



# HOUSE BILL No. 5095

September 20, 1995, Introduced by Rep. Bryant and referred to the Committee on Education.

A bill to amend sections 3, 26, 38, 41, 52, 64, 74, 81, 95, 101, 111, 121, 149, 153, and 161 of Act No. 94 of the Public Acts of 1979, entitled as amended

"The state school aid act of 1979,"

sections 3, 38, 41, 52, 64, 74, 81, 95, 101, 111, 121, and 149 as amended by Act No. 130 of the Public Acts of 1995, section 26 as amended by Act No. 283 of the Public Acts of 1994, section 153 as amended by Act No. 320 of the Public Acts of 1980, and section 161 as amended by Act No. 207 of the Public Acts of 1990, being sections 388.1603, 388.1626, 388.1638, 388.1641, 388.1652, 388.1664, 388.1674, 388.1681, 388.1695, 388.1701, 388.1711, 388.1721, 388.1749, 388.1753, and 388.1761 of the Michigan Compiled Laws.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Section 1. Sections 3, 26, 38, 41, 52, 64, 74, 81, 95, 101,  
2 111, 121, 149, 153, and 161 of Act No. 94 of the Public Acts of  
3 1979, sections 3, 38, 41, 52, 64, 74, 81, 95, 101, 111, 121, and  
4 149 as amended by Act No. 130 of the Public Acts of 1995, section  
5 26 as amended by Act No. 283 of the Public Acts of 1994, section  
6 153 as amended by Act No. 320 of the Public Acts of 1980, and  
7 section 161 as amended by Act No. 207 of the Public Acts of 1990,  
8 being sections 388.1603, 388.1626, 388.1638, 388.1641, 388.1652,  
9 388.1664, 388.1674, 388.1681, 388.1695, 388.1701, 388.1711,  
10 388.1721, 388.1749, 388.1753, and 388.1761 of the Michigan  
11 Compiled Laws, are amended to read as follows:

12       Sec. 3. (1) "Average daily attendance", for the purposes of  
13 complying with section 1471 of subpart 5 of part 5 of chapter 1  
14 of title I of the elementary and secondary education act, Public  
15 Law 89-10, 20 U.S.C. 2891, means 92% of the membership as defined  
16 in section 6(4).

17       (2) "Board" means the governing body of a district or public  
18 school academy.

19       (3) "Cooperative education program" means a written volun-  
20 tary agreement between and among districts to provide certain  
21 educational programs for pupils in certain groups of districts.  
22 The written agreement shall be approved by all affected districts  
23 at least annually and shall specify the educational programs to  
24 be provided and the estimated number of pupils from each district  
25 who will participate in the educational programs.

26       (4) "Department" means the department of education.

1 (5) "District" means a local school district established  
2 under part 2, 3, 4, 5, or 6 of the school code of 1976, a local  
3 act school district, or, except in sections 6(4), 6(6), 13, 20,  
4 20i, 31a, 163(1)(c), and 163(1)(d), a public school academy.  
5 Except in sections 6(4), 6(6), 13, 20, 163(1)(c), and 163(1)(d)  
6 district also includes a university school.

7 (6) "District of residence", except as otherwise provided in  
8 this subsection, means the district in which a pupil's custodial  
9 parent or parents or legal guardian resides. However, for a  
10 pupil described in section ~~6(4)(e) or (f)~~ 6(4)(F) OR (G), the  
11 pupil's district of residence shall be considered to be the dis-  
12 trict or intermediate district in which the pupil is counted in  
13 membership under that section.

14 (7) "District superintendent" means the superintendent of a  
15 district, the chief administrator of a public school academy, or  
16 the chief administrator of a university school.

