

SUBSTITUTE FOR
SENATE BILL NO. 833

A bill to make appropriations for the department of education for the fiscal year ending September 30, 2023; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of education for the fiscal year ending September 30, 2023, from the following funds:

DEPARTMENT OF EDUCATION

APPROPRIATION SUMMARY

Full-time equated unclassified positions	6.0
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Full-time equated classified positions	616.5
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1	GROSS APPROPRIATION		\$	414,471,000
2	Interdepartmental grant revenues:			
3	Total interdepartmental grants and			
4	intradepartmental transfers			0
5	ADJUSTED GROSS APPROPRIATIONS		\$	414,471,000
6	Federal revenues:			
7	Total federal revenues			302,950,800
8	Special revenue funds:			
9	Total local revenues			5,878,600
10	Total private revenues			2,240,400
11	Total other state restricted revenues			9,919,700
12	State general fund/general purpose		\$	93,481,500
13	Sec. 102. STATE BOARD OF EDUCATION/OFFICE OF THE			
14	SUPERINTENDENT			
15	Full-time equated unclassified positions	6.0		
16	Full-time equated classified positions	11.0		
17	Unclassified salaries--FTE positions	6.0	\$	1,078,900
18	Education commission of the states			120,800
19	State board of education, per diem payments			24,400
20	State board/superintendent operations--FTEs	11.0		2,483,700
21	GROSS APPROPRIATION		\$	3,707,800
22	Appropriated from:			
23	Federal revenues:			
24	Federal revenues			296,700
25	Special revenue funds:			
26	Private foundations			28,100
27	Certification fees			820,600
28	State general fund/general purpose		\$	2,562,400

1	Sec. 103. DEPARTMENTAL ADMINISTRATION AND			
2	SUPPORT			
3	Full-time equated classified positions	47.6		
4	Central support operations--FTEs	38.6	\$	6,161,400
5	Federal and private grants			3,000,000
6	Grant and contract operations--FTEs	9.0		2,786,200
7	Property management			3,755,900
8	Terminal leave payments			353,300
9	Training and orientation workshops			150,000
10	Worker's compensation			33,900
11	GROSS APPROPRIATION		\$	16,240,700
12	Appropriated from:			
13	Federal revenues:			
14	Federal indirect revenues			3,015,800
15	Federal revenues			6,257,600
16	Special revenue funds:			
17	Private foundations			1,000,000
18	Certification fees			592,100
19	Teacher testing fees			4,700
20	Training and orientation workshop fees			150,000
21	State general fund/general purpose		\$	5,220,500
22	Sec. 104. INFORMATION TECHNOLOGY			
23	Information technology services and projects		\$	4,938,300
24	GROSS APPROPRIATION		\$	4,938,300
25	Appropriated from:			
26	Federal revenues:			
27	Federal indirect revenues			1,951,000
28	Federal revenues			640,200

1	Special revenue funds:		
2	Certification fees		932,900
3	State general fund/general purpose	\$	1,414,200
4	Sec. 105. SPECIAL EDUCATION SERVICES		
5	Full-time equated classified positions	47.0	
6	Special education operations--FTEs	47.0	\$ 9,431,900
7	GROSS APPROPRIATION	\$	9,431,900
8	Appropriated from:		
9	Federal revenues:		
10	Federal revenues		8,837,800
11	Special revenue funds:		
12	Private foundations		111,300
13	Certification fees		47,500
14	State general fund/general purpose	\$	435,300
15	Sec. 106. MICHIGAN SCHOOLS FOR THE DEAF AND		
16	BLIND		
17	Full-time equated classified positions	82.0	
18	Camp Tuhsmeheeta--FTE	1.0	\$ 501,000
19	Low incidence outreach program		1,000,000
20	Michigan schools for the deaf and blind		
21	operations--FTEs	81.0	13,680,700
22	Private gifts - blind		200,000
23	Private gifts - deaf		150,000
24	GROSS APPROPRIATION	\$	15,531,700
25	Appropriated from:		
26	Federal revenues:		
27	Federal revenues		7,596,000
28	Special revenue funds:		

1	Local cost sharing (schools for deaf/blind)		5,878,600
2	Gifts, bequests, and donations		851,000
3	Low incidence outreach fund		1,000,000
4	Student insurance revenue		206,100
5	State general fund/general purpose	\$	0
6	Sec. 107. EDUCATOR EXCELLENCE		
7	Full-time equated classified positions	49.0	
8	Educator excellence operations--FTEs	48.0	\$ 9,588,900
9	Educator recruitment and preparation programs--		
10	FTE	1.0	1,670,000
11	Teacher license renewals		280,000
12	GROSS APPROPRIATION	\$	11,538,900
13	Federal revenues:		
14	Federal revenues		3,168,400
15	Special revenue funds:		
16	Certification fees		4,165,900
17	Teacher testing fees		201,500
18	State general fund/general purpose	\$	4,003,100
19	Sec. 108. MICHIGAN OFFICE OF GREAT START		
20	Full-time equated classified positions	67.0	
21	Before and after school programs--FTE	1.0	\$ 1,090,000
22	Child development and care contracted services		12,400,000
23	Child development and care external support		31,178,300
24	Child development and care public assistance		199,080,000
25	Head Start collaboration office--FTE	1.0	322,900
26	Office of great start operations--FTEs	65.0	13,713,200
27	T.E.A.C.H. Early Childhood Michigan scholarship		
28	program		5,000,000

1	GROSS APPROPRIATION		\$	262,784,400
2	Appropriated from:			
3	Federal revenues:			
4	Federal revenues			220,388,300
5	Special revenue funds:			
6	Private foundations			250,000
7	Certification fees			64,600
8	State general fund/general purpose		\$	42,081,500
9	Sec. 109. SYSTEMS, EVALUATION, AND TECHNOLOGY			
10	Full-time equated classified positions	10.0		
11	Office of systems, evaluation, and technology			
12	operations--FTEs	10.0	\$	2,023,900
13	GROSS APPROPRIATION		\$	2,023,900
14	Appropriated from:			
15	Federal revenues:			
16	Federal indirect revenues			159,500
17	Federal revenues			983,800
18	Special revenue funds:			
19	Certification fees			10,700
20	State general fund/general purpose		\$	869,900
21	Sec. 110. STRATEGIC PLANNING AND IMPLEMENTATION			
22	Full-time equated classified positions	6.0		
23	Strategic planning and implementation			
24	operations--FTEs	6.0	\$	1,105,200
25	GROSS APPROPRIATION		\$	1,105,200
26	Appropriated from:			
27	Federal revenues:			
28	Federal revenues			570,400

