



SENATE BILL No. 572

April 20, 1993, Introduced by Senators DI NELLO, CARL
and WELBORN and referred to the Committee on Education.

A bill to amend sections 21, 21a, 23c, 91, and 98 of Act
No. 94 of the Public Acts of 1979, entitled as amended
"The state school aid act of 1979,"
sections 21, 21a, 23c, and 91 as amended by Act No. 148 of the
Public Acts of 1992 and section 98 as amended by Act No. 157 of
the Public Acts of 1992, being sections 388.1621, 388.1621a,
388.1623c, 388.1691, and 388.1698 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 21, 21a, 23c, 91, and 98 of Act No. 94
2 of the Public Acts of 1979, sections 21, 21a, 23c, and 91 as
3 amended by Act No. 148 of the Public Acts of 1992 and section 98
4 as amended by Act No. 157 of the Public Acts of 1992, being
5 sections 388.1621, 388.1621a, 388.1623c, 388.1691, and 388.1698
6 of the Michigan Compiled Laws, are amended to read as follows:

1 Sec. 21. (1) Except as otherwise provided in this act, from
2 the appropriation in section 11, there is allocated to each
3 district an amount per membership pupil sufficient to guarantee
4 the district for 1992-93 a combined state-local yield or gross
5 allowance of \$268.00 plus \$96.27 for each mill of operating tax
6 levied. For purposes of this section, only taxes levied for pur-
7 poses included in the operation cost of the district as pre-
8 scribed in section 7 shall be considered operating tax. The net
9 allocation for each district shall be an amount per membership
10 pupil computed by subtracting, from the gross allowance guaran-
11 teed the district under this subsection, including the additions
12 applicable to the district under this subsection, the product of
13 the district's state equalized valuation behind each membership
14 pupil and the millage utilized for computing the gross
15 allowance. The amount allocated to a district under this subsec-
16 tion shall also include all of the following additions that are
17 applicable to the district:

18 GRADUATION AND CLASS INCENTIVES

19 An additional \$30.00 per pupil in gross allowance is allo-
20 cated to any district that satisfies the requirements specified
21 in subdivisions (a) and (b).

22 (a) The district requires pupils to have completed as a con-
23 dition for graduation in 1992-93 all of the following:

24 (i) A total of 10 years of English or communication skills,
25 mathematics, science, and social science, with not less than 2
26 years of each subject specified in this subparagraph.

1 (ii) One year of health, or consumer home economics
2 essential health and living skills, or physical education, or any
3 combination thereof.

4 (iii) One year of fine or performing arts, foreign language,
5 or of vocational education or practical arts, or any combination
6 thereof.

7 (iv) One semester of computer education or the equivalent,
8 which may be demonstrated by the passage of an appropriate com-
9 puter competency test, as approved by the department.

10 If a class taught in a district reasonably falls within more
11 than 1 of the subject categories listed in subparagraphs (i) to
12 (iv), the district may determine which subject category the class
13 falls within as long as teacher certification requirements are
14 not violated.

15 (b) The district provides for its pupils in grades 9 through
16 12 at least six classes, each consisting of at least 50 minutes
17 of classroom instruction, or a total of not less than 300 minutes
18 of classroom instruction. In either case, at least 30% of the
19 pupils in grades 9 through 12 shall be enrolled in the last
20 period, with the last period being a class of an academic nature
21 that normally would be credited toward high school graduation.
22 This subdivision does not apply to pupils in grade 9 who do not
23 attend classes in the same building as pupils in grades 10
24 through 12.

25 The department may waive the requirements of subdivision (b)
26 for a district with unusual circumstances that is making a good

1 faith effort to comply with this subdivision and has a plan in
2 place to meet the requirements during the following year.

3 In order to be eligible for the additional \$30.00 per pupil
4 permitted under this subsection, unless it has received a waiver
5 under subdivision (b), a district shall submit to the department,
6 not later than October 31, 1992, a board-adopted resolution indi-
7 cating compliance with the requirements specified in subdivisions
8 (a) and (b).

9 A primary or fourth class school district that sends its
10 resident high school pupils to 1 or more districts shall receive
11 the additional \$30.00 per pupil permitted under this subsection
12 if at least 90% of its resident high school pupils attend schools
13 in districts that satisfy the requirements of subdivisions (a)
14 and (b). In this case, the primary or fourth class district
15 shall submit to the department not later than October 31, 1992,
16 a resolution adopted by its board indicating that it complies
17 with this requirement.

