5	(A)	If paid after	
6		September 30, <del>2012</del> <b>2015</b> .....	10.00
7	(B)	Beginning October 1, 2003 through	
8		September 30, <del>2012</del> <b>2015</b> .....	20.00