

**SUBSTITUTE FOR
SENATE BILL NO. 853**

A bill to make appropriations for the department of education for the fiscal year ending September 30, 2019; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. There is appropriated for the department of
4 education for the fiscal year ending September 30, 2019, from the
5 following funds:

6 **DEPARTMENT OF EDUCATION**

7 APPROPRIATION SUMMARY

8 Full-time equated unclassified positions..... 6.0

9 Full-time equated classified positions..... 614.5

10 GROSS APPROPRIATION..... \$ 370,257,500

1	Interdepartmental grant revenues:	
2	Total interdepartmental grants and intradepartmental	
3	transfers	0
4	ADJUSTED GROSS APPROPRIATION.....	\$ 370,257,500
5	Federal revenues:	
6	Total federal revenues.....	268,516,800
7	Special revenue funds:	
8	Total local revenues.....	5,852,800
9	Total private revenues.....	2,035,800
10	Total local and private revenues.....	7,888,600
11	Total state restricted revenues.....	8,668,200
12	State general fund/general purpose.....	\$ 85,183,900
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..... 13.0	
17	State board of education, per diem payments.....	\$ 24,400
18	Unclassified positions--6.0 FTE positions.....	868,900
19	Education commission of the state.....	120,800
20	State board/superintendent operations--13.0 FTE	
21	positions	<u>2,634,000</u>
22	GROSS APPROPRIATION.....	\$ 3,648,100
23	Appropriated from:	
24	Federal revenues:	
25	Federal revenues.....	238,400
26	Special revenue funds:	
27	Private foundations.....	28,100

1	Certification fees.....		783,800
2	State general fund/general purpose.....	\$	2,597,800
3	Sec. 103. DEPARTMENTAL ADMINISTRATION AND SUPPORT		
4	Full-time equated classified positions.....	23.6	
5	Central support operations--23.6 FTE positions.....	\$	3,761,500
6	Worker's compensation.....		28,200
7	Property management.....		3,362,100
8	Training and orientation workshops.....		150,000
9	Terminal leave payments.....		353,300
10	Federal and private grants.....		<u>3,000,000</u>
11	GROSS APPROPRIATION.....	\$	10,655,100
12	Appropriated from:		
13	Federal revenues:		
14	Federal revenues.....		3,688,600
15	Federal indirect funds.....		2,480,200
16	Special revenue funds:		
17	Private foundations.....		1,000,000
18	Certification fees.....		411,500
19	Teacher testing fees.....		4,200
20	Training and orientation workshop fees.....		150,000
21	State general fund/general purpose.....	\$	2,920,600
22	Sec. 104. INFORMATION TECHNOLOGY SERVICES		
23	Information technology services and projects.....	\$	<u>4,287,500</u>
24	GROSS APPROPRIATION.....	\$	4,287,500
25	Appropriated from:		
26	Federal revenues:		
27	Federal revenues.....		630,900

1	Federal indirect funds.....	1,865,600
2	Special revenue funds:	
3	Certification fees.....	406,500
4	State general fund/general purpose.....	\$ 1,384,500
5	Sec. 105. SPECIAL EDUCATION SERVICES	
6	Full-time equated classified positions..... 47.0	
7	Special education operations--47.0 FTE positions.....	\$ <u>9,263,800</u>
8	GROSS APPROPRIATION.....	\$ 9,263,800
9	Appropriated from:	
10	Federal revenues:	
11	Federal revenues.....	8,678,800
12	Special revenue funds:	
13	Private foundations.....	110,100
14	Certification fees.....	45,300
15	State general fund/general purpose.....	\$ 429,600
16	Sec. 106. MICHIGAN SCHOOLS FOR THE DEAF AND BLIND	
17	Full-time equated classified positions..... 82.0	
18	Michigan schools for the deaf and blind	
19	operations--81.0 FTE positions.....	\$ 13,430,700
20	Camp Tuhsmeheeta--1.0 FTE position.....	297,600
21	Low incidence outreach program.....	750,000
22	Private gifts - blind.....	200,000
23	Private gifts - deaf.....	<u>150,000</u>
24	GROSS APPROPRIATION.....	\$ 14,828,300
25	Appropriated from:	
26	Federal revenues:	
27	Federal revenues.....	7,484,600