18 CLASS SIZE INCENTIVES

19 In 1992-93, an additional \$14.00 per pupil in gross allow-
20 ance is allocated to any district that satisfies the requirements
21 specified in either of the following subdivisions:

22 (a) The district attains an average class size in each
23 building of not more than 25 pupils for grades K, 1, 2, and 3,
24 taken collectively.

25 (b) The district reduces its average class size in each
26 building in grades K, 1, 2, and 3, taken collectively, by at

1 least 1% from the average class size in the immediately preceding
2 school year.

3 If 1 or more buildings in a district do not meet the average
4 class size incentive requirement of not more than 25 pupils for
5 grades K, 1, 2, and 3, taken collectively, and the district has
6 not received a waiver from the department for the requirements of
7 subdivision (a) or (b), the district's allocation shall be
8 reduced by \$14.00 multiplied by the number of K-6 pupils in each
9 of those buildings.

10 For purposes of computing average class size, only the fol-
11 lowing staff shall be counted:

12 (i) General subject classroom teachers, such as teachers of
13 reading, language arts, mathematics, science or social studies,
14 and kindergarten teachers.

15 (ii) Special subject teachers, such as teachers of art,
16 music, or physical education, to the extent that they provide
17 instruction to eligible pupils.

18 (iii) Special needs teachers, in areas such as compensatory
19 education, bilingual education, migrant education, or gifted and
20 talented education, to the extent that they provide instruction
21 to eligible pupils. The following staff shall not be counted:

22 (A) Special education teachers.

23 (B) Adult education teachers.

24 (C) Professional or nonprofessional support staff.

25 (D) Teacher aides, paraprofessionals, or volunteers.

26 (E) Administrators or supervisors.

1 The department may waive the requirements of subdivision (a)
2 or (b) for a district with unusual circumstances that is making a
3 good faith effort to comply with either of these subdivisions and
4 has a plan in place to meet the requirements for the following
5 year. However, the department shall not grant waivers to a dis-
6 trict in more than 2 consecutive school years.

7 In order to be eligible for the additional \$14.00 per pupil
8 permitted under this subsection, unless it has received a waiver
9 for subdivision (a) or (b), a district shall submit to the
10 department not later than October 31, 1992, a resolution adopted
11 by its board indicating that the district complies with the
12 requirements of either subdivision (a) or (b). In addition, the
13 district shall report its average class size in grades K, 1, 2,
14 and 3 in each building that houses those grades on the pupil mem-
15 bership count day and on the subsequent membership reporting day
16 specified in section 3(2).

17 LOCAL DISTRICT FOREIGN LANGUAGE INCENTIVES

18 In 1992-93, an additional \$5.00 per pupil in gross allowance
19 is allocated for the establishment or expansion of foreign lan-
20 guage study programs to each district that meets the following
21 requirements. The district shall submit to the department not
22 later than October 31, 1992 a board-adopted resolution indicating
23 that the district will establish or expand the study of foreign
24 language by pupils in the elementary grades or middle or junior
25 high school grades, or both. To be eligible for funding under
26 this incentive, the district shall offer the foreign language

1 program or programs during the regular school day or immediately
2 preceding or following the regular school day. The resolution
3 required under this incentive shall be accompanied by a plan that
4 describes all of the following:

5 (a) How the district will achieve foreign language outcomes
6 defined in the core curriculum.

7 (b) How the pupil selection process will ensure pupils in
8 the elementary grades or middle or junior high school grades, or
9 both, fair access to the instructional study of foreign
10 language.

11 (c) How the district will ensure substantial continuity or
12 uninterrupted sequence of foreign language studies from the ele-
13 mentary grade levels or middle or junior high school grade
14 levels, or both, through the high school grade levels.

15 (d) How the district will account for the incentive alloca-
16 tion to ensure that at least \$5.00 per pupil is used to establish
17 or expand the study of foreign language by pupils in the elemen-
18 tary or middle or junior high school grades, or both.

19 (e) Whether the foreign language program will be offered
20 during the regular school day or immediately preceding or follow-
21 ing the regular school day.