17 Sec. 26. A district or intermediate district receiving  
18 money ~~pursuant to~~ UNDER Act No. 197 of the Public Acts of 1975,  
19 being sections 125.1651 to 125.1681 of the Michigan Compiled  
20 Laws, the tax increment finance authority act, Act No. 450 of the  
21 Public Acts of 1980, being sections 125.1801 to 125.1830 of the  
22 Michigan Compiled Laws, or the local development financing act,  
23 Act No. 281 of the Public Acts of 1986, being sections 125.2151  
24 to 125.2174 of the Michigan Compiled Laws, shall have its funds  
25 received under section 20, 56, or 62 reduced by an amount equal  
26 to the added local money.

1       Sec. 38. The maximum number of prekindergarten children  
2 ~~construed~~ CONSIDERED to be in need of special readiness  
3 assistance under section 36 shall be calculated for each district  
4 in the following manner: one-half of the percentage of the  
5 district's pupils in grades K-5 who are eligible for free lunch,  
6 as determined by the district's October count in the immediately  
7 preceding school year, under the national school lunch act, chap-  
8 ter 281, 60 Stat. 230, 42 U.S.C. 1751 to 1753, 1755 to 1761,  
9 1762a, 1765 to 1769b, and 1769 to 1769h, as reported to the  
10 department not later than December 31 of the immediately preced-  
11 ing fiscal year, shall be multiplied by the average kindergarten  
12 enrollment of the district on the pupil membership count day of  
13 the 2 immediately preceding years.

14       Sec. 41. From the appropriation in section 11, there is  
15 allocated an amount not to exceed \$4,212,000.00 for 1995-96 to  
16 applicant districts and intermediate districts offering programs  
17 of bilingual instruction for pupils of limited English-speaking  
18 ability as required ~~in~~ UNDER section 1153 of the school code of  
19 1976, being section 380.1153 of the Michigan Compiled Laws.  
20 Reimbursement shall be on a per pupil basis and shall be based on  
21 the number of pupils of limited English-speaking ability in mem-  
22 bership on the pupil membership count day. Funds allocated under  
23 this section shall be used solely for bilingual instruction in  
24 speaking, reading, writing, or comprehension of pupils of limited  
25 English-speaking ability. As required by section 1155 of the  
26 school code of 1976, being section 380.1155 of the Michigan  
27 Compiled Laws, a child of limited English-speaking ability

1 residing in a school district operating or participating in a  
2 bilingual instruction program pursuant to section 1153 of the  
3 school code of 1976 shall be enrolled in the bilingual instruc-  
4 tion program for 3 years or until the child achieves a level of  
5 proficiency in English language skills sufficient to receive an  
6 equal educational opportunity in the regular school program,  
7 whichever occurs first.

8       Sec. 52. (1) Reimbursement for the necessary costs of spe-  
9 cial education programs and services shall be a portion deter-  
10 mined by the amount allocated under section 51(1), but not to  
11 exceed 75% of the total approved costs of operating special edu-  
12 cation programs and services approved by the department and  
13 included in the intermediate district plan adopted ~~pursuant to~~  
14 UNDER article 3 of the school code of 1976, being sections  
15 380.1701 to 380.1766 of the Michigan Compiled Laws, for special  
16 education pupils other than those SPECIAL EDUCATION PUPILS IN  
17 programs funded under section 53, and of the costs of summer pro-  
18 grams and services and the costs of providing room and board for  
19 special education pupils, as approved by the department. If the  
20 state financed proportion of reimbursement of the necessary costs  
21 of a special education activity or service required by article 3  
22 of the school code of 1976 ~~, which~~ THAT is in addition to or  
23 different from the special education activities or services  
24 required under sections 611 to 620 of part B of the individuals  
25 with disabilities education act, title VI of Public Law 91-230,  
26 20 U.S.C. 1411 to 1420, is less than the state financed  
27 proportion of the necessary costs of that activity or service in

1 1978-79, the portion of the amount appropriated shall be  
2 increased to reimburse that activity or service accordingly.

3 (2) The costs of transportation for special education pupils  
4 shall not be funded under this section. ~~but~~ THOSE COSTS shall  
5 be reimbursed under section 58.