1	Special revenue funds:		
2	Local cost sharing (schools for deaf/blind)		5,852,800
3	Gifts, bequests, and donations		647,600
4	Low incidence outreach fund		750,000
5	Student insurance revenue		93,300
6	State general fund/general purpose	\$	0
7	Sec. 107. PROFESSIONAL PREPARATION SERVICES		
8	Full-time equated classified positions	33.0	
9	Professional preparation operations--33.0 FTE		
10	positions	\$	<u>5,569,800</u>
11	GROSS APPROPRIATION	\$	5,569,800
12	Appropriated from:		
13	Federal revenues:		
14	Federal revenues		1,471,600
15	Special revenue funds:		
16	Certification fees		3,678,000
17	Teacher testing fees		193,300
18	State general fund/general purpose	\$	226,900
19	Sec. 108. MICHIGAN OFFICE OF GREAT START		
20	Full-time equated classified positions	66.0	
21	Michigan office of great start operations--65.0 FTE		
22	positions	\$	28,246,200
23	Head start collaboration office--1.0 FTE position		313,700
24	Child development and care external support		28,749,600
25	Child development and care public assistance		<u>173,046,100</u>
26	GROSS APPROPRIATION	\$	230,355,600
27	Appropriated from:		

1	Federal revenues:	
2	Federal revenues.....	188,708,400
3	Special revenue funds:	
4	Private foundations.....	250,000
5	Certification fees.....	64,600
6	State general fund/general purpose.....	\$ 41,332,600
7	Sec. 109. STATE AID AND SCHOOL FINANCE SERVICES	
8	Full-time equated classified positions..... 11.5	
9	State aid and school finance operations--11.5 FTE	
10	positions	\$ <u>1,671,500</u>
11	GROSS APPROPRIATION.....	\$ 1,671,500
12	Appropriated from:	
13	State general fund/general purpose.....	\$ 1,671,500
14	Sec. 110. AUDIT SERVICES	
15	Full-time equated classified positions..... 4.5	
16	Audit operations--4.5 FTE positions.....	\$ <u>624,700</u>
17	GROSS APPROPRIATION.....	\$ 624,700
18	Appropriated from:	
19	Federal revenues:	
20	Federal indirect funds.....	496,600
21	Special revenue funds:	
22	Certification fees.....	62,900
23	State general fund/general purpose.....	\$ 65,200
24	Sec. 111. ADMINISTRATIVE LAW SERVICES	
25	Full-time equated classified positions..... 2.0	
26	Administrative law operations--2.0 FTE positions	\$ <u>1,392,900</u>
27	GROSS APPROPRIATION.....	\$ 1,392,900

1	Appropriated from:	
2	Federal revenues:	
3	Federal revenues.....	573,800
4	Special revenue funds:	
5	Certification fees.....	717,400
6	State general fund/general purpose.....	\$ 101,700
7	Sec. 112. ACCOUNTABILITY SERVICES	
8	Full-time equated classified positions.....	64.6
9	Accountability services operations--64.6 FTE positions	\$ <u>14,828,600</u>
10	GROSS APPROPRIATION.....	\$ 14,828,600
11	Appropriated from:	
12	Federal revenues:	
13	Federal revenues.....	12,652,400
14	State general fund/general purpose.....	\$ 2,176,200
15	Sec. 113. SCHOOL SUPPORT SERVICES	
16	Full-time equated classified positions.....	83.6
17	School support services operations--83.6 FTE positions	\$ <u>17,238,900</u>
18	GROSS APPROPRIATION.....	\$ 17,238,900
19	Appropriated from:	
20	Federal revenues:	
21	Federal revenues.....	14,690,300
22	Special revenue funds:	
23	Commodity distribution fees.....	71,700
24	Certification fees.....	87,600
25	State general fund/general purpose.....	\$ 2,389,300
26	Sec. 114. FIELD SERVICES	
27	Full-time equated classified positions.....	47.0

1	Field services operations--47.0 FTE positions	\$	<u>9,494,900</u>
2	GROSS APPROPRIATION.....	\$	9,494,900
3	Appropriated from:		
4	Federal revenues:		
5	Federal revenues.....		8,722,200
6	Special revenue funds:		
7	Certification fees.....		37,300
8	State general fund/general purpose.....	\$	735,400
9	Sec. 115. EDUCATIONAL IMPROVEMENT AND INNOVATION		
10	SERVICES		
11	Full-time equated classified positions.....		44.7
12	Educational improvement and innovation		
13	operations--44.7 FTE positions.....	\$	<u>9,090,000</u>
14	GROSS APPROPRIATION.....	\$	9,090,000
15	Appropriated from:		
16	Federal revenues:		
17	Federal revenues.....		5,942,100
18	Special revenue funds:		
19	Certification fees.....		565,100
20	State general fund/general purpose.....	\$	2,582,800
21	Sec. 116. CAREER AND TECHNICAL EDUCATION		
22	Full-time equated classified positions.....		29.0
23	Career and technical education operations--29.0 FTE		
24	positions	\$	<u>5,312,900</u>
25	GROSS APPROPRIATION.....	\$	5,312,900
26	Appropriated from:		
27	Federal revenues:		