1	State general fund/general purpose		\$	534,800
2	Sec. 111. ADMINISTRATIVE LAW SERVICES			
3	Full-time equated classified positions	2.0		
4	Administrative law operations--FTEs	2.0	\$	1,439,900
5	GROSS APPROPRIATION		\$	1,439,900
6	Appropriated from:			
7	Federal revenues:			
8	Federal revenues			585,100
9	Special revenue funds:			
10	Certification fees			749,000
11	State general fund/general purpose		\$	105,800
12	Sec. 112. ACCOUNTABILITY SERVICES			
13	Full-time equated classified positions	63.6		
14	Accountability services operations--FTEs	63.6	\$	14,770,200
15	GROSS APPROPRIATION		\$	14,770,200
16	Appropriated from:			
17	Federal revenues:			
18	Federal revenues			12,851,000
19	State general fund/general purpose		\$	1,919,200
20	Sec. 113. SCHOOL SUPPORT SERVICES			
21	Full-time equated classified positions	74.6		
22	Adolescent and school health		\$	328,100
23	School support services operations--FTEs	74.6		13,983,400
24	School board member training			260,000
25	GROSS APPROPRIATION		\$	14,571,500
26	Appropriated from:			
27	Federal revenues:			
28	Federal revenues			12,872,300

1	Special revenue funds:		
2	Commodity distribution fees		71,700
3	State general fund/general purpose	\$	1,627,500
4	Sec. 114. EDUCATIONAL SUPPORTS		
5	Full-time equated classified positions	82.7	
6	Educational supports operations--FTEs	82.7	\$ 17,139,300
7	GROSS APPROPRIATION	\$	17,139,300
8	Appropriated from:		
9	Federal revenues:		
10	Federal revenues		12,976,100
11	Special revenue funds:		
12	Certification fees		602,400
13	State general fund/general purpose	\$	3,560,800
14	Sec. 115. CAREER AND TECHNICAL EDUCATION		
15	Full-time equated classified positions	28.0	
16	Career and technical education operations--FTEs	28.0	\$ 5,454,700
17	GROSS APPROPRIATION	\$	5,454,700
18	Appropriated from:		
19	Federal revenues:		
20	Federal revenues		4,062,200
21	State general fund/general purpose	\$	1,392,500
22	Sec. 116. LIBRARY OF MICHIGAN		
23	Full-time equated classified positions	33.0	
24	Library of Michigan operations--FTEs	31.0	\$ 5,032,000
25	Library pilot program		800,000
26	Library services and technology program--FTE	1.0	5,624,100
27	Michigan eLibrary--FTE	1.0	1,732,200
28	MPSERS costs to libraries		31,000

1	Renaissance zone reimbursements		2,200,000
2	State aid to libraries		15,567,700
3	GROSS APPROPRIATION	\$	30,987,000
4	Appropriated from:		
5	Federal revenues:		
6	Federal revenues		5,624,100
7	Special revenue funds:		
8	Library fees		300,000
9	State general fund/general purpose	\$	25,062,900
10	Sec. 117. PARTNERSHIP DISTRICT SUPPORT		
11	Full-time equated classified positions	13.0	
12	Partnership district support operations--FTEs	13.0	\$ 2,805,500
13	GROSS APPROPRIATION	\$	2,805,500
14	Appropriated from:		
15	Federal revenues:		
16	Federal revenues		114,500
17	State general fund/general purpose	\$	2,691,000
18	Sec. 118. ONE-TIME APPROPRIATIONS		
19	Michigan center for educational research	\$	100
20	GROSS APPROPRIATION	\$	100
21	Appropriated from:		
22	State general fund/general purpose	\$	100

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2022-2023

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under

part 1 for fiscal year 2022-2023 is \$103,401,200.00 and state spending from state sources to be paid to local units of government for fiscal year 2022-2023 is \$18,858,700.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF EDUCATION

Library pilot program	800,000
MPSERS costs to libraries	31,000
Renaissance zone reimbursements	2,200,000
School board member training	260,000
State aid to libraries	15,567,700
TOTAL	\$ 18,858,700

Sec. 202. The appropriations authorized under this part and part 1 are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. As used in this part and part 1:

(a) "Department" means the Michigan department of education.

(b) "DHHS" means the Michigan department of health and human services.

(c) "District" means a local school district as that term is defined in section 6 of the revised school code, 1976 PA 451, MCL 380.6, or a public school academy as that term is defined in section 5 of the revised school code, 1976 PA 451, MCL 380.5.

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

(e) "HHS" means the United States Department of Health and Human Services.

Sec. 204. The departments and agencies receiving appropriations in part 1 shall use the internet to fulfill the reporting requirements of this part. This requirement shall include

1 transmission of reports via email to the recipients identified for
2 each reporting requirement, or it shall include placement of
3 reports on an internet site.

4 Sec. 205. To the extent permissible under section 261 of the
5 management and budget act, 1984 PA 431, MCL 18.1261:

6 (a) Funds appropriated in part 1 must not be used for the
7 purchase of foreign goods or services, or both, if competitively
8 priced and of comparable quality American goods or services, or
9 both, are available.

10 (b) Preference must be given to goods or services, or both,
11 manufactured or provided by Michigan businesses, if they are
12 competitively priced and of comparable quality.

13 (c) In addition, preference must be given to goods or
14 services, or both, that are manufactured or provided by Michigan
15 businesses owned and operated by veterans, if they are
16 competitively priced and of comparable quality.

17 Sec. 206. From the funds appropriated in part 1, to the extent
18 permissible under the management and budget act, 1984 PA 431, MCL
19 18.1101 to 18.1594, the state superintendent of public instruction
20 shall take all reasonable steps to ensure businesses in deprived
21 and depressed communities compete for and perform contracts to
22 provide services or supplies, or both. The state superintendent of
23 public instruction shall strongly encourage firms with which the
24 department contracts to subcontract with certified businesses in
25 depressed and deprived communities for services, supplies, or both.