6 Sec. 64. A district OR INTERMEDIATE DISTRICT may provide  
7 vocational education training in partnership with a business  
8 entity under a written agreement.

9 Sec. 74. (1) From the amount appropriated in section 11,  
10 there is allocated an amount not to exceed \$1,625,000.00 for  
11 1995-96 for the purposes of subsections (2) and (3).

12 (2) From the allocation in subsection (1), there is allo-  
13 cated the amount necessary for payments to state supported col-  
14 leges or universities and intermediate districts providing school  
15 bus driver safety instruction or driver skills road tests  
16 ~~pursuant to~~ UNDER section 51 of the pupil transportation act,  
17 Act No. 187 of the Public Acts of 1990, being section 257.1851 of  
18 the Michigan Compiled Laws. The payments shall be in an amount  
19 determined by the department not to exceed 75% of the actual cost  
20 of instruction and driver compensation for each public or nonpub-  
21 lic school bus driver attending a course of instruction. ~~For~~  
22 ~~the purpose of~~ IN computing compensation, the hourly rate  
23 allowed each school bus driver shall not exceed the hourly rate  
24 received for driving a school bus. Reimbursement compensating  
25 the driver during the course of instruction or driver skills road  
26 tests shall be made by the department to the college or

1 university or intermediate school district providing the course  
2 of instruction.

3 (3) From the allocation in subsection (1), there is allo-  
4 cated the amount necessary to pay the reasonable costs of nonspe-  
5 cial education auxiliary services transportation provided  
6 ~~pursuant to~~ UNDER section 1323 of the school code of 1976,  
7 being section 380.1323 of the Michigan Compiled Laws. Districts  
8 funded under this subsection shall not receive funding under any  
9 other section of this act for nonspecial education auxiliary  
10 services transportation.

11 Sec. 81. (1) Except as otherwise provided in this section,  
12 from the appropriation in section 11, there is allocated for  
13 1995-96 to the intermediate districts the sum necessary, but not  
14 to exceed \$76,676,300.00 for 1995-96, to provide state aid to  
15 intermediate districts under this subsection and subsections (2)  
16 and (3). Except as otherwise provided in this section, there  
17 shall be allocated to each intermediate district an amount  
18 obtained by multiplying the sum of the amount of funding actually  
19 received by each intermediate district in 1994-95 under  
20 subsections (4) and (7), as in effect for 1994-95, plus 90% of  
21 the funding actually received by or paid on behalf of each inter-  
22 mediate district in 1994-95 under sections 146a(1) and 147(1), as  
23 in effect for 1994-95, times 103.05%. Funding provided under  
24 this section shall be used to comply with requirements of this  
25 act and the school code of 1976 that are applicable to intermedi-  
26 ate districts, and for which funding is not provided elsewhere in

1 this act, and to provide technical assistance to districts as  
2 authorized by the intermediate school board.

3       (2) From the allocation in subsection (1), there is allo-  
4 cated to an intermediate district, formed by the consolidation or  
5 annexation of 2 or more intermediate districts or the attachment  
6 of a total intermediate district to another intermediate school  
7 district or the annexation of all of the constituent K-12 dis-  
8 tricts of a previously existing intermediate school district  
9 which has disorganized, an additional allotment of \$3,500.00 each  
10 fiscal year for each intermediate district included in the new  
11 intermediate district for 3 years following consolidation, annex-  
12 ation, or attachment.