1	Federal revenues.....		3,944,400
2	State general fund/general purpose.....	\$	1,368,500
3	Sec. 117. LIBRARY OF MICHIGAN		
4	Full-time equated classified positions.....	33.0	
5	Library of Michigan operations--31.0 FTE positions ...	\$	4,900,200
6	Library services and technology program--1.0 FTE		
7	position		5,611,400
8	State aid to libraries.....		12,067,700
9	Michigan eLibrary.....		1,757,900
10	Renaissance zone reimbursements.....		<u>2,500,000</u>
11	GROSS APPROPRIATION.....	\$	26,837,200
12	Appropriated from:		
13	Federal revenues:		
14	IMLS, library services and technology act		5,611,400
15	Special revenue funds:		
16	Library fees.....		300,000
17	State general fund/general purpose.....	\$	20,925,800
18	Sec. 118. EDUCATOR TALENT AND POLICY COORDINATION		
19	Full-time equated classified positions.....	17.0	
20	Educator talent and policy coordination		
21	operations--17.0 FTE positions.....	\$	<u>2,652,700</u>
22	GROSS APPROPRIATION.....	\$	2,652,700
23	Appropriated from:		
24	Federal revenues:		
25	Federal revenues.....		636,500
26	Special revenue funds:		
27	Certification fees.....		245,600

1	State general fund/general purpose	\$	1,770,600
2	Sec. 119. PARTNERSHIP DISTRICT SUPPORT		
3	Full-time equated classified positions	13.0	
4	Partnership district support operations--13.0 FTE		
5	positions	\$	<u>2,504,900</u>
6	GROSS APPROPRIATION	\$	2,504,900
7	Appropriated from:		
8	State general fund/general purpose	\$	2,504,900
9	Sec. 120. ONE-TIME BASIS ONLY APPROPRIATIONS		
10	Drinking water declaration of emergency	\$	<u>100</u>
11	GROSS APPROPRIATION	\$	100
12	Appropriated from:		
13	Federal revenues:		
14	Special revenue funds:		
15	Water declaration of emergency reserve fund		100
16	State general fund/general purpose	\$	0

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2018-2019

GENERAL SECTIONS

21 Sec. 201. Pursuant to section 30 of article IX of the state
 22 constitution of 1963, total state spending from state resources
 23 under part 1 for fiscal year 2018-2019 is \$93,852,100.00 and state
 24 spending from state resources to be paid to local units of
 25 government for fiscal year 2018-2019 is \$14,567,700.00. The

1 itemized statement below identifies appropriations from which
 2 spending to local units of government will occur:

3 DEPARTMENT OF EDUCATION

4	State aid to libraries.....	\$	12,067,700
5	Renaissance zone reimbursements.....		<u>2,500,000</u>
6	Total department of education.....	\$	14,567,700

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

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

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

12 (b) "District" means a local school district as that term is
 13 defined in section 6 of the revised school code, 1976 PA 451, MCL
 14 380.6, or a public school academy as that term is defined in
 15 section 5 of the revised school code, 1976 PA 451, MCL 380.5.

16 (c) "FTE" means full-time equated.

17 (d) "IDG" means interdepartmental grant.

18 Sec. 204. The departments and agencies receiving
 19 appropriations in part 1 shall use the internet to fulfill the
 20 reporting requirements of this part. This requirement may include
 21 transmission of reports via electronic mail to the recipients
 22 identified for each reporting requirement, or it may include
 23 placement of reports on an internet or intranet site.

24 Sec. 205. Funds appropriated in part 1 shall not be used for
 25 the purchase of foreign goods or services, or both, if
 26 competitively priced and of comparable quality American goods or
 27 services, or both, are available. Preference shall be given to

1 goods or services, or both, manufactured or provided by Michigan
2 businesses, if they are competitively priced and of comparable
3 quality. In addition, preference should be given to goods or
4 services, or both, that are manufactured or provided by Michigan
5 businesses owned and operated by veterans, if they are
6 competitively priced and of comparable quality.

