



STATE OF MICHIGAN
DEPARTMENT OF TREASURY

GRETCHEN WHITMER
GOVERNOR

RACHAEL EUBANKS
STATE TREASURER

DATE: June 23, 2022

TO: Katie Wienczewski, Deidre O’Berry, and Katelyn Hoppes
Administrative Rules Division
Michigan Office of Administrative Hearings and Rules

FROM: Michigan Department of Treasury

SUBJECT: Department of Treasury Annual Regulatory Plan for July 1, 2022 – June 30, 2023

Pursuant to MCL 24.253, the Michigan Department of Treasury (Treasury) submits its Annual Regulatory Plan for July 1, 2022 through June 30, 2023.

List of Bureaus and Commissions that Do Not Administer Rules

Bureau of Budget & Information Technology Management

Bureau of Investments

Collections Services Bureau

Financial Review Commission

Michigan Infrastructure Council

Office of Legislative Affairs

Office of Privacy and Security

Office of Revenue and Tax Analysis

Tax Administration Services Bureau

Tax Compliance Bureau

The following 8 bureaus have completed their templates regarding contemplated or in-process action on administrative rules. Each template has been compiled into Treasury’s Plan.

Bureau of Accounting and Financial Services

Bureau of Local Government and School Services

Bureau of State and Authority Finance

Bureau of State Lottery

Bureau of Tax Policy

Michigan Gaming Control Board

Office of Departmental Services

Office of Postsecondary Financial Planning

Annual Regulatory Plan 2022-2023

**Department of Treasury
Bureau of Accounting and Financial Services**

1. Rule(s) to be **processed** between July 1, 2022 and June 30, 2023. [Give brief description.]

None

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2022 and June 30, 2023. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

None

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

No, the Bureau of Accounting and Financial Services has not failed to promulgate any statutorily required rules or failed to utilize any statutorily required rules.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

No rules have been identified that are most problematic to industry.

- A. Describe whether there is a continued need for the rules.

- B. Provide a summary of any complaints or comments received from the public concerning the rules.

- C. Describe the complexity of complying with the rules.

- D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.

- E. Provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed regulatory activity covered by the rules.

5. Please provide the URL link the department or bureau is currently using to display their administrative rules.

Direct link provided on Treasury's website: <https://www.michigan.gov/treasury/reference/legal>.

6. Please provide a list of the items identified for action in the 2022 ARP that have been completed and those that remain outstanding.

None

Annual Regulatory Plan 2022-2023

**Department of Treasury
Bureau of Local Government and School Services**

1. Rule(s) to be **processed** between July 1, 2022 and June 30, 2023. [Give brief description.]

None

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2022 and June 30, 2023. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

None

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

No, the Bureau of Local Government and School Services has not failed to promulgate any statutorily required rules or failed to utilize any statutorily required rules.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

No rules have been identified that are most problematic to industry.

- A. Describe whether there is a continued need for the rules.

- B. Provide a summary of any complaints or comments received from the public concerning the rules.

- C. Describe the complexity of complying with the rules.

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6. Please provide a list of the items identified for action in the 2022 ARP that have been completed and those that remain outstanding.

None

Annual Regulatory Plan 2022-2023

**Department of Treasury
Bureau of State and Authority Finance**

1. Rule(s) to be **processed** between July 1, 2022 and June 30, 2023. [Give brief description.]

None

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2022 and June 30, 2023. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

None

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

No, the Bureau of State and Authority Finance has not failed to promulgate any statutorily required rules or failed to utilize any statutorily required rules.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

No rules have been identified that are most problematic to the industry.

- A. Describe whether there is a continued need for the rules.

- B. Provide a summary of any complaints or comments received from the public concerning the rules.

- C. Describe the complexity of complying with the rules.

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None

Annual Regulatory Plan 2022-2023

Department of Treasury
Bureau of State Lottery

1. Rule(s) to be **processed** between July 1, 2022, and June 30, 2023. [Give brief description.]

Lottery Rules – *We are continuing the process of reviewing our rules and could potentially have changes during the July 1, 2022-June 30, 2023, period.*

Charitable Gaming - *We are continuing the process of reviewing our rules and could potentially have changes during the July 1, 2022-June 30, 2023, period.*

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2022, and June 30, 2023. Also, please identify the rules or rule sets that are least important to the mission and function of the agency or are otherwise strong candidates for rescission.