13       (3) If an intermediate district participated in 1993-94 in a  
14 consortium operating a regional educational media center under  
15 section 671 of the school code of 1976, being section 380.671 of  
16 the Michigan Compiled Laws, and rules promulgated by the state  
17 board, and if the intermediate district obtains written consent  
18 from each of the other intermediate districts that participated  
19 in the consortium in 1993-94, the intermediate district may  
20 notify the department not later than October 1, 1995 that it is  
21 electing to directly receive its payment attributable to partici-  
22 pation in that consortium. An intermediate district making that  
23 election, and that has obtained the necessary consent, shall  
24 receive for 1995-96 for each pupil in membership in the interme-  
25 diate district or a constituent district an amount equal to the  
26 quotient of 103.05% of the 1993-94 allocation to the fiscal agent  
27 for that consortium under former section 83 divided by the



1 combined total 1995-96 membership in all of the intermediate  
2 districts that participated in that consortium and their constit-  
3 uent districts. The amount allocated to an intermediate district  
4 under this subsection for 1995-96 shall be deducted from the  
5 total allocation for 1995-96 under this section to the intermedi-  
6 ate district that was the 1993-94 fiscal agent for the  
7 consortium.

8 (4) During a fiscal year, the department shall not increase  
9 an intermediate district's allocation under subsection (1) FOR  
10 THAT FISCAL YEAR because of an adjustment made by the department  
11 during the fiscal year in the intermediate district's taxable  
12 value for a prior year. Instead, the department shall report the  
13 adjustment and the estimated amount of the increase to the house  
14 and senate fiscal agencies not later than June 1 of the fiscal  
15 year, and the legislature shall appropriate money for the adjust-  
16 ment in the next succeeding fiscal year.

17 (5) In order to receive funding under this section, an  
18 intermediate district shall demonstrate to the satisfaction of  
19 the department that the intermediate district employs at least 1  
20 person who is trained in pupil counting procedures, rules, and  
21 regulations.

22 (6) The department shall prorate payments under this section  
23 as necessary.

24 Sec. 95. (1) From the appropriations in section 11, there  
25 is allocated \$8,000,000.00 ~~from the state school aid fund appro-~~  
26 ~~priation and \$2,000,000.00 from the general fund appropriation~~  
27 for 1995-96 for professional development for teachers and others

1 within the educational community. The total allocation under  
2 this section shall be distributed as follows:

3 (a) \$6,500,000.00 is allocated ~~from the state school aid~~  
4 ~~fund~~ to districts on a per pupil basis, with each district  
5 receiving the same amount per pupil.

6 (b) \$1,500,000.00 is allocated ~~from the state school aid~~  
7 ~~fund~~ to intermediate districts on a per pupil basis for each  
8 pupil in membership in the intermediate district or in a constit-  
9 uent district, with each intermediate district receiving the same  
10 amount per pupil.

11 (2) ~~Subject to subsection (3), the~~ THE professional devel-  
12 opment funds allocated under this section may be used for any of  
13 the following:

14 (a) Advancement of the initiatives under sections 1204a,  
15 1277, 1278, and 1280 of the school code of 1976, being  
16 sections 380.1204a, 380.1277, 380.1278, and 380.1280 of the  
17 Michigan Compiled Laws, commonly referred to as "Public Act 25 of  
18 1990".

19 (b) Improving instructional and support staff skills.

20 (c) Other areas of professional development identified in  
21 the school code of 1976.

22 (3) ~~(4)~~ In order to provide accountability for this pro-  
23 gram, the superintendent of a district or intermediate district  
24 shall submit to the department, in a form and manner determined  
25 by the department, a written assurance of compliance with all  
26 provisions of this section not later than May 20 of the current  
27 fiscal year. Failure to comply with this subsection will result

1 in the withholding of an amount equal to the June payment for  
2 programs funded under this section until the district or interme-  
3 diate district complies with this subsection. If the district or  
4 intermediate district does not comply with this subsection by the  
5 end of the state fiscal year, the withheld funds shall be for-  
6 feited to the state school aid fund.

7       (4) ~~(5)~~ In order to receive funds under this section, a  
8 grant recipient shall allow access for the department or the  
9 department's designee to audit all records related to the program  
10 for which it receives such funds. The grant recipient shall  
11 reimburse the state for all disallowances found in the audit.