7 Sec. 206. The state superintendent of public instruction shall
8 take all reasonable steps to ensure businesses in deprived and
9 depressed communities compete for and perform contracts to provide
10 services or supplies, or both. The state superintendent of public
11 instruction shall strongly encourage firms with which the
12 department contracts to subcontract with certified businesses in
13 depressed and deprived communities for services, supplies, or both.

14 Sec. 207. The departments and agencies receiving
15 appropriations in part 1 shall prepare a report on out-of-state
16 travel expenses not later than January 1 of each year. The travel
17 report shall be a listing of all travel by classified and
18 unclassified employees outside this state in the immediately
19 preceding fiscal year that was funded in whole or in part with
20 funds appropriated in the department's budget. The report shall be
21 submitted to the senate and house appropriations committees, the
22 house and senate fiscal agencies, and the state budget director.
23 The report must include the following information:

24 (a) The dates of each travel occurrence.

25 (b) The transportation and related costs of each travel
26 occurrence, including the proportion funded with state general
27 fund/general purpose revenues, the proportion funded with state

1 restricted revenues, the proportion funded with federal revenues,
2 and the proportion funded with other revenues.

3 Sec. 208. Funds appropriated in part 1 shall not be used by a
4 principal executive department, state agency, or authority to hire
5 a person to provide legal services that are the responsibility of
6 the attorney general. This prohibition does not apply to legal
7 services for bonding activities and for those outside services that
8 the attorney general authorizes.

9 Sec. 209. Not later than November 30, the state budget office
10 shall prepare and transmit a report that provides for estimates of
11 the total general fund/general purpose appropriation lapses at the
12 close of the prior fiscal year. This report shall summarize the
13 projected year-end general fund/general purpose appropriation
14 lapses by major departmental program or program areas. The report
15 shall be transmitted to the chairpersons of the senate and house
16 appropriations committees and the senate and house fiscal agencies.

17 Sec. 210. (1) In addition to the funds appropriated in part 1,
18 there is appropriated an amount not to exceed \$10,000,000.00 for
19 federal contingency funds. These funds are not available for
20 expenditure until they have been transferred to another line item
21 in part 1 under section 393(2) of the management and budget act,
22 1984 PA 431, MCL 18.1393.

23 (2) In addition to the funds appropriated in part 1, there is
24 appropriated an amount not to exceed \$700,000.00 for state
25 restricted contingency funds. These funds are not available for
26 expenditure until they have been transferred to another line item
27 in part 1 under section 393(2) of the management and budget act,

1 1984 PA 431, MCL 18.1393.

2 (3) In addition to the funds appropriated in part 1, there is
3 appropriated an amount not to exceed \$250,000.00 for local
4 contingency funds. These funds are not available for expenditure
5 until they have been transferred to another line item in part 1
6 under section 393(2) of the management and budget act, 1984 PA 431,
7 MCL 18.1393.

8 (4) In addition to the funds appropriated in part 1, there is
9 appropriated an amount not to exceed \$3,000,000.00 for private
10 contingency funds. These funds are not available for expenditure
11 until they have been transferred to another line item in part 1
12 under section 393(2) of the management and budget act, 1984 PA 431,
13 MCL 18.1393.

14 Sec. 211. The department shall cooperate with the department
15 of technology, management, and budget to maintain a searchable
16 website accessible by the public at no cost that includes, but is
17 not limited to, all of the following for each department or agency:

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

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

20 (c) Fiscal year-to-date payments to a selected vendor,
21 including the vendor name, payment date, payment amount, and
22 payment description.

23 (d) The number of active department employees by job
24 classification.

25 (e) Job specifications and wage rates.

26 Sec. 212. Within 14 days after the release of the executive
27 budget recommendation, the department shall cooperate with the

1 state budget office to provide the senate and house appropriations
2 chairs, the chairs of the senate and house appropriations
3 subcommittees responsible for the department budget, and the senate
4 and house fiscal agencies with an annual report on estimated state
5 restricted fund balances, state restricted fund projected revenues,
6 and state restricted fund expenditures for the fiscal years ending
7 September 30, 2018 and September 30, 2019.

8 Sec. 213. The department shall maintain, on a publicly
9 accessible website, a department scorecard that identifies, tracks,
10 and regularly updates key metrics that are used to monitor and
11 improve the department's performance.

12 Sec. 214. Total authorized appropriations from all sources
13 under part 1 for legacy costs for the fiscal year ending September
14 30, 2019 are estimated at \$15,595,300.00. From this amount, total
15 agency appropriations for pension-related legacy costs are
16 estimated at \$7,189,700.00. Total agency appropriations for retiree
17 health care legacy costs are estimated at \$8,405,600.00.