26 Sec. 207. Consistent with section 217 of the management and
27 budget act, 1984 PA 431, MCL 18.1217, the departments and agencies
28 receiving appropriations in part 1 shall prepare a report on out-
29 of-state travel expenses not later than January 1 of each year. The

1 travel report shall be a listing of all travel by classified and
2 unclassified employees outside this state in the immediately
3 preceding fiscal year that was funded in whole or in part with
4 funds appropriated in the department's budget. The report shall be
5 submitted to the senate and house appropriations committees, the
6 house and senate fiscal agencies, and the state budget director.
7 The report must include the following information:

8 (a) The dates of each travel occurrence.

9 (b) The total transportation and related costs of each travel
10 occurrence, including the proportion funded with state general
11 fund/general purpose revenues, the proportion funded with state
12 restricted revenues, the proportion funded with federal revenues,
13 and the proportion funded with other revenues.

14 Sec. 208. Funds appropriated in part 1 may be used by a
15 principal executive department, state agency, or authority to hire
16 a person to provide legal services that the attorney general has
17 the responsibility or the discretion to provide. A principal
18 executive department, state agency, or authority may request
19 reimbursement from the office of the attorney general for costs
20 incurred for the purposes of hiring outside counsel to provide
21 legal services.

22 Sec. 209. Not later than December 31, the state budget office
23 shall prepare and transmit a report that provides for estimates of
24 the total general fund/general purpose appropriation lapses at the
25 close of the prior fiscal year. This report shall summarize the
26 projected year-end general fund/general purpose appropriation
27 lapses by major departmental program or program areas. The report
28 shall be transmitted to the chairpersons of the senate and house
29 appropriations committees and the senate and house fiscal agencies.

1 Sec. 211. The department and agencies receiving appropriations
2 in part 1 shall cooperate with the department of technology,
3 management, and budget to maintain a searchable website accessible
4 by the public at no cost that includes, but is not limited to, all
5 of the following for the department:

6 (a) Fiscal year-to-date expenditures by category.

7 (b) Fiscal year-to-date expenditures by appropriation unit.

8 (c) Fiscal year-to-date payments to a selected vendor,
9 including the vendor name, payment date, payment amount, and
10 payment description.

11 (d) The number of active department employees by job
12 classification.

13 (e) Job specifications and wage rates.

14 Sec. 212. As a condition of receiving funds in part 1, within
15 14 days after the release of the executive budget recommendation,
16 the department shall cooperate with the state budget office to
17 provide the senate and house appropriations chairs, the chairs of
18 the senate and house appropriations subcommittees responsible for
19 the department budget, and the senate and house fiscal agencies
20 with an annual report on estimated state restricted fund balances,
21 state restricted fund projected revenues, and state restricted fund
22 expenditures for the fiscal years ending September 30, 2022 and
23 September 30, 2023.

24 Sec. 213. From the funds appropriated in part 1, the
25 department shall maintain, on a publicly accessible website, a
26 department scorecard that identifies, tracks, and regularly updates
27 key metrics that are used to monitor and improve the department's
28 performance.

29 Sec. 214. Total authorized appropriations from all sources

1 under part 1 for legacy costs for the fiscal year ending September
2 30, 2023 are estimated at \$13,385,100.00. From this amount, total
3 agency appropriations for pension-related legacy costs are
4 estimated at \$8,126,500.00. Total agency appropriations for retiree
5 health care legacy costs are estimated at \$5,258,600.00.

6 Sec. 215. From the funds appropriated in part 1, the
7 department shall provide through the internet the state board of
8 education agenda and all supporting documents, and shall notify the
9 state budget director and the senate and house fiscal agencies that
10 the agenda and supporting documents are available on the internet,
11 at the time the agenda and supporting documents are provided to
12 state board of education members.

13 Sec. 216. (1) On a quarterly basis, the department shall
14 report to the senate and house appropriations committees, the
15 senate and house appropriations subcommittees on the department
16 budget, and the senate and house fiscal agencies the following
17 information:

18 (a) The number of FTEs in pay status by type of staff and
19 civil service classification.

20 (b) A comparison by line item of the number of FTEs authorized
21 from funds appropriated in part 1 to the actual number of FTEs
22 employed by the department at the end of the reporting period.

23 (2) By March 1 of the current fiscal year, the department
24 shall report to the senate and house appropriations committees, the
25 senate and house appropriations subcommittees on the department
26 budget, and the senate and house fiscal agencies the following
27 information:

28 (a) Number of employees that were engaged in remote work in
29 2022.

1 (b) Number of employees authorized to work remotely and the
2 actual number of those working remotely in the current reporting
3 period.

4 (c) Estimated net cost savings achieved by remote work.

5 (d) Reduced use of office space associated with remote work.

6 Sec. 217. From the funds appropriated in part 1, the
7 department may assist the department of health and human services,
8 other departments, intermediate school districts, and local school
9 districts to secure reimbursement for eligible services provided in
10 Michigan schools from the federal Medicaid program. The department
11 may submit reports of direct expenses related to this effort to the
12 DHHS for reimbursement.

13 Sec. 218. If the state administrative board, acting under
14 section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount
15 appropriated under this article, the legislature may, by a
16 concurrent resolution adopted by a majority of the members elected
17 to and serving in each house, intertransfer funds within this
18 article for the particular department, board, commission, officer,
19 or institution.

20 Sec. 220. From the funds appropriated in part 1, the
21 department shall post on its website a link to the federal
22 Institute of Education Sciences' What Works Clearinghouse. The
23 department also shall work to disseminate knowledge about the What
24 Works Clearinghouse to districts and intermediate school districts
25 so that it may be used to improve reading proficiency for pupils in
26 grades K to 3.

27 Sec. 221. From the funds appropriated in part 1, the
28 department shall report no later than April 1 on each specific
29 policy change made to implement a public act affecting the

1 department that took effect during the prior calendar year to the
2 senate and house appropriations committees, the senate and house
3 subcommittees responsible for the department budget, the joint
4 committee on administrative rules, and the senate and house fiscal
5 agencies.