12       Sec. 101. (1) To be eligible to receive state aid under  
13 this act, not later than the fifth Friday after the pupil member-  
14 ship count day and not later than the fifth Friday after the sup-  
15 plemental count day, each district superintendent through the  
16 secretary of the district's board shall file with the intermedi-  
17 ate superintendent a certified and sworn copy of the number of  
18 pupils enrolled and in regular daily attendance in the district  
19 as of the pupil membership count day and as of the supplemental  
20 count day, as applicable, for the current school year. In addi-  
21 tion, a district maintaining school during the entire year, as  
22 provided under section 1561 of the school code of 1976, being  
23 section 380.1561 of the Michigan Compiled Laws, shall file with  
24 the intermediate superintendent a certified and sworn copy of the  
25 number of pupils enrolled and in regular daily attendance in the  
26 district for the current school year pursuant to rules  
27 promulgated by the state board. Not later than the seventh

1 Friday after the pupil membership count day and not later than  
2 the seventh Friday after the supplemental count day, the interme-  
3 diate district shall transmit to the department the data filed by  
4 each of its constituent districts. If a district fails to file  
5 the sworn and certified copy with the intermediate superintendent  
6 in a timely manner, as required under this subsection, the inter-  
7 mediate district shall notify the department and state aid due to  
8 be distributed under this act shall be withheld from the default-  
9 ing district immediately, beginning with the next payment after  
10 the failure and continuing with each payment until the district  
11 complies with this subsection. If an intermediate district fails  
12 to transmit the data in its possession in a timely and accurate  
13 manner to the department, as required under this subsection,  
14 state aid due to be distributed under this act shall be withheld  
15 from the defaulting intermediate district immediately, beginning  
16 with the next payment after the failure and continuing with each  
17 payment until the intermediate district complies with this  
18 subsection. If a district or intermediate district does not  
19 comply with this subsection by the end of the fiscal year, the  
20 district or intermediate district forfeits the amount withheld.  
21 A person who willfully falsifies a figure or statement in the  
22 certified and sworn copy of enrollment shall be punished in the  
23 manner prescribed by section 161.

24 (2) Not later than the twenty-fourth Friday after the pupil  
25 membership count day and not later than the twenty-fourth Friday  
26 after the supplemental count day, an intermediate district shall  
27 submit to the department, in a form and manner prescribed by the

1 department, the audited enrollment and attendance data for the  
2 pupils of its constituent districts and of the intermediate  
3 district. For 1995-96 only, if an intermediate district cannot  
4 submit the audited data as described in this subsection in a  
5 timely manner, the intermediate district may request an extension  
6 in writing from the department. If an intermediate district  
7 fails to transmit the audited data as required under this subsec-  
8 tion and does not request a waiver from the department in writ-  
9 ing, state aid due to be distributed under this act shall be  
10 withheld from the defaulting intermediate district immediately,  
11 beginning with the next payment after the failure and continuing  
12 with each payment until the intermediate district complies with  
13 this subsection. If an intermediate district does not comply  
14 with this subsection by the end of the fiscal year, the interme-  
15 diate district forfeits the amount withheld.

16 (3) Each district shall provide a minimum of 180 days and  
17 the required minimum number of hours of pupil instruction. The  
18 required minimum number of hours of pupil instruction is as  
19 follows: in 1994-95, each district shall provide a minimum of  
20 900 hours of pupil instruction; in 1995-96 and 1996-97, each dis-  
21 trict shall provide a minimum of 990 hours of pupil instruction;  
22 in 1997-98 and 1998-99, each district shall provide a minimum of  
23 1,035 hours of pupil instruction; and, beginning in 1999-2000,  
24 each district shall provide a minimum of 1,080 hours of pupil  
25 instruction. Except as otherwise provided in this act, a dis-  
26 trict failing to hold 180 days of pupil instruction shall forfeit  
27 1/180 of its total state aid appropriation for each day of