18 Sec. 215. The department shall provide through the internet
19 the state board of education agenda and all supporting documents,
20 and shall notify the state budget director and the senate and house
21 fiscal agencies that the agenda and supporting documents are
22 available on the internet, at the time the agenda and supporting
23 documents are provided to state board of education members.

24 Sec. 217. The department may assist the department of health
25 and human services, other departments, and local school districts
26 to secure reimbursement for eligible services provided in Michigan
27 schools from the federal Medicaid program. The department may

1 submit reports of direct expenses related to this effort to the
2 department of health and human services for reimbursement.

3 Sec. 219. From the funds appropriated in part 1, the
4 department shall ensure that kindergarten benchmark data include a
5 method for information to be provided regarding a child's
6 participation in the great start readiness program.

7 Sec. 220. The department shall post on its website a link to
8 the federal Institute of Education Sciences' What Works
9 Clearinghouse. The department also shall work to disseminate
10 knowledge about the What Works Clearinghouse to districts and
11 intermediate districts so that it may be used to improve reading
12 proficiency for pupils in grades K to 3.

13 Sec. 221. The department shall require all districts and
14 intermediate school districts to maintain complete records within
15 the personnel file of a teacher or school employee of any
16 disciplinary actions taken by the governing board against the
17 teacher or employee for sexual misconduct. The records shall not be
18 destroyed or removed from the teacher's or employee's personnel
19 file except as required by a court order.

20 Sec. 222. The department shall not take disciplinary action
21 against an employee who communicates truthfully and factually with
22 a member of the legislature or his or her staff.

23 Sec. 223. The department and agencies receiving appropriations
24 in part 1 shall receive and retain copies of all reports funded
25 from appropriations in part 1. Federal and state guidelines for
26 short-term and long-term retention of records shall be followed.
27 The department may electronically retain copies of reports unless

1 otherwise required by federal and state guidelines.

2 Sec. 225. (1) The department shall do all of the following:

3 (a) Not later than October 1, 2018, send districts and post on
4 its publicly accessible website a list of the grants available in
5 the current state fiscal year under article I of the state school
6 aid act of 1979, 1979 PA 94, MCL 388.1601 to 388.1772.

7 (b) Not later than November 1, 2018, open the grant
8 application process status for grant funds appropriated in the
9 current state fiscal year under article I of the state school aid
10 act of 1979, 1979 PA 94, MCL 388.1601 to 388.1772.

11 (c) Not later than December 1, 2018, award all grants.

12 (2) If the department fails to comply with subdivision (a),
13 (b), or (c), the state money appropriated in part 1 for state
14 board/superintendent operations shall be reduced by 1%.

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

24 Sec. 227. (1) The department shall provide data requested by a
25 member of the legislature, his or her staff, or the house and
26 senate fiscal agencies in a timely manner. If the department fails
27 to provide reasonably requested data within 30 days after the

1 request, the state money appropriated in part 1 for state
2 board/superintendent operations shall be reduced by 1%.

3 (2) If the department fails to provide to the legislature
4 reports and other data required by boilerplate or statute within 30
5 days after the date the information is due, the state money
6 appropriated in part 1 for state board/superintendent operations
7 shall be reduced by 1%.

8 Sec. 229. The department shall not enter into a contract
9 funded under part 1 that exceeds \$1,000,000.00, submit federal
10 accountability plans, or request amendments to federal
11 accountability plans until after notification of the content to
12 both the house and senate appropriations committees and the state
13 budget director.

14 Sec. 230. From the funds appropriated in part 1, the
15 department shall compile a report that identifies any new, or lack
16 thereof, mandates required of nonpublic schools. In compiling the
17 report, the department may consult with relevant statewide
18 education associations in Michigan. The report compiled by the
19 department shall indicate the type of mandate, including, but not
20 limited to, student health, student or building safety,
21 accountability, and educational requirements, and shall indicate
22 whether a school has to report on the specified mandates. The
23 report required under this section shall be completed by April 1,
24 2019 and transmitted to the state budget director, the house and
25 senate appropriations subcommittees responsible for the department
26 of education, and the senate and house fiscal agencies not later
27 than April 15, 2019.

STATE BOARD OF EDUCATION/OFFICE OF THE SUPERINTENDENT

Sec. 301. (1) The appropriations in part 1 may be used for per diem payments to the state board for meetings at which a quorum is present or for performing official business authorized by the state board. The per diem payments shall be at a rate as follows:

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

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

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

Sec. 302. From the amount appropriated in part 1 to the state board of education, not more than \$35,000.00 shall be expended in the current fiscal year for in-state travel and out-of-state travel directly related to the duties of the state board of education.