6 Sec. 222. Funds appropriated in part 1 shall not be used by
7 the department or departmental agency to take disciplinary action
8 against an employee of the department or departmental agency in the
9 state classified civil service because the employee communicates
10 with a member of the legislature or his or her staff, unless the
11 communication is prohibited by law and the department or
12 departmental agency taking disciplinary action is exercising its
13 authority as provided by law.

14 Sec. 223. The department and agencies receiving appropriations
15 in part 1 shall receive and retain copies of all reports funded
16 from appropriations in part 1. Federal and state guidelines for
17 short-term and long-term retention of records shall be followed.
18 The department may electronically retain copies of reports unless
19 otherwise required by federal and state guidelines.

20 Sec. 224. Appropriations in part 1 shall, to the extent
21 possible by the department, not be expended until all existing work
22 project authorization available for the same purposes is exhausted.

23 Sec. 225. (1) From the funds appropriated in part 1, the
24 department shall do all of the following:

25 (a) Report to the house and senate appropriations committees,
26 the house and senate fiscal agencies, the house and senate policy
27 offices, and the state budget office any amounts of severance pay
28 for the department director, deputy director, or other high-ranking
29 department officials not later than 14 days after a severance

1 agreement with the director or official is signed. The name of the
2 director or official and the amount of severance pay must be
3 included in the report required by this subdivision.

4 (b) Maintain an internet site that posts any severance pay in
5 excess of 6 weeks of wages, regardless of the position held by the
6 former department employee receiving severance pay.

7 (c) By February 1, report to the house and senate
8 appropriations subcommittees on the department budget, the house
9 and senate fiscal agencies, the house and senate policy offices,
10 and the state budget office on the total amount of severance pay
11 remitted to former department employees during the fiscal year
12 ending September 30, 2022 and the total number of former department
13 employees that were remitted severance pay during the fiscal year
14 ending September 30, 2022.

15 (2) As used in this section, "severance pay" means
16 compensation that is both payable or paid upon the termination of
17 employment and in addition to either wages or benefits earned
18 during the course of employment or generally applicable retirement
19 benefits.

20 Sec. 226. From the funds appropriated in part 1, the
21 department shall coordinate with the other departments to
22 streamline state services and resources, reduce duplication, and
23 increase efficiency. This includes, but is not limited to, working
24 with the department of treasury to coordinate with the financial
25 independence team and overseeing deficit districts and working with
26 the DHHS and department of licensing and regulatory affairs to
27 coordinate with early childhood programs and overseeing child care
28 providers.

29 Sec. 227. (1) Any department, agency, board, commission, or

1 public officer that receives funding under part 1 shall not:

2 (a) Require as a condition of accessing any facility or
3 receiving services that an individual provide proof that he or she
4 has received a COVID-19 vaccine except as provided by federal law
5 or as a condition of receiving federal Medicare or Medicaid
6 funding.

7 (b) Produce, develop, issue, or require a COVID-19 vaccine
8 passport.

9 (c) Develop a database or make any existing database publicly
10 available to access an individual's COVID-19 vaccine status by any
11 person, company, or governmental entity.

12 (d) Require as a condition of employment that an employee or
13 official provide proof that he or she has received a COVID-19
14 vaccine. This subdivision does not apply to any hospital,
15 congregate care facility, or other medical facility or any
16 hospital, congregate care facility, or other medical facility
17 operated by a local subdivision that receives federal Medicare or
18 Medicaid funding.

19 (2) A department, agency, board, commission, or public officer
20 may not subject any individual to any negative employment
21 consequence, retaliation, or retribution because of that
22 individual's COVID-19 vaccine status.

23 (3) Subsection (1) does not prohibit any person, department,
24 agency, board, commission, or public officer from transmitting
25 proof of an individual's COVID-19 vaccine status to any person,
26 company, or governmental entity, so long as the individual provides
27 affirmative consent.

28 (4) If a department, agency, board, commission, subdivision,
29 or official or public officer is required to establish a vaccine

1 policy due to a federal mandate, it must provide exemptions to any
2 COVID-19 vaccine policy to the following individuals:

3 (a) An individual for whom a physician certifies that a COVID-
4 19 vaccine is or may be detrimental to the individual's health or
5 is not appropriate.

6 (b) An individual who provides a written statement to the
7 effect that the requirements of the COVID-19 vaccine policy cannot
8 be met because of religious convictions or other consistently held
9 objection to immunization.

10 (5) As used in this section, "public officer" means a person
11 appointed by the governor or another executive department official
12 or an elected or appointed official of this state or a political
13 subdivision of this state.

14 Sec. 228. (1) As a condition of receiving appropriations in
15 part 1, in collaboration with the DHHS, the department shall
16 promote and support initiatives in schools and other educational
17 organizations that include, but are not limited to, training for
18 educators, teachers, and other personnel in school settings for all
19 of the following:

20 (a) Utilization of trauma-informed practices.

21 (b) Age-appropriate education and information on human
22 trafficking.

23 (c) Age-appropriate education and information on sexual abuse
24 prevention.

25 (2) Upon request by the department, the department of state
26 police and the department of attorney general shall consult in the
27 promotion and support of initiatives in schools and other
28 educational organizations under subsection (1).

29 Sec. 229. As a condition of receiving funds appropriated in

1 part 1, the department shall not submit federal accountability
2 plans or request amendments to federal accountability plans until
3 after notification of the content to both the house and senate
4 appropriations committees, house and senate fiscal agencies, and
5 the state budget director.

6 Sec. 230. From the funds appropriated in part 1, the
7 department shall compile a report that identifies any new mandates
8 required of nonpublic schools or the lack of any new mandates for
9 nonpublic schools. In compiling the report, the department may
10 consult with relevant statewide education associations in Michigan.
11 The report compiled by the department shall indicate the type of
12 mandate, including, but not limited to, student health, student or
13 building safety, accountability, and educational requirements, and
14 shall indicate whether a school has to report on the specified
15 mandates. The report required under this section shall be completed
16 by April 1, 2023 and transmitted to the state budget director, the
17 house and senate appropriations subcommittees responsible for the
18 department, and the senate and house fiscal agencies not later than
19 April 15, 2023.

20 Sec. 232. From the funds appropriated in part 1, the
21 department shall ensure that the most recently issued report of
22 regional in-demand occupations issued by the department of
23 technology, management, and budget is distributed in electronic or
24 paper form to all high schools in each school district,
25 intermediate school district, and public school academy.