22 LOCAL DISTRICT ADMINISTRATIVE EFFICIENCY INCENTIVES

23 In 1993-94, an additional \$5.00 per pupil in gross allowance
24 shall be allocated to each district that has per pupil adminis-
25 trative expenditures in the 1992-93 school year that are less
26 than 105% of the average per pupil administrative expenditure for

1 all districts, using the administrative expenditures and pupil
 2 counts reported by districts for the 1992-93 school year.
 3 Administrative expenditures consist of salary and benefits for
 4 the personnel associated with the K-12 portion of the following
 5 form B function account codes, as determined by the department,
 6 except for federally funded or categorical funded portions of the
 7 salary and benefits:

- 8 (a) Function account code 232 - executive administration.
- 9 (b) Function account code 252 - fiscal services.
- 10 (c) Function account code 283 - staff services.

11 ~~QUALITY INCENTIVES~~ ANNUAL EDUCATION REPORT INCENTIVE

12 In 1992-93, an additional ~~\$25.00~~ \$10.00 per pupil in gross
 13 allowance is allocated to a district that ~~satisfies the require-~~
 14 ~~ments of subdivisions (a) through (e), as follows: (a) The~~
 15 ~~district~~ makes available to the state board and the department,
 16 through the intermediate district, and to the public an annual
 17 educational report and ensures that each school in the district
 18 distributes to the public an annual education report as described
 19 in section 1204a of the school code of 1976, being
 20 section 380.1204a of the Michigan Compiled Laws. To be eligible
 21 for ~~quality~~ incentive funds under this subsection, a district
 22 shall submit to the department not later than October 31, 1992 a
 23 board-adopted resolution indicating the board's intent to comply
 24 with section 1204a of the school code of 1976, and shall submit
 25 to the department not later than July 31, 1991 for ~~quality~~
 26 incentive funding for the 1990-91 fiscal year and not later than

1 September 1 for funding under this subsection for a subsequent
2 fiscal year a copy of the annual educational report prepared and
3 made available pursuant to section 1204a of the school code of
4 1976. In addition, the district shall make available to the
5 public the annual educational report not later than October 15.
6 An applicant district that fails to comply with the requirements
7 of this subdivision shall have an appropriate state aid adjust-
8 ment in the next state fiscal year.

9 ~~(b) The district adopts and implements a 3 to 5 year~~
10 ~~school improvement plan and continuing school improvement process~~
11 ~~for each school within the district as described in section 1277~~
12 ~~of the school code of 1976, being section 380.1277 of the~~
13 ~~Michigan Compiled Laws. To be eligible for quality incentive~~
14 ~~funds under this subsection, a district shall have submitted to~~
15 ~~the department not later than October 31 of the state fiscal year~~
16 ~~a board adopted resolution indicating that the district has~~
17 ~~developed a 3 to 5 year school improvement plan and continuing~~
18 ~~school improvement process in compliance with section 1277 of the~~
19 ~~school code of 1976, and shall submit not later than September 1~~
20 ~~of each fiscal year a copy of the 3 to 5 year school improvement~~
21 ~~plan and continuing school improvement process for each school~~
22 ~~within the district. An applicant district that fails to comply~~
23 ~~with the September 1 requirement of this subdivision shall have~~
24 ~~an appropriate state aid adjustment in the next state fiscal~~
25 ~~year.~~

26 ~~(c) The district makes available in 1991-92 to all pupils~~
27 ~~attending public school in the district a core curriculum as~~

~~1 described in section 1278 of the school code of 1976, being
2 section 380.1278 of the Michigan Compiled Laws, in at least 1 of
3 the curricular areas specified in the recommended model core cur-
4 riculum approved by the state board. In 1992-93, the district
5 shall make available to all pupils attending public school in the
6 district a core curriculum in at least 2 of those curricular
7 areas. In each succeeding state fiscal year until a core curricu-
8 lum is made available to its pupils in all of the curricular
9 areas, the district shall make available to its pupils a core
10 curriculum in at least 1 curricular area in addition to the cur-
11 ricular areas for which a core curriculum was available in the
12 immediately preceding state fiscal year. For each state fiscal
13 year, the district also shall specify to the department by
14 September 1 before the beginning of the state fiscal year the
15 curricular area or areas that are to be made available and the
16 specific outcomes to be achieved in each curricular area for ele-
17 mentary, middle, and secondary levels for all pupils. In addi-
18 tion, the district shall submit to the department not later than
19 October 31 a board-adopted resolution indicating the district's
20 compliance with the requirements of this subdivision.~~