CENTRAL SUPPORT

Sec. 325. Within 10 days of the receipt of a grant appropriated in the federal and private grants line item in part 1, the department shall notify the house and senate chairpersons of the appropriations subcommittees responsible for the department budget, the house and senate fiscal agencies, and the state budget director of the receipt of the grant, including the funding source, purpose, and amount of the grant.

SPECIAL EDUCATION SERVICES

Sec. 350. From the funds in part 1 for special education operations, the department shall perform the following activities:

1 (a) Design and distribute to all parents and legal guardians
2 of a student with a disability information about federal and state
3 mandates regarding the rights and protections of students with
4 disabilities, including, but not limited to, individualized
5 education programs to ensure that parents and legal guardians are
6 fully informed about laws, rules, procedural safeguards, problem-
7 solving options, and any other information the department
8 determines is necessary so that parents and legal guardians may be
9 able to provide meaningful input in collaboration with districts to
10 develop and implement an individualized education program.

11 (b) Train mediators who are knowledgeable about the dispute
12 resolution system and state and federal mandates pertaining to the
13 rights and protections of students with disabilities outlined in
14 the federal individuals with disabilities education act, 20 USC
15 1400 to 1482, and the Michigan administrative rules for special
16 education programs and services, R 340.1701 to R 340.1862 of the
17 Michigan Administrative Code. This annual training will include
18 coursework, resources, and materials.

19 **MICHIGAN SCHOOLS FOR THE DEAF AND BLIND**

20 Sec. 401. The employees at the Michigan Schools for the Deaf
21 and Blind who work on a school-year basis are considered annual
22 employees for purposes of service credits, retirement, and
23 insurance benefits.

24 Sec. 402. For each student enrolled at the Michigan Schools
25 for the Deaf and Blind, the department shall assess the
26 intermediate school district of residence 100% of the cost of

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

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

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

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

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

23 Sec. 408. (1) The funds appropriated in part 1 for the low
24 incidence outreach fund are appropriated from money collected by
25 the Michigan Schools for the Deaf and Blind and the low incidence
26 outreach program for providing qualified services and may be used
27 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 Schools for the Deaf and Blind as the least restrictive
12 environment under federal law for the parent's child who is deaf,
13 deafblind, or hard of hearing.

14 **PROFESSIONAL PREPARATION SERVICES**

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

19 Sec. 502. The department shall authorize teacher preparation
20 institutions to provide an alternative program by which up to 1/2
21 of the required student internship or student teaching credits may
22 be earned through substitute teaching. The department shall require
23 that teacher preparation institutions collaborate with school
24 districts to ensure that the quality of instruction provided to
25 student teachers is comparable to that required in a traditional
26 student teaching program.

1 Sec. 503. From the funds appropriated in part 1, the
2 department shall, upon request, consult with the Michigan Virtual
3 Research Institute and external stakeholders in connection with the
4 department's implementation and administration of professional
5 development training described in section 35a of the state school
6 aid act of 1979, 1979 PA 94, MCL 388.1635a, including, but not
7 limited to, the online training of educators of pupils in grades K
8 to 3 described in that section.

9 Sec. 506. Revenue received from teacher testing fees that is
10 unexpended at the end of the current fiscal year may be carried
11 over to the succeeding fiscal year and shall not revert to the
12 general fund.

13 Sec. 507. From the funds appropriated in part 1, the
14 department shall adopt a teacher certification test that ensures
15 that all newly certified elementary teachers have the skills to
16 deliver evidence-based literacy instruction. The department may use
17 teacher certification or teacher testing fee revenue to the extent
18 allowable under law to implement this section, or may pass along
19 increased testing fees to teachers as allowable and appropriate.

20 Sec. 508. (1) From the funds appropriated in part 1, the
21 department shall create the Michigan teacher council within the
22 department for the following purposes:

23 (a) Provide feedback to the superintendent of public
24 instruction, the state board, and the legislature on initiatives
25 that it considers critical to the development of attracting,
26 preparing, and retaining teachers.

27 (b) Provide guidance on best practices for developing the

1 profession of teaching, including, but not limited to, effective
2 preparation and compensation, and for creating the best teacher
3 infrastructure to serve this state.

4 (c) Provide advice to the governor and the legislature on
5 subjects regarding public education, including, but not limited to,
6 building a model for teacher compensation, rewarding teachers for
7 exemplary service, making the teaching profession an attractive
8 option for prospective educators, and instituting practices that
9 help retain quality teachers in the classroom.