1 failure. Except as otherwise provided in this act, a district  
2 failing to comply with the required minimum hours of pupil  
3 instruction shall forfeit from its total state aid allocation an  
4 amount determined by applying a ratio of the time duration the  
5 district was in noncompliance in relation to the required minimum  
6 number of hours. A district failing to meet both the minimum 180  
7 days of pupil instruction requirement and the minimum number of  
8 hours requirement of pupil instruction requirement shall be pena-  
9 lized only the higher of the 2 amounts calculated under the for-  
10 feiture provisions of this subsection. Not later than August 1,  
11 the board of each district shall certify to the department the  
12 number of days and hours of pupil instruction in the previous  
13 school year. If the district did not hold at least 180 days and  
14 the required minimum number of hours of pupil instruction, the  
15 deduction of state aid shall be made in the following fiscal year  
16 from the first payment of state school aid. A district is not  
17 subject to forfeiture of funds under this subsection for a fiscal  
18 year in which a forfeiture was already imposed under subsection  
19 (8). Days lost because of strikes or teachers' conferences shall  
20 not be counted as days of pupil instruction. A district not  
21 having 75% of the district's membership in attendance on any day  
22 shall receive state aid in that proportion of  $1/180$  that the  
23 actual percent of attendance bears to the specified percentage.  
24 The state board shall promulgate rules for the implementation of  
25 this subsection.

26 (4) The first 2 days for which pupil instruction is not  
27 provided because of conditions not within the control of school

1 authorities, such as severe storms, fires, epidemics, or health  
2 conditions as defined by the city, county, or state health  
3 authorities, shall be counted as days of pupil instruction.  
4 Subsequent such days shall not be counted as days of pupil  
5 instruction.

6 (5) A public school academy shall not be allotted or paid a  
7 sum under this act in a fiscal year if the department determines  
8 that at the end of the preceding school fiscal year the amount of  
9 funds on hand in the public school academy available for the pay-  
10 ment of the operation cost of the public school academy exceeded  
11 the amount of money expended for operation cost by the public  
12 school academy during the preceding school fiscal year.

13 (6) A district shall not forfeit part of its state aid  
14 appropriation if it adopts or has in existence an alternative  
15 scheduling program for pupils in kindergarten, which program is  
16 approved by the state board.

17 (7) Upon application by the district for a particular fiscal  
18 year, the state board may waive the 180-day requirement of sub-  
19 section (3) for a district if the district has adopted an experi-  
20 mental school year schedule in 1 or more buildings in the dis-  
21 trict if the experimental school year schedule provides the  
22 required minimum number or more hours of pupil instruction and is  
23 consistent with all state board policies on school improvement  
24 and restructuring. If a district applies for and receives a  
25 waiver under this subsection and complies with the terms of the  
26 waiver, for the fiscal year covered by the waiver the district is  
27 not subject to forfeiture under this section of part of its state

1 aid allocation for the specific building or program covered by  
2 the waiver.

3 (8) Not later than January 31 of each fiscal year, the board  
4 of each district shall certify to the department the planned  
5 number of days and hours of pupil instruction in the district for  
6 the school year ending in the fiscal year. In addition to any  
7 other penalty or forfeiture under this section, if at any time  
8 the department determines that 1 or more of the following has  
9 occurred in a district, the district shall forfeit in the current  
10 fiscal year beginning in the next payment to be calculated by the  
11 department a proportion of the funds due to the district under  
12 this act that is equal to the proportion below 180 days and the  
13 required minimum number of hours, as specified in the following:

14 (a) The district fails to operate its schools for a minimum  
15 of 180 days and the required minimum number of hours of pupil  
16 instruction in a school year, including days counted under sub-  
17 section (4).

18 (b) The board of the district takes formal action not to  
19 operate its schools for a minimum of 180 days and the required  
20 minimum number of hours of pupil instruction in a school year,  
21 including days counted under subsection (4).