~~21 (d) The district submits to the department not later than
22 October 31, 1992 a board-adopted resolution indicating that by
23 the start of the 1992-93 school year each public school within
24 the district will be accredited or be in the process of becoming
25 accredited as provided in section 1280 of the school code of
26 1976, being section 380.1280 of the Michigan Compiled Laws.~~

1 ~~(e) The district submits to the department not later than~~
2 ~~October 31, 1992 a board adopted resolution indicating that~~
3 ~~beginning in 1992-93 the district will annually administer a~~
4 ~~state board approved employability skills assessment as described~~
5 ~~in the school code of 1976.~~

6 (2) A district that supported a district library in 1979-80
7 and continues to provide support for the district library through
8 a millage levied pursuant to former Act No. 164 of the Public
9 Acts of 1955, as amended, being sections 397.271 to 397.276 of
10 the Michigan Compiled Laws, shall be credited, for all computa-
11 tions made under this section, with the amount of millage levied
12 for library purposes, but not to exceed 0.7 mills, if the dis-
13 trict levies not more than 0.7 mills less than its authorized
14 operating millage rate.

15 (3) State equalization allocations to a district shall be
16 adjusted by subtracting from the allocations money received under
17 section 3(c)(1) of title I of chapter 1124, 64 Stat. 1100, 20
18 U.S.C. 238, in the same proportion as the total local revenues
19 covered under the state equalization program are to total local
20 revenues for education in the district, except that not more than
21 the lesser of 50% of the money received under section 3(c)(1) of
22 title I of chapter 1124, 64 Stat. 1100, 20 U.S.C. 238, or \$160.00
23 per pupil shall be subtracted. The proportion shall be based on
24 prior year revenue and prior year impact aid. A deduction in any
25 year shall not exceed the amount of deductible impact aid for
26 which a district is eligible under section 3(c)(1) of title I of
27 chapter 1124, 64 Stat. 1100, 20 U.S.C. 238. Any deductions made

1 under this act shall be consistent with the requirements of
2 section 5 of title I of chapter 1124, 64 Stat. 1100, 20
3 U.S.C. 240, and its regulations.

4 (4) As used in subsection (5):

5 (a) "In-formula district" means a district that receives
6 membership aid under subsection (1), unless the district is eli-
7 gible to file a statement under section 17b(6) for the state
8 fiscal year.

9 (b) "Local district AGI" means in 1992-93 the result
10 obtained by dividing the district's latest calendar year adjusted
11 gross income for which data is available as of June 1 before the
12 beginning of the fiscal year, as certified by the department of
13 treasury, by the total number of state income tax returns by res-
14 idents of the district for that calendar year, as certified by
15 the department of treasury.

16 (c) "Out-of-formula district" means a district with 500 or
17 more pupils that does not receive membership aid under
18 subsection (1) or that is eligible to file a statement under
19 section 17b(6) for the state fiscal year.

20 (d) "State average AGI" means the sum of the adjusted gross
21 income of all local districts, as certified by the department of
22 treasury, divided by the number of all state income tax returns
23 that identify a local district, as certified by the department of
24 treasury.

25 (e) "State average millage rate" means the sum of the local
26 operating revenue of all districts divided by the sum of the
27 state equalized valuation of all districts.

1 (5) Subject to subsection (8), if a district has 500 or more
2 pupils and if the net allocation computed for a district pursuant
3 to subsection (1) is a negative amount, there shall be a deduc-
4 tion against any funds otherwise tentatively allocated to the
5 district under all other sections of this act. In 1991-92, if
6 section 752 or 753 of the school code of 1976, being
7 sections 380.752 and 380.753 of the Michigan Compiled Laws, is in
8 effect not later than October 15, 1991, the total amount of the
9 deduction under this subsection combined with a deduction under
10 any other provision of this act that provides for a deduction
11 applied against a district's allocation in a manner that treats
12 out-of-formula districts differently than in-formula districts
13 shall be not more than the deduction under this subsection for
14 the district in the 1990-91 state fiscal year reduced by an
15 amount equal to \$1.00 for every \$2.00 that the district has paid
16 in tax base sharing payments under section 752 or 753 of the
17 school code of 1976 in the school fiscal year ending in the
18 1992-92 state fiscal year.