10 (2) The council shall consist of the following members:

11 (a) Two members who are participating in a higher education
12 teacher preparation program, appointed by the governor.

13 (b) Four members who are public school teachers in this state,
14 each appointed by the majority and minority leaders of the house
15 and senate.

16 (c) One member appointed by the superintendent of public
17 instruction nominated by the Michigan Education Association.

18 (d) One member appointed by the superintendent of public
19 instruction nominated by the American Federation of Teachers.

20 (e) Three members appointed by the superintendent of public
21 instruction nominated from a school management organization, a
22 nonprofit organization that engages in teacher and education
23 research, and a superintendent of a school district.

24 (3) Members shall be appointed to the council within 90 days
25 after the effective date of the bill and shall serve for 4 years or
26 until a successor is appointed. Vacancies shall be replaced in the
27 same manner as the original appointment.

(4) At the first meeting the council shall elect a chairperson, and the council shall meet at least quarterly, and more frequently if called for by the chairperson or a majority of the members. A majority of members is required for a quorum. All meetings shall be held in compliance with the open meetings act, 1976 PA 267, MCL 15.261 to 15.275. All writings prepared, owned, used, and in the possession of the council are subject to the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246. Members shall not be compensated for their service, but may be reimbursed for their actual and necessary expenses incurred in the performance of their duties on the council.

SCHOOL SUPPORT SERVICES

Sec. 601. From the funds appropriated in part 1, there is appropriated an amount not to exceed \$1,000,000.00 for implementation costs associated with programs for early childhood literacy funded under section 35a of the state school aid act of 1979, 1979 PA 94, MCL 388.1635a.

Sec. 602. From the funds appropriated in part 1, there is appropriated \$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.

FIELD SERVICES

Sec. 701. (1) From the funds appropriated in part 1 for field services operations, the department shall produce a report

1 detailing the progress made by districts with grades K to 3
2 receiving at-risk funding under section 31a of the state school aid
3 act of 1979, 1979 PA 94, MCL 388.1631a, in implementing multitiered
4 systems of supports in the prior school fiscal year for grades 4 to
5 8, and in providing reading intervention services described in
6 section 1280f of the revised school code, 1976 PA 451, MCL
7 380.1280f, for pupils in grades K to 3.

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

10 (a) A description of the training, coaching, and technical
11 assistance offered by the department to districts to support the
12 implementation of effective multitiered systems of supports and
13 reading intervention programs.

14 (b) A list of districts determined by the department to have
15 successfully implemented multitiered systems of supports and
16 reading intervention programs.

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

20 (d) Other information the department determines would be
21 useful to understanding the status of districts' implementation of
22 effective multitiered systems of supports and reading intervention
23 programs.

24 (3) The department shall provide the report described in
25 subsection (1) to the state budget director, the house and senate
26 subcommittees that oversee the department of education and school
27 aid budgets, and the house and senate fiscal agencies by September

1 30, 2019.

2 **LIBRARY OF MICHIGAN**

3 Sec. 801. (1) The funds appropriated in part 1 for library
4 fees are appropriated from money collected by the Library of
5 Michigan for providing qualified services and may be used for any
6 expenses necessary to provide the qualified services. Any money
7 that is unexpended at the end of the current fiscal year may be
8 carried forward into the succeeding fiscal year.

9 (2) As used in this section, "qualified services" means
10 document reproduction and services; conducting conferences,
11 workshops, and training classes; and providing specialized
12 equipment, facilities, and software.

13 Sec. 803. It is the intent of the legislature that the Library
14 of Michigan and the component programs currently within the Library
15 of Michigan with the exception of the genealogical collections
16 shall be kept together in a state department.

17 Sec. 804. (1) The funds appropriated in part 1 for renaissance
18 zone reimbursements shall be used to reimburse public libraries
19 under section 12 of the Michigan renaissance zone act, 1996 PA 376,
20 MCL 125.2692, for taxes levied in 2018. The allocations shall be
21 made not later than 60 days after the department of treasury
22 certifies to the department and to the state budget director that
23 the department of treasury has received all necessary information
24 to properly determine the amounts due to each eligible recipient.

25 (2) If the amount appropriated under this section is not
26 sufficient to fully pay obligations under this section, payments

1 shall be prorated on an equal basis among all eligible public
2 libraries.