Lottery Rules – *We are continuing the process of reviewing our rules and could potentially have changes during the July 1, 2022-June 30, 2023, period.*

Charitable Gaming - *We are continuing the process of reviewing our rules and could potentially have changes during the July 1, 2022-June 30, 2023, period.*

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

No, the Bureau of State Lottery has not failed to promulgate any statutorily required rules or failed to utilize any statutorily required rules.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

Lottery Rules – Not aware of any rules that are problematic to the industry.

Charitable Gaming Rules - Not aware of any rules that are problematic to the industry.

- A. Describe whether there is a continued need for the rules.

- B. Provide a summary of any complaints or comments received from the public concerning the rules.

- C. Describe the complexity of complying with the rules.

- D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.

- E. Provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed regulatory activity covered by the rules.

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Annual Regulatory Plan 2022-2023

6. Please provide a list of the items identified for action in the 2022 ARP that have been completed and those that remain outstanding.

None

Annual Regulatory Plan 2022-2023

**Department of Treasury
Bureau of Tax Policy**

1. Rule(s) to be **processed** between July 1, 2022 and June 30, 2023. [Give brief description.]

2022-9 TY Sales and Use Tax Rules R 205.1 through R 205.141 The Request for Rulemaking for 2022-9 TY was approved. The current Sales and Use Tax Rules have been reviewed and draft amendments to and rescission of certain Sales and Use Tax Rules have been reviewed by interested stakeholders.

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2022 and June 30, 2023. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

General and Specific Sales and Use Tax Rules that are obsolete or superseded will be rescinded in Rule Set 2022-9 TY.

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

No, the Bureau of Tax Policy has not failed to promulgate any statutorily required rules or failed to utilize any statutorily required rules.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

No rules have been identified that are most problematic to industry.

- A. Describe whether there is a continued need for the rules.

- B. Provide a summary of any complaints or comments received from the public concerning the rules.

- C. Describe the complexity of complying with the rules.

- D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.

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Work on draft 2022-9 TY Sales and Use Tax Rules and the RIS is in process.

**Department of Treasury
Michigan Gaming Control Board**

1. Rule(s) to be **processed** between July 1, 2022 and June 30, 2023. [Give brief description.]

2020-11 TY Fantasy Contests (new rule set)
Millionaire Party - R 432.101 to R 432.410 (Revise to address changes to the Bingo Act)
Casino Gaming - R 432.1101 to R 432.11602 (Revise to address changes to the Gaming Control & Revenue Act)

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2022 and June 30, 2023. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

None

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

No, the Gaming Control Board has not failed to promulgate any statutorily required rules or failed to utilize any statutorily required rules.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

None

- A. Describe whether there is a continued need for the rules.

N/A

- B. Provide a summary of any complaints or comments received from the public concerning the rules.

N/A

- C. Describe the complexity of complying with the rules.

N/A

- D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.

N/A

- E. Provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed regulatory activity covered by the rules.

N/A

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Withdrawn from JCAR review for further discussion: 2020-11 TY Fantasy Contests
2022-31 TY *Millionaire Parties; Casino Gaming*

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**Department of Treasury
Office of Departmental Services**

1. Rule(s) to be **processed** between July 1, 2022 and June 30, 2023. [Give brief description.]

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2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2022 and June 30, 2023. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

None

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

No, the Office of Departmental Services has not failed to promulgate any statutorily required rules or failed to utilize any statutorily required rules.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

No rules have been identified that are most problematic to industry.

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Annual Regulatory Plan 2022-2023

**Department of Treasury
Office of Postsecondary Financial Planning**

1. Rule(s) to be **processed** between July 1, 2022 and June 30, 2023. [Give brief description.]

None

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2022 and June 30, 2023. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

None

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

No, the Office of Postsecondary Financial Planning has not failed to promulgate any statutorily required rules or failed to utilize any statutorily required rules.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

No rules have been identified that are most problematic to industry.

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