19 Subject to section 17b(9), beginning in 1993-94 and in each
20 succeeding state fiscal year, if section 752 or 753 of the school
21 code of 1976 is in effect in the state fiscal year, the total
22 amount of the deduction under this subsection combined with a
23 deduction under any other provision of this act that provides for
24 a deduction applied against a district's allocation in a manner
25 that treats out-of-formula districts differently than in-formula
26 districts shall be not more than the deduction for the district
27 in the 1990-91 state fiscal year reduced by an amount equal to

1 the amount that the district has paid in tax base sharing
2 payments under section 752 or 753 of the school code of 1976 and
3 that has been disbursed to in-formula districts under section 752
4 or 753 of the school code of 1976 in the school fiscal year
5 ending in the state fiscal year for which the deduction is
6 applied.

7 For 1992-93, or for another state fiscal year if neither
8 section 752 nor 753 of the school code of 1976 is in effect in
9 that other state fiscal year, there shall not be any reduction
10 made for tax base sharing payments and the deduction made under
11 this subsection shall be a percentage of a district's total ten-
12 tative state aid allocation under all other sections of this act,
13 which percentage is determined by the following formula:

14
$$\text{Deduction percentage} = 100 \times (1 - [(\text{gross allowance per pupil} \\ \text{divided by local revenue per pupil}) \times (\text{local millage rate for the} \\ \text{year in which the calculation is made divided by the state aver-} \\ \text{age millage rate for the immediately preceding year}) \times (\text{state} \\ \text{average AGI divided by the local district AGI})]).$$

19 (6) In a state fiscal year in which the percentage deduction
20 is applied under subsection (5), the percentage obtained under
21 subsection (5) shall not exceed 99%, and shall be applied after
22 the following adjustments which shall be based upon per pupil or
23 per professional staff member cost in each section 61 program and
24 the statewide average per pupil cost in section 52 programs, as
25 determined by the department:

26 (a) The categorical allocations for sections 52 and 61 shall
27 be reduced a proportionate amount for nonresident pupils.

1 (b) The categorical allocations for section 52 shall be
2 increased a proportionate amount for pupils enrolled in a program
3 operated by another district or the intermediate district.

4 (7) Funds due under sections 27, 53, 75, 143, 144, and 147
5 shall not be counted for purposes of subsection (5).

6 (8) The statewide deductions made under subsection (5) shall
7 not exceed \$79,000,000.00. The department shall prorate the
8 local district deductions as necessary.

9 (9) A tax levied pursuant to section 1356(4) of the school
10 code of 1976, ~~Act No. 451 of the Public Acts of 1976,~~ being
11 section 380.1356 of the Michigan Compiled Laws, for the retire-
12 ment of an operating deficit shall be considered levied for oper-
13 ating purposes in making computations under this section.

14 Sec. 21a. (1) From the appropriation in section 11, there
15 is allocated for implementation of ~~Act No. 25 of the Public Acts~~
16 ~~of 1990~~ SECTION 1204A OF THE SCHOOL CODE OF 1976, BEING
17 SECTION 380.1204A OF THE MICHIGAN COMPILED LAWS, an amount not to
18 exceed ~~\$1,600,000.00~~ \$500,000.00 for 1992-93 to applicant dis-
19 tricts, intermediate districts, and consortia of districts to
20 provide support services ~~for developing and adopting long-range~~
21 ~~school improvement plans,~~ to prepare and distribute an annual
22 education report. ~~, to prepare for accreditation, and to adopt a~~
23 ~~core curriculum as a means of raising academic standards and~~
24 ~~improving school accountability.~~ Each eligible district and
25 intermediate district shall receive per classroom building an
26 amount equal to the total allocation for this section divided by
27 the total number of classroom buildings in all of the eligible

1 districts and intermediate districts. An intermediate district
2 may act as the fiscal agent for a consortium of districts.