26
27 **STATE BOARD OF EDUCATION/OFFICE OF THE SUPERINTENDENT**

28 Sec. 301. (1) The appropriations in part 1 may be used for per
29 diem payments to the state board for meetings at which a quorum is

1 present or for performing official business authorized by the state
2 board. The per diem payments shall be at a rate as follows:

3 (a) State board of education - president - \$110.00 per day.

4 (b) State board of education - member other than president -
5 \$100.00 per day.

6 (2) A state board of education member shall not be paid a per
7 diem for more than 30 days per year.

8 9 **SPECIAL EDUCATION SERVICES**

10 Sec. 350. From the funds in part 1 for special education
11 operations, the department shall use \$100,000.00 to design and
12 distribute to all parents and legal guardians of a student with a
13 disability information about federal and state mandates regarding
14 the rights and protections of students with disabilities,
15 including, but not limited to, individualized education programs to
16 ensure that parents and legal guardians are fully informed about
17 laws, rules, procedural safeguards, problem-solving options, and
18 any other information the department determines is necessary so
19 that parents and legal guardians may be able to provide meaningful
20 input in collaboration with districts to develop and implement an
21 individualized education program.

22 23 **MICHIGAN SCHOOLS FOR THE DEAF AND BLIND**

24 Sec. 401. From the funds appropriated in part 1, the employees
25 at the Michigan Schools for the Deaf and Blind who work on a
26 school-year basis are considered annual employees for purposes of
27 service credits, retirement, and insurance benefits.

28 Sec. 402. For each student enrolled at the Michigan Schools
29 for the Deaf and Blind, the department shall assess the

1 intermediate school district of residence 100% of the cost of
2 operating the student's instructional program. The amount shall
3 exclude room and board related costs and the cost of weekend
4 transportation between the school and the student's home.

5 Sec. 406. (1) From the funds appropriated in part 1, the
6 Michigan Schools for the Deaf and Blind may promote its residential
7 program as a possible appropriate option for children who are deaf
8 or hard of hearing or who are blind or visually impaired. The
9 Michigan Schools for the Deaf and Blind shall distribute
10 information detailing its services to all intermediate school
11 districts in this state.

12 (2) Upon knowledge of or recognition by an intermediate school
13 district that a child in the district is deaf or hard of hearing or
14 blind or visually impaired, the intermediate school district shall
15 provide to the parents of the child the literature distributed by
16 the Michigan Schools for the Deaf and Blind to intermediate school
17 districts under subsection (1).

18 (3) Parents will continue to have a choice regarding the
19 educational placement of their deaf or hard-of-hearing children.

20 Sec. 407. Revenue received by the Michigan Schools for the
21 Deaf and Blind from gifts, bequests, and donations that is
22 unexpended at the end of the state fiscal year may be carried over
23 to the succeeding fiscal year and shall not revert to the general
24 fund.

25 Sec. 408. (1) The funds appropriated in part 1 for the low
26 incidence outreach fund are appropriated from money collected by
27 the Michigan Schools for the Deaf and Blind and the low incidence
28 outreach program for providing qualified services and may be used
29 for any expenses necessary to provide the qualified services. Any

1 money that is unexpended at the end of the current fiscal year may
2 be carried forward into the succeeding fiscal year.

3 (2) As used in this section, "qualified services" means
4 document reproduction and services; conducting conferences,
5 workshops, and training classes; and providing specialized
6 equipment, facilities, and software.

7 Sec. 409. When conducting a due process hearing resulting from
8 a parent's appeal of his or her child's individualized education
9 program team's decision on the child's educational placement, a
10 state administrative law judge shall consider designating the
11 Michigan School for the Deaf as 1 of the options for the least
12 restrictive environment under federal law for the parent's child
13 who is deaf, deafblind, or hard of hearing.

14
15 **EDUCATOR EXCELLENCE**

16 Sec. 501. From the funds appropriated in part 1 for educator
17 excellence, the department shall maintain certificate
18 revocation/felony conviction files of educational personnel.

19 Sec. 502. The funds appropriated in part 1 for teacher license
20 renewals shall be used to implement a program to waive fees or
21 associated costs for former teachers whose teaching licenses have
22 expired.

23 Sec. 503. From the funds appropriated in part 1, the
24 department shall, upon request, consult with the Michigan Virtual
25 Learning Research Institute and external stakeholders in connection
26 with the department's implementation and administration of
27 professional development training described in section 35a of the
28 state school aid act of 1979, 1979 PA 94, MCL 388.1635a, including,
29 but not limited to, the online training of educators of pupils in

1 grades K to 3 described in that section.

2 Sec. 504. From the funds appropriated in part 1 for educator
3 recruitment and preparation programs, the department shall award
4 \$1,000,000.00 to districts for educator preparation program
5 tuition, program fees, testing fees, and substitute permit costs
6 for any individual employed in grades pre-k to 12 working toward
7 certification or an additional endorsement, and for program costs
8 associated with hands-on learning experiences for students in
9 grades 6 to 12 interested in the field of education, with
10 supervision and mentoring from educators who are champions of, and
11 committed to, the success of the profession.

12 Sec. 505. From the funds appropriated in part 1 for educator
13 recruitment and preparation programs, not less than \$190,000.00 and
14 not fewer than 1.0 FTE position is allocated for educator
15 recruitment and preparation programs. These amounts are in addition
16 to any funding and FTEs utilized for this purpose in the fiscal
17 year ending September 30, 2023.

18 Sec. 506. Revenue received from teacher testing fees that is
19 unexpended at the end of the current fiscal year may be carried
20 over to the succeeding fiscal year and shall not revert to the
21 general fund.

22 Sec. 507. From the funds appropriated in part 1, the
23 department shall adopt a teacher certification test that ensures
24 that all newly certified elementary teachers have the skills to
25 deliver evidence-based literacy instruction grounded in the science
26 of reading. The department may use teacher certification or teacher
27 testing fee revenue to the extent allowable under law to implement
28 this section, or may pass along increased testing fees to teachers
29 as allowable and appropriate.