22 (9) In providing 990 hours of instruction for 1995-96, a  
23 district shall use the following guidelines, and a district shall  
24 maintain records to substantiate its compliance with the follow-  
25 ing guidelines:

26 (a) Except as otherwise provided in this subsection, a pupil  
27 must be scheduled for 990 hours of instruction, excluding study



1 halls, or 1,080 hours of instruction, including up to 2 study  
2 halls.

3 (b) The time a pupil is assigned to any tutorial activity in  
4 a block schedule may be considered instructional time, unless  
5 that time is determined in an audit to be a study hall period.

6 (c) A pupil in grades 9 to 12 for whom a reduced schedule is  
7 determined to be in the pupil's best educational interest must be  
8 scheduled for a minimum of 770 hours of pupil instruction to be  
9 considered a full-time equivalent pupil.

10 (d) If a pupil in grades 9 to 12 who is enrolled in a coop-  
11 erative education program or a special education pupil cannot  
12 receive 990 hours of pupil instruction solely because of travel  
13 time between instructional sites during the school day, that  
14 travel time, up to a maximum of 2 1/2 hours per school week,  
15 shall be considered to be pupil instruction time for the purpose  
16 of determining whether the pupil is receiving 990 hours of pupil  
17 instruction. However, if a district demonstrates to the satis-  
18 faction of the department that the travel time limitation under  
19 this subdivision would create undue costs or hardship to the dis-  
20 trict, the department may consider more travel time to be pupil  
21 instruction time for this purpose.

22 (10) The department shall apply the guidelines under subsec-  
23 tion ~~-(8)-~~ (9) in calculating the full-time equivalency of  
24 pupils.

25 (11) Upon application by the district for a particular  
26 fiscal year, the state board may waive for a district the 180-day  
27 requirement of subsection (3) for a department-approved

1 alternative education program. If a district applies for and  
2 receives a waiver under this subsection and complies with the  
3 terms of the waiver, for the fiscal year covered by the waiver  
4 the district is not subject to forfeiture under this section for  
5 the specific program covered by the waiver.

6       Sec. 111. A district having tuition pupils enrolled on the  
7 pupil membership count day of each year may charge the district  
8 in which ~~the~~ A tuition ~~pupils reside~~ PUPIL RESIDES an amount  
9 for tuition that does not exceed the tuition rate computed under  
10 section 1401 of the school code of 1976, being section 380.1401  
11 of the Michigan Compiled Laws. The rate charged by a district  
12 for tuition shall be uniform within each category of tuition  
13 pupils enrolled in the district.

14       Sec. 121. (1) The valuation of a whole or fractional dis-  
15 trict shall be the total taxable value of the property contained  
16 in the whole or fractional district as last determined by the  
17 state tax commission and placed on the ad valorem tax roll. For  
18 purposes of computations made under this act, except as provided  
19 in section 26, the taxable value of a district or intermediate  
20 district shall include the value of property used to calculate  
21 the tax imposed on lessees or users of tax-exempt property under  
22 Act No. 189 of the Public Acts of 1953, being sections 211.181 to  
23 211.182 of the Michigan Compiled Laws. Adjustments to this tax-  
24 able value shall be made for all of the following:

25       (a) State tax tribunal decisions.

26       (b) Court decisions.

1 (c) Local board of review adjustments made after ~~the~~ A  
2 state tax commission determination.

3 (d) Lands deeded to the state for jurisdictions without  
4 delinquent tax revolving funds or for jurisdictions that have  
5 required repayment to the delinquent tax revolving funds.

6 (e) The requirements of this act.

7 (2) Adjustments under subsection (1) shall not be made for  
8 more than the 6 state fiscal years immediately preceding the  
9 state fiscal year in which the adjustment is made, except that an  
10 adjustment ~~pursuant~~ DUE to a state tax tribunal decision or  
11 court decision shall be made for the tax years involved in the  
12 decision and any subsequent years affected by the decision.