3 (2) In order to be eligible for funding under this section,
4 an applicant district or intermediate district shall submit AN
5 ANNUAL EDUCATION REPORT to the department for approval. ~~a 3 to~~
6 ~~5-year school improvement plan, an annual education report, and a~~
7 ~~proposal for developing and adopting an accreditation plan and a~~
8 ~~core curriculum. The proposal shall be developed in accordance~~
9 ~~with criteria established by the department.~~

10 (3) From the appropriation in section 11, there is allocated
11 an amount not to exceed ~~\$800,000.00~~ \$200,000.00 for 1992-93 to
12 applicant intermediate districts and consortia of intermediate
13 districts to provide support services and technical assistance
14 for ~~school improvement planning, core curriculum development,~~
15 ~~accreditation,~~ development of annual education reports. ~~, and~~
16 ~~the development of state board approved employability skills~~
17 ~~assessment programs for districts.~~ In order to receive funds
18 under this subsection, an intermediate district or consortium of
19 intermediate districts, as applicable, shall submit an applica-
20 tion in accordance with criteria established by the department.

21 Sec. 23c. (1) From the appropriation in section 11, there
22 is allocated an amount not to exceed \$200,000.00 for 1992-93 for
23 grants to public universities that received grants under this
24 section in 1991-92 to plan for operating an instructional program
25 for 1993-94 for pupils in grades K-6, 6-8, or 9-12 or any combi-
26 nation of those grades. The instructional program may be a joint

1 venture between the university and a district. The amount of a
2 planning grant for each university shall be \$50,000.00.

3 (2) A public university that is in a joint venture with a
4 district shall demonstrate that the instructional program will be
5 developed with the direct involvement in the planning process of
6 the teachers and building-level administrators from each district
7 whose pupils are eligible to attend. The representatives of the
8 teachers and the building-level administrators in the planning
9 process shall be selected by their respective
10 collective-bargaining agents, if they are represented by
11 collective-bargaining agents.

12 (3) In order to receive funds under this section, a public
13 university shall have submitted in 1991-92 an application to the
14 department on a form and in a manner prescribed by the
15 department. The application shall include at least all of the
16 following:

17 (a) Identification of the proposed grade levels for which
18 the university plans to operate an instructional program.

19 (b) Identification of the districts from which pupils would
20 be eligible to attend the instructional program.

21 (c) A description of the process for the random selection of
22 pupils for enrollment.

23 (d) A description of the proposed curriculum features that
24 will be given highest priority in the instructional program.

25 (e) If the public university intends to operate the instruc-
26 tional program as a joint venture with a district, a description
27 of how the public university plans to involve in the planning

1 process the teachers and building-level administrators from each
2 district whose pupils are eligible to enroll in the instructional
3 program.

4 (4) Not later than March 31, 1993, each university that
5 received a grant under this section in 1991-92 or that receives a
6 grant under this section in 1992-93 shall provide to the depart-
7 ment of education, the department of management and budget, and
8 the respective K-12 appropriations subcommittees of the house of
9 representatives and senate an updated preliminary version of its
10 implementation plan and proposed staffing pattern for the offer-
11 ing of an instructional program described in this section in
12 1993-94.

13 (5) If the operation of an instructional program under this
14 section is not a joint venture with a district, it is the intent
15 of the legislature that in 1993-94 the university shall receive
16 for each pupil enrolled an amount equal to the average gross
17 allowance in the intermediate district in which the pupil
18 resides.

19 (6) An instructional program receiving funding under this
20 section shall comply with ~~all of the requirements of sections~~
21 SECTION 1204a ~~, 1277, 1278, and 1280~~ of the school code of
22 1976, being ~~sections~~ SECTION 380.1204a ~~, 380.1277, 380.1278,~~
23 ~~and 380.1280~~ of the Michigan Compiled Laws. ~~, commonly referred~~
24 ~~to as "public act 25 of 1990".~~

25 (7) A public university receiving funding for an instruc-
26 tional program implemented under this section is eligible for all
27 applicable categorical and federal aid.

1 Sec. 91. (1) From the amount appropriated in section 11,
2 there is allocated an amount not to exceed \$200,000.00 for
3 1992-93 to provide funds to the intermediate districts that
4 received funds under this section in 1991-92 to plan the imple-
5 mentation of pilot intermediate district schools of choice pro-
6 grams in a subsequent fiscal year. The amount of a grant to an
7 intermediate district under this section in 1992-93 shall be the
8 amount that represents the same proportion of the total amount
9 allocated under this section for 1992-93 as the amount received
10 by the intermediate district under this section in 1991-92 repre-
11 sented of the total amount allocated under this section for
12 1991-92. An intermediate district shall not apply for a grant
13 under this section unless the boards of at least 1/2 of its con-
14 stituent districts have first adopted a resolution stating that
15 the constituent district is willing to participate in a pilot
16 intermediate district schools of choice program.