SCHOOL SUPPORT SERVICES

Sec. 601. From the funds appropriated in part 1 for adolescent and school health, there is appropriated \$328,100.00 to replace federal funding reductions from the HHS - Centers for Disease Control and Prevention to the department and section 39a(2)(a) of the state school aid act of 1979, 1979 PA 94, MCL 388.1639a.

Sec. 602. (1) From the funds appropriated in part 1 for school board member training, the department shall approve 1 or more training programs for school board members that include courses of instruction for school board members in 1 or more of the following topic areas:

(a) Conflicts of interest, including, but not limited to, the application of section 1203 of the revised school code, 1976 PA 451, MCL 380.1203.

(b) Labor relations, including, but not limited to, in a school board's role in collective bargaining agreements, in 1947 PA 336, MCL 423.201 to 423.217, and in other laws related to employment.

(c) Education law, including, but not limited to, the revised school code, 1976 PA 451, MCL 380.1 to 380.1852, the state school aid act of 1979, 1979 PA 94, MCL 388.1601 to 388.1896, the open meetings act, 1976 PA 267, MCL 15.261 to 15.275, and 1937 (Ex Sess) PA 4, MCL 38.71 to 38.191, dealing with teacher tenure.

(d) School finance, including, but not limited to, the creation and management of school district budgets.

(e) Board governance, including, but not limited to, roles and responsibilities, parliamentary procedure, and best practices.

(2) Upon completion of an eligible training program, a school

1 board member may apply for reimbursement for the cost of the
2 eligible training program through the board member's local
3 district, up to \$100.00 per course. The department may determine
4 the form and manner of the application to reimburse the district
5 for the cost.

6 (3) The department must create a process for the provider of a
7 course in a topic listed in subsection (1) to apply to the
8 department to have the course approved and be eligible for a school
9 board member to be reimbursed for completing that course as
10 provided under subsection (2).

11 (4) As used in this section:

12 (a) "Eligible training program" means a training program that
13 is approved under subsection (1).

14 (b) "School board member" means a member of the board of a
15 school district or intermediate school district or a member of the
16 board of directors of a public school academy in this state.

17
18 **EDUCATIONAL SUPPORTS**

19 Sec. 701. (1) From the funds appropriated in part 1 for
20 educational supports, the department shall produce a report
21 detailing the progress made by districts with grades K to 12
22 receiving at-risk funding under section 31a of the state school aid
23 act of 1979, 1979 PA 94, MCL 388.1631a, in implementing multitiered
24 systems of supports in the prior school fiscal year for grades K to
25 12, and in providing reading intervention services described in
26 section 1280f of the revised school code, 1976 PA 451, MCL
27 380.1280f, for pupils in grades K to 12.

28 (2) The report described in subsection (1) shall include, at a
29 minimum:

1 (a) A description of the training, coaching, and technical
2 assistance offered by the department to districts to support the
3 implementation of effective multitiered systems of supports and
4 reading intervention programs.

5 (b) A list of districts determined by the department to have
6 successfully implemented multitiered systems of supports and
7 reading intervention programs.

8 (c) A list of best practices that the department has
9 identified that may be used by districts to implement multitiered
10 systems of supports and reading intervention programs.

11 (d) Other information the department determines would be
12 useful to understanding the status of districts' implementation of
13 effective multitiered systems of supports and reading intervention
14 programs.

15 (3) The department shall provide the report described in
16 subsection (1) to the state budget director, the house and senate
17 subcommittees that oversee the department and school aid budgets,
18 and the house and senate fiscal agencies by September 30, 2023.

19 Sec. 702. From the funds appropriated in part 1, there is
20 appropriated an amount not less than \$1,000,000.00 for
21 implementation costs associated with programs for early childhood
22 literacy funded under section 35a of the state school aid act of
23 1979, 1979 PA 94, MCL 388.1635a.

24
25 **LIBRARY OF MICHIGAN**

26 Sec. 801. (1) The funds appropriated in part 1 for library
27 fees are appropriated from money collected by the library of
28 Michigan for providing qualified services and may be used for any
29 expenses necessary to provide the qualified services. Any money

1 that is unexpended at the end of the current fiscal year may be
2 carried forward into the succeeding fiscal year.

3 (2) As used in this section, "qualified services" means
4 document reproduction and services; conducting conferences,
5 workshops, and training classes; and providing specialized
6 equipment, facilities, and software.

7 Sec. 802. (1) From the funds appropriated in part 1 for school
8 library pilot program, the department shall award library pilot
9 program grants to school districts headquartered in 4 counties. The
10 grants shall be used to contract for the administration of
11 libraries of a school district by a librarian with a public
12 librarian certificate issued by the library of Michigan. A grant to
13 a school district may not exceed \$10,000.00 per library facility. A
14 district must employ a certified school media specialist to be
15 eligible for this grant. The 4 counties that are eligible for
16 school districts to receive grants shall include:

17 (a) One county with a population between 600,000 and 700,000
18 according to the most recent federal decennial census.

19 (b) One county with a population between 10,500 and 11,000
20 according to the most recent federal decennial census.

21 (c) One county with a population between 400,000 and 500,000
22 according to the most recent federal decennial census.

23 (d) One county with a population between 154,000 and 155,000
24 according to the most recent federal decennial census.

25 (2) The department may contract with the Michigan library
26 association for assistance in administering the pilot program
27 provided for in subsection (1).

28 (3) A librarian providing contractual services under the pilot
29 program provided for in subsection (1) may not provide library or

1 educational services to a pupil unless the librarian has a valid
2 Michigan teaching certificate with a library of science
3 endorsement.

4 Sec. 803. (1) From the funds appropriated in part 1 for MPSERS
5 costs to libraries, \$31,000.00 shall be appropriated for payments
6 to participating district libraries for the purpose of offsetting a
7 portion of the retirement contributions owed by the participating
8 district library for the fiscal year in which the appropriation is
9 received.

10 (2) The amount allocated to each participating district
11 library shall be allocated by multiplying \$31,000.00 by each
12 participating district library's percentage of the total statewide
13 payroll for all participating district libraries.

14 (3) As used in this section:

15 (a) "District library" means a district library established
16 under the district library establishment act, 1989 PA 24, MCL
17 397.171 to 397.196.