13 Sec. 149. (1) From the general fund/general purpose appro-  
14 priation in section 11, there is allocated \$2,000,000.00 for  
15 1995-96 for the final year of a grant to the Michigan partnership  
16 for new education. The payments shall be made in 2 equal  
17 installments on October 20 and December 20. During ~~each~~ THE  
18 state fiscal year, the Michigan partnership and its partner  
19 institutions shall raise or contribute matching funds totaling at  
20 least 1/2 of the amount allocated in this section for the  
21 partnership. The Michigan partnership for new education shall  
22 use resources of the state and federal government, corporations,  
23 foundations, districts, intermediate districts, community col-  
24 leges, and state universities to assist in the development and  
25 operation of a coordinated statewide educational innovation  
26 system, including, but not limited to, all of the following:

1 (a) Professional development schools in which K-12,  
2 intermediate district, community college, and university  
3 educators collaborate.

4 (b) Alliances between professional development schools and  
5 community organizations, business and industrial firms, health  
6 and human service organizations, and local government.

7 (c) New and strengthened collaborative programs to develop  
8 educational and community leadership.

9 (d) Dissemination of new knowledge, skills, and strategies  
10 to local schools, universities, and communities in cooperation  
11 with the state board, intermediate districts, community colleges,  
12 and professional education organizations and associations.  
13 Dissemination activities shall use telecommunications infrastruc-  
14 ture as available and appropriate.

15 (e) New research-based strategies, instruments, and stan-  
16 dards of accountability to assess student and educator learning,  
17 school and university performance, and community contributions to  
18 student learning and development.

19 (f) Coalition building at the state and local levels among  
20 key partners in government, business, and education.

21 (g) Educational improvement policy studies.

22 (2) The funds allocated under this section may be expended  
23 for purposes including, but not limited to, all of the  
24 following:

25 (a) Released time for teachers and administrators to collab-  
26 orate on educational innovation with university faculty and  
27 community partners.

1 (b) Compensation for university faculty, teachers, and  
2 administrators to collaborate on educational innovation activi-  
3 ties such as course planning, materials development, professional  
4 development, research, and dissemination.

5 (c) Compensation for staff necessary to facilitate the par-  
6 ticipation of teachers, administrators, university faculty, and  
7 community partners.

8 (d) Research reports, books, and other materials related to  
9 curriculum, instruction, organization, and management of  
10 schools.

11 (e) Evaluation of the work of the partnership, including  
12 professional development schools, community partnerships, univer-  
13 sity professional education preparation, product development, and  
14 dissemination networks.

15 (f) Meeting and travel expenses.

16 (3) Money appropriated under this section shall not be used,  
17 directly or indirectly, for the promotion, assistance, or devel-  
18 opment of public school academies or any other purpose related to  
19 public school academies.

20 (4) Not later than December 30, 1995, the Michigan partner-  
21 ship for new education shall submit to the senate and house  
22 appropriations subcommittees responsible for the department's  
23 budget, the senate and house fiscal agencies, the governor, the  
24 department of management and budget, and the state board a report  
25 on its activities and accomplishments for the preceding fiscal  
26 year, including evaluation results, matching funds raised or  
27 contributed, and expenditures.

1       Sec. 153. Each district and intermediate district shall  
2 furnish to the ~~legislative~~ SENATE AND HOUSE fiscal agencies,  
3 ~~of the state legislature information the agencies require~~ on  
4 forms prepared and furnished by the agencies, INFORMATION  
5 REQUIRED BY THE AGENCIES relative to the expenditure of funds  
6 appropriated and allocated under this act.

7       Sec. 161. A school official or member of a SCHOOL board or  
8 other person who neglects or refuses to do or perform an act  
9 required by this act or who violates or knowingly permits or con-  
10 sents to the violation of this act is guilty of a misdemeanor,  
11 punishable by imprisonment for not more than 90 days ~~—~~ or a  
12 fine of not more than \$1,500.00, or both.