3 **MICHIGAN OFFICE OF GREAT START**

4 Sec. 1002. (1) From the funds appropriated in part 1 for child
5 development and care public assistance, there is allocated
6 \$10,650,000.00 for the following purposes:

7 (a) To increase the provider reimbursement rates for child
8 care centers under the following guidelines:

9 (i) Increase the reimbursement rate for child care center
10 providers with an empty star rating by \$0.50 per hour for each
11 child.

12 (ii) Increase the reimbursement rate for child care center
13 providers with a 1-star rating by \$0.50 per hour for each child.

14 (iii) Increase the reimbursement rate for child care center
15 providers with a 2-star rating by \$0.25 per hour for each child.

16 (b) To increase the provider reimbursement rates for group
17 home providers under the following guidelines:

18 (i) Increase the reimbursement rate for group home providers
19 with an empty star rating by \$0.50 per hour for each child.

20 (ii) Increase the reimbursement rate for group home providers
21 with a 1-star rating by \$0.50 per hour for each child.

22 (iii) Increase the reimbursement rate for group home providers
23 with a 2-star rating by \$0.25 per hour for each child.

24 (c) To increase the provider reimbursement rates for
25 registered family homes under the following guidelines:

26 (i) Increase the reimbursement rate for registered family home

1 providers with an empty star rating by \$0.50 per hour for each
2 child.

3 (ii) Increase the reimbursement rate for registered family
4 home providers with a 1-star rating by \$0.50 per hour for each
5 child.

6 (iii) Increase the reimbursement rate for registered family
7 home providers with a 2-star rating by \$0.25 per hour for each
8 child.

9 (d) To increase the provider reimbursement rate for unlicensed
10 providers with a tier 1 rating by \$0.50 per hour for each child.

11 (2) The department shall ensure that the final provider
12 reimbursement rates determined under this section are published on
13 the department and great start to quality webpages by the date that
14 the new rates take effect.

15 Sec. 1003. (1) The department shall provide the house and
16 senate appropriations subcommittees on the department budget with
17 an annual report on all funding appropriated to the Early Childhood
18 Investment Corporation by this state during the previous fiscal
19 year. The report is due by February 15 and must contain at least
20 the following information:

21 (a) Total funding appropriated to the Early Childhood
22 Investment Corporation by the state during the previous fiscal
23 year.

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

25 (c) The grant recipients.

26 (d) The activities funded by each grant.

27 (e) An analysis of each grant recipient's success in

1 addressing the development of a comprehensive system of early
2 childhood services and supports.

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

6 Sec. 1004. From the funds appropriated in part 1, the office
7 of great start operations shall ensure that \$5,000,000.00 is
8 appropriated to the TEACH scholarship program. The program shall
9 give preference to the following providers:

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

12 (b) Providers that are seeking to increase their great start
13 to quality star rating and are only restricted from receiving the
14 increased rating because they lack employees with the proper
15 education level.

16 Sec. 1005. From the funds appropriated in part 1 for the child
17 development and care external support, the department shall work
18 with the department of licensing and regulatory affairs to provide
19 fingerprinting services and background checks of employees of child
20 care providers as required under the terms of the federal child
21 care and development block grant.

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

26 (a) Both the on-site and off-site activities that are intended
27 to improve child care provider quality and the number of times

1 those activities are performed by the licensing consultants.

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

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

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

11 (e) The types of activities that are intended to improve
12 licensing consultant performance and child care provider quality
13 and the number of times those activities are performed by the
14 managers and administrators.

15 (2) The progress reports shall be sent to the state budget
16 director, the house and senate subcommittees that oversee the
17 department of education, and the house and senate fiscal agencies
18 by April 1, 2019 and September 30, 2019.

19 Sec. 1008. From the amount appropriated in part 1 for office
20 of great start operations, the department shall work with the
21 department of health and human services to coordinate services
22 provided to families for home visits, reduce duplication of state
23 services and spending, and increase efficiencies including the home
24 visits funded under section 32p of the state school aid act of
25 1979, 1979 PA 94, MCL 388.1632p.

26 Sec. 1009. From the funds appropriated in part 1 for child
27 development and care public assistance, the department shall ensure

1 that the entrance threshold for the child development and care
2 program is 130% of the federal poverty guidelines.

3 Sec. 1010. Within 10 days of the receipt of changes to the
4 federal child care and development program, the department shall
5 notify the house and senate chairpersons of the appropriations
6 subcommittees responsible for the department budget, the house and
7 senate fiscal agencies, and the state budget director. The
8 notification shall include, but is not limited to:

9 (a) Changes to the federal matching award amount, including
10 the amount of state resources necessary to draw down the total
11 matching award.

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

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