18 (b) "Participating district library" means a district library
19 that is a reporting unit of the Michigan public school employees'
20 retirement system under the public school employees retirement act
21 of 1979, 1980 PA 300, MCL 38.1301 to 38.1437, and that reports
22 employees to the Michigan public school employees' retirement
23 system for the applicable fiscal year.

24 Sec. 804. (1) The funds appropriated in part 1 for renaissance
25 zone reimbursements shall be used to reimburse public libraries
26 under section 12 of the Michigan renaissance zone act, 1996 PA 376,
27 MCL 125.2692, for taxes levied in 2022. The allocations shall be
28 made not later than 60 days after the department of treasury
29 certifies to the department and to the state budget director that

1 the department of treasury has received all necessary information
2 to properly determine the amounts due to each eligible recipient.

3 (2) If the amount appropriated under this section is not
4 sufficient to fully pay obligations under this section, payments
5 shall be prorated on an equal basis among all eligible public
6 libraries.

7
8 **MICHIGAN OFFICE OF GREAT START**

9 Sec. 1001. (1) From the funds appropriated in part 1 for
10 before- and after-school programs, there is appropriated
11 \$750,000.00 for the department, in collaboration with indigenous
12 educators, tribal community members, colleges and universities, and
13 other key stakeholders, to design, implement, and evaluate
14 professional learning opportunities related to Indian residential
15 boarding schools, including, but not limited to, online modules for
16 educators.

17 (2) From the funds appropriated in part 1 for before- and
18 after-school programs, there is appropriated \$150,000.00 and 1.0
19 FTE position to provide administrative support to the legislative
20 liaison in the office of public and governmental affairs.

21 (3) From the funds appropriated in part 1 for before- and
22 after-school programs, the amount remaining after the disbursements
23 in subsections (1) and (2) shall be appropriated by the department
24 to continue awarding competitive grants as described in section
25 1001 of article 3 of 2021 PA 87.

26 Sec. 1002. From the funds appropriated in part 1, the
27 department shall ensure that the final child development and care
28 provider reimbursement rates are published on the department and
29 Great Start to Quality webpages.

1 Sec. 1003. (1) From the funds appropriated in part 1 for child
2 development and care contracted service, the department shall
3 provide the house and senate appropriations subcommittees on the
4 department budget with an annual report on all funding appropriated
5 to contracts for the early childhood comprehensive systems planning
6 by this state during the previous fiscal year. The report is due by
7 February 15 and must contain at least the following information:

8 (a) Total funding appropriated to contracts for the early
9 childhood comprehensive systems planning by the state during the
10 previous fiscal year.

11 (b) The amount of funding for each grant awarded.

12 (c) The grant recipients.

13 (d) The activities funded by each grant.

14 (e) An analysis of each grant recipient's success in
15 addressing the development of a comprehensive system of early
16 childhood services and supports.

17 (2) All department contracts for early childhood comprehensive
18 systems planning shall be bid out through a statewide request-for-
19 proposal process.

20 Sec. 1004. From the funds appropriated in part 1 for the
21 T.E.A.C.H. Early Childhood Michigan Scholarship Program, the
22 department shall ensure that \$5,000,000.00 is appropriated to the
23 T.E.A.C.H. Early Childhood Michigan Scholarship Program. The
24 program shall give preference to the following providers:

25 (a) Providers that currently have a great start to quality
26 star rating or are in the process to receive a star rating.

27 (b) Providers that are seeking to increase their great start
28 to quality star rating and are only restricted from receiving the
29 increased rating because they lack employees with the proper

1 education level.

2 Sec. 1007. (1) From the funds appropriated in part 1 for child
3 development and care - external support, the department shall
4 create progress reports that shall include, but are not limited to,
5 the following:

6 (a) Both the on-site and off-site activities that are intended
7 to improve child care provider quality and the number of times
8 those activities are performed by the licensing consultants.

9 (b) How many on-site visits a single licensing consultant has
10 made since the start of the current fiscal year.

11 (c) The types of on-site visits and the number of visits for
12 each type that a single consultant has made since the start of the
13 current fiscal year.

14 (d) The number of providers that have improved their quality
15 rating since the start of the current fiscal year compared to the
16 same time period in the preceding fiscal year, reported as the
17 number of providers in each regional prosperity zone.

18 (e) The types of activities that are intended to improve
19 licensing consultant performance and child care provider quality
20 and the number of times those activities are performed by the
21 managers and administrators.

22 (2) The progress reports shall be sent to the state budget
23 director, the house and senate subcommittees that oversee the
24 department, and the house and senate fiscal agencies by April 1,
25 2023 and September 30, 2023.

26 Sec. 1008. From the amount appropriated in part 1 for office
27 of great start operations, the department shall ensure efficient
28 service provisions to coordinate services provided to families for
29 home visits, reduce duplication of state services and spending, and

1 increase efficiencies including the home visits funded under
2 section 32p of the state school aid act of 1979, 1979 PA 94, MCL
3 388.1632p, and work with the DHHS as necessary.

4 Sec. 1009. (1) Except as otherwise provided in this section,
5 from the funds appropriated in part 1 for child development and
6 care public assistance, the income entrance eligibility threshold
7 for the child development and care program is set to not more than
8 185% of the federal poverty guidelines.

9 (2) If the average number of children under the total paid
10 children column, as reported by the DHHS child development and care
11 program Table 41 from the published DHHS Green Book, is more than
12 40,000 children for 3 consecutive months, then the department shall
13 do both of the following:

14 (a) As determined by the department, create a waiting list for
15 new children entering the child development and care program.

16 (b) Begin the administrative process to decrease the income
17 entrance eligibility threshold to not less than 160% of the federal
18 poverty guidelines for the following month.

19 (3) If the fiscal year average number of children under the
20 total paid children column, as reported by the DHHS child
21 development and care program Table 41 from the published DHHS Green
22 Book, is less than 32,000 children, then the department may
23 increase the income entrance eligibility threshold up to 200% of
24 the federal poverty guidelines.

25 Sec. 1010. As a condition of receiving funds in part 1, within
26 10 days of the receipt of changes to the federal child care and
27 development program, the department shall notify the house and
28 senate chairpersons of the appropriations subcommittees responsible
29 for the department budget, the house and senate fiscal agencies,

1 and the state budget director. The notification shall include, but
2 is not limited to:

3 (a) Changes to the federal matching award amount, including
4 the amount of state resources necessary to draw down the total
5 matching award.