17 (2) An intermediate district receiving a grant under this
18 section shall establish a schools of choice planning committee
19 consisting of representative parents, teachers, building princi-
20 pals and other school administrators, and school board members
21 from participating constituent districts and from the intermedi-
22 ate district, and of representatives of in-district schools of
23 choice planning committees established in participating constitu-
24 ent districts pursuant to section 23a. The intermediate district
25 schools of choice planning committee shall work with the depart-
26 ment and with the in-district schools of choice planning

1 committees of its participating constituent districts to do at
2 least all of the following:

3 (a) Identify and report on transportation, funding, and
4 other issues that may affect implementation of an intermediate
5 district schools of choice program.

6 (b) Develop and submit for approval to the department a plan
7 for a pilot intermediate district schools of choice program that
8 could be implemented among participating districts within the
9 intermediate district in a subsequent fiscal year.

10 (3) An intermediate district receiving a grant under this
11 section shall notify all participating constituent school dis-
12 tricts of the names of any participating constituent school dis-
13 trict that is not in compliance with ~~sections~~ SECTION 1204a ~~—~~
14 ~~1277, 1278, and 1280~~ of the school code of 1976, being
15 ~~sections~~ SECTION 380.1204a ~~—, 380.1277, 380.1278, and 380.1280~~
16 of the Michigan Compiled Laws, ~~commonly referred to as "Public~~
17 ~~Act 25 of 1990"~~, and the participating constituent districts
18 shall make that information available to all parents electing to
19 participate in the schools of choice program.

20 (4) To be approved by the department, a plan for a pilot
21 intermediate district schools of choice program shall include at
22 least all of the following:

23 (a) That each participating constituent district will allow
24 an open enrollment opportunity of at least 1% of its enrollment
25 for pupils residing in other participating constituent districts,
26 based upon a random selection of those pupils.

1 (b) An explanation of how the pupil assignment and transfer
2 policies of the pilot program will maintain standards of racial
3 and ethnic integration within the participating constituent
4 districts.

5 (c) A provision that a pupil who transfers to a different
6 school within the intermediate district under the pilot program
7 shall be ineligible to participate in interscholastic athletics
8 for a period of 1 school year from the date he or she transfers.

9 Sec. 98. (1) From the appropriation in section 11, there is
10 allocated an amount not to exceed \$3,872,000.00 for 1992-93 to
11 applicant districts and intermediate districts approved by the
12 department for the development of professional development pro-
13 grams in the areas of mathematics, science, computer
14 literacy-competency, special education, health education, struc-
15 tured linguistics taught through a multisensory approach, read-
16 ing, writing and composition, and other curricular areas.

17 (2) In order to be eligible for funding under this section,
18 the applicant district or intermediate district shall submit a
19 proposal for developing and operating professional development
20 programs for teachers and administrators. The proposal shall be
21 developed in accordance with criteria established by the depart-
22 ment and shall be submitted to the department for approval. The
23 criteria used by the department to approve programs shall
24 include, but not be limited to, all of the following:

25 (a) Encouraging consortia among districts, community col-
26 leges, universities, and professional organizations.

1 (b) Developing training guidelines that show the
2 relationship of curriculum goals within the content areas of
3 mathematics, science, computer literacy-competency, special edu-
4 cation, health education, and writing and composition to the gen-
5 eral goals of the K to 12 program.

6 (c) Developing assessment strategies to identify major
7 target audiences and training content needs in mathematics,
8 science, computer literacy-competency, special education, and
9 writing and composition.

10 (3) In awarding grants under this section, the department
11 shall give priority to districts that are in compliance with
12 ~~sections~~ SECTION 1204a ~~, 1277, 1278, and 1280~~ of the school
13 code of 1976, being ~~sections~~ SECTION 380.1204a ~~, 380.1277,~~
14 ~~380.1278, and 380.1280~~ of the Michigan Compiled Laws. ~~, com-~~
15 ~~monly referred to as "Public Act 25 of 1990".~~

16 (4) Community colleges, teacher preparation institutions,
17 and mathematics and science centers may enter into agreements
18 with districts or intermediate districts that have been awarded
19 grants under this section.