

# Legislative Analysis

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## DEADLINES FOR ISSUING LICENSES AND PERMITS

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### House Bill 5882

Sponsor: Rep. Gary Newell

### House Bill 5886

Sponsor: Rep. Gene DeRossett

### House Bill 5887

Sponsor: Rep. Daniel Acciavatti

### House Bill 5888

Sponsor: Rep. Philip LaJoy

### House Bill 5903

Sponsor: Rep. Jacob Hoogendyk

Committee: Government Operations

Complete to 5-28-04

## A SUMMARY OF THE BILLS LISTED ABOVE AS INTRODUCED 5-12-04

Generally speaking, the bills would each amend a different act to require that an application for a license, registration, or permit submitted after the bill's effective date be issued within six months or 180 days (depending on the bill), after the applicant submits a completed application. (In one case, a different existing statutory deadline of 60 days would apply.) If the responsible state official determined that an application is incomplete, he or she would have to notify the applicant in writing within 10 days, describing the deficiency and requesting the additional information.

If the appropriate official fails to grant or deny an application within the required time, he or she would have to return the applicant's application fee and would discount the next renewal fee by 15 percent. The appropriate official would be prohibited from reviewing an application with a returned fee in a manner that differs from the review process employed for other applications.

By January 31 of each year, beginning in 2005, the appropriate department would have to submit a report to the legislative standing committees and Appropriations Committee subcommittees of the House of Representatives and Senate with jurisdiction over the given subject matter for the preceding calendar year. The various report would have to include (generally, but with some variation) the number of initial and renewal applications received and completed within the required time; the number of applications

producing a request for additional information; the average time for an applicant to respond to the request; the number of applications rejected, categorized by reason; the amount of money returned to licensees or registrants; the number of licenses not issued within the time limit; and the average processing time for initial and renewal licenses granted after the deadline.

House Bill 5882 would amend the Adult Foster Care Facility Licensing Act (MCL 400.713) and uses a 180-day deadline.

House Bill 5886 would amend the Asbestos Workers Accreditation Act (MCL 338.3411 and 3414) to apply to training courses and refresher courses and uses a 60-day deadline.

House Bill 5887 would amend the Forensic Polygraph Examiners Act (MCL 338.1707) and uses a six-month deadline.

House Bill 5888 would amend the Motor Vehicle Sales Finance Act (MCL 492.104) and uses a six-month deadline.

House Bill 5033 would amend the Mental Health Code (330.1137) to apply to the construction or operation of a psychiatric hospital, psychiatric unit, or psychiatric partial hospitalization program and uses a 180-day deadline.

#### **FISCAL IMPACT:**

On House Bill 5882, no significant fiscal impact is expected. In public testimony, the FIA Office of Child and Adult Licensing did not report a significant backlog of adult foster care license applications and renewals.

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Fiscal Analyst: Richard Child

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■ This analysis was prepared by nonpartisan House staff for use by House members in their deliberations, and does not constitute an official statement of legislative intent.