6 (b) Changes to the amount of child care and development block
7 grant that is awarded to this state.

8 (c) Any significant changes to the federal requirements on the
9 child development and care program, indicating any new requirements
10 that would require the appropriation of additional dollars.

11 Sec. 1011. From the funds appropriated in part 1 for child
12 development and care public assistance, the department shall
13 implement a biweekly block reimbursement rate schedule through the
14 following block segments:

15 (a) The block segment for a biweekly block reimbursement rate
16 schedule for child care centers, group homes, and registered family
17 homes, for paid part-time hours between 1 to 30 hours, shall be
18 reimbursed at the hourly reimbursement rate.

19 (b) The block segment for a biweekly block reimbursement rate
20 schedule for child care centers, group homes, and registered family
21 homes, for paid part-time hours between 31 to 60 hours, shall be
22 reimbursed as 60 hours.

23 (c) The block segment for a biweekly block reimbursement rate
24 schedule for child care centers, group homes, and registered family
25 homes, for paid full-time hours between 61 to 80 hours, shall be
26 reimbursed as 80 hours.

27 (d) The block segment for a biweekly block reimbursement rate
28 schedule for child care centers, group homes, and registered family
29 homes, for paid full-time plus hours between 81 to 90 hours, shall

1 be reimbursed as 90 hours.

2 (e) The block segment for a biweekly block reimbursement rate
3 schedule for license exempt providers shall be reimbursed at their
4 current hourly reimbursement rates.

5 Sec. 1012. From the funds appropriated in part 1,
6 \$1,500,000.00 shall be for the department to work in collaboration
7 with DHHS to continue the network of infant and early childhood
8 mental health consultation, which provides mental health
9 consultation to child care providers.

10 Sec. 1013. (1) From the funds appropriated in part 1, the
11 department shall create a status report on the various child care
12 enhancements appropriated in fiscal year 2021-2022 that shall
13 include, but is not limited to, the following:

14 (a) The amount expended from the ARP - child care entitlement,
15 ARP - child care stabilization fund, ARP - child care stimulus,
16 child care award, and CRRSA - child care stimulus in fiscal year
17 2021-2022.

18 (b) The amount expended for each child care enhancement
19 program funded in sections 1012, 1022, 1023, 1024, 1025, 1026,
20 1027, and 1028 of article 3 of 2021 PA 87 in fiscal year 2021-2022.

21 (c) The number of providers that received a child care
22 stabilization grant and the total amount of the grants received by
23 provider type for each round of grants issued under section 1022 of
24 article 3 of 2021 PA 87.

25 (d) The number of child care employees that received a salary
26 enhancement under section 1024 of article 3 of 2021 PA 87.

27 (e) The number of providers that received assistance and the
28 type of assistance received from the technical and financial
29 support program created in section 1023 of article 3 of 2021 PA 87

1 in fiscal year 2021-2022.

2 (f) The number of infant and toddler slots that have been
3 contracted under section 1027 of article 3 of 2021 PA 87 in fiscal
4 year 2021-2022.

5 (g) The number of additional cases and the number of children
6 enrolled in child development and care above 160% of the federal
7 poverty guidelines and the total cost for those cases, per month,
8 in fiscal year 2021-2022.

9 (2) The report required under this section shall be completed
10 and transmitted to the state budget director, the house and senate
11 appropriations subcommittees responsible for the department of
12 education, and the senate and house fiscal agencies not later than
13 November 1, 2022.

14 Sec. 1101. (1) From the funds appropriated in part 1, the
15 department is allocated \$100.00 to do the following:

16 (a) Establish and lead a Michigan data analytics governing
17 board that ensures coordination across state agencies with
18 oversight by the department of technology, management, and budget.
19 This coordination must include, but is not limited to, the merging
20 of state sets from different state agencies to fulfill aggregate
21 data requests from policy makers, education, program providers, and
22 research institutions to provide for a better understanding of the
23 efficacy of state and local education and workforce development
24 activities.

25 (b) Create a portal, managed by the department of technology,
26 management, and budget, to establish a clear entry for aggregated
27 data requests and a repository of fulfilled requests that includes
28 clear rules for access to public state data.

29 (c) In collaboration with CEPI, expand the P-20 longitudinal

1 data system advisory council to include the following members:

2 (i) One representative who represents the interests of the
3 Michigan Education Research Institute (MERI).

4 (ii) Two directors who represent the interests of Michigan
5 Works!.

6 (iii) Three individuals who represent the interests of
7 businesses or industries.

8 (iv) Appointees appointed by the governor from a list of
9 nominees submitted by the speaker of the house of representatives
10 and senate majority leader.

11 (d) In collaboration with CEPI, expand the role of the P-20
12 longitudinal data system advisory council to see that it ensures
13 that data it receives are understood and used correctly, that
14 requests for aggregate data are delivered in a timely manner, and
15 that the data are used to inform state policy and appropriations.

16 (e) Improve and expand the grade K to age 16 data made
17 available through the MiSchoolData by expanding it to include pre-K
18 and making data more usable for research.

19 (f) Upgrade the state longitudinal data system, including, but
20 not limited to, upgrading back-end systems in local and state
21 agencies, establishing the capability to merge data sets for
22 individuals from birth to death, and ensuring data security and
23 privacy.

24 (g) Assign a unique identifier code to every individual in
25 this state at first engagement with state government, removing the
26 Social Security number as a primary identifier of individuals.

27 (h) Expand the Michigan unemployment insurance agency's form,
28 UC 1017, by adding all of the following in the requested
29 information portion of the form and require that the form is

1 collected at least twice annually with the first and third employer
2 filing:

3 (i) Job title.

4 (ii) Primary job location.

5 (iii) Hours worked.

6 (i) Upgrade the information technology for the department of
7 technology, management, and budget's analytic services.

8 (2) It is the intent of the legislature that funding will be
9 appropriated continually to increase the department of technology,
10 management, and budget's staff to manage the data system and
11 fulfill requests and that funding will be appropriated continually
12 for FTEs in state agencies who manage departmental or agency data,
13 including, but not limited to, the department, CEPI, the department
14 of labor and economic opportunity, the department of health and
15 human services, the department of corrections, and the department
16 of treasury.