

SENATE BILL NO. 476

August 29, 2019, Introduced by Senator SCHMIDT and referred to the Committee on Appropriations.

A bill to amend 2000 PA 258, entitled
"Career and technical preparation act,"
by amending section 4 (MCL 388.1904), as amended by 2012 PA 133.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 4. (1) Upon request by the eligible student, the school
2 district or state approved nonpublic school in which an eligible
3 student is enrolled shall provide to the eligible student a letter
4 signed by the student's principal indicating the student's
5 eligibility under this act.

1 (2) An eligible student may apply to a career and technical
2 preparation program to enroll in 1 or more eligible courses offered
3 by that career and technical preparation program and, if accepted,
4 may enroll in 1 or more of those courses.

5 (3) For an eligible student enrolled in a school district,
6 within a reasonable time after registration, the career and
7 technical preparation program shall send written notice to the
8 eligible student and his or her school district. For an eligible
9 student enrolled in a state approved nonpublic school, within a
10 reasonable time after registration, the career and technical
11 preparation program shall send written notice to the eligible
12 student and his or her state approved nonpublic school and to the
13 department. The notice ~~shall~~**must** indicate the course or courses
14 and hours of enrollment of that eligible student. The career and
15 technical preparation program shall notify the eligible student
16 about tuition, fees, books, materials, and other related charges,
17 as determined by the career and technical preparation program, in
18 the customary manner used by the career and technical preparation
19 program, and shall notify the eligible student of the estimated
20 amount of the eligible charges that will be billed to the school
21 district or department, as applicable, under subsection (4).

22 (4) For an eligible student enrolled in a school district,
23 unless otherwise agreed between the career and technical
24 preparation program and the school district, after the expiration
25 of the career and technical preparation program's drop/add period
26 for the course, the career and technical preparation program shall
27 send a bill to the eligible student's school district detailing the
28 eligible charges for each eligible course in which the eligible
29 student is enrolled under this act. For an eligible student who is

1 enrolled in a state approved nonpublic school, after the expiration
2 of the career and technical preparation program's drop/add period
3 for the course, both of the following apply:

4 (a) The career and technical preparation program shall send a
5 bill to the department detailing the eligible charges for each
6 eligible course in which the eligible student is enrolled under
7 this act.

8 (b) The department shall determine the amount of the eligible
9 charges to be paid by the department of treasury to the career and
10 technical preparation program on behalf of the eligible student
11 under this act and shall deliver this information to the department
12 of treasury by appropriate electronic means.

13 (5) For an eligible student enrolled in a school district,
14 upon receiving the bill under subsection (4), the school district
15 shall cause to be paid to the career and technical preparation
16 program on behalf of the eligible student an amount equal to the
17 lesser of the amount of the eligible charges or the prorated
18 percentage of the statewide pupil-weighted average foundation
19 allowance, as calculated **by the department** under **this subsection**
20 **and** section 20 of the state school aid act of 1979, 1979 PA 94, MCL
21 388.1620, for all school districts for the state fiscal year that
22 begins on October 1 of the academic year of enrollment in the
23 career and technical preparation program, with the proration based
24 on the proportion of the school year that the eligible student
25 attends the career and technical preparation program. However, in
26 the calculation of the statewide pupil-weighted average foundation
27 allowance for the purposes of this subsection, if a school
28 district's foundation allowance is above the ~~basic~~-**target**
29 foundation allowance under section 20 of the state school aid act

1 of 1979, 1979 PA 94, MCL 388.1620, then the school district's
2 foundation allowance ~~shall be~~**is** considered to be the ~~basic target~~
3 foundation allowance. Not later than September 1 of each year, the
4 department shall notify the department of treasury of the amount of
5 the statewide pupil-weighted average foundation allowance as
6 calculated for the purposes of this subsection. A school district
7 may pay more money to a career and technical preparation program on
8 behalf of an eligible student than is required under this act, and
9 may use local school operating revenue for that purpose. The
10 eligible student is responsible for payment of the remainder of the
11 costs associated with his or her enrollment in the career and
12 technical preparation program that exceed the amount the school
13 district is required to pay under this act and that are not paid by
14 the school district. As used in this subsection, "local school
15 operating revenue" means that term as defined in section 20 of the
16 state school aid act of 1979, 1979 PA 94, MCL 388.1620.

17 (6) For an eligible student who is enrolled in a state
18 approved nonpublic school, upon receiving from the department under
19 subsection (4) the amount of the eligible charges to be paid on
20 behalf of the eligible student, the department of treasury shall
21 cause to be paid to the career and technical preparation program on
22 behalf of the eligible student an amount equal to the lesser of the
23 amount of the eligible charges or the prorated percentage of the
24 statewide pupil-weighted average foundation allowance, as
25 calculated **by the department** under **this subsection and** section 20
26 of the state school aid act of 1979, 1979 PA 94, MCL 388.1620, for
27 all school districts for the state fiscal year that begins on
28 October 1 of the academic year of enrollment in the career and
29 technical preparation program, with the proration based on the

1 proportion of the school year that the eligible student attends the
2 career and technical preparation program. However, in the
3 calculation of the statewide pupil-weighted average foundation
4 allowance for the purposes of this subsection, if a school
5 district's foundation allowance is above the ~~basic-target~~
6 foundation allowance under section 20 of the state school aid act
7 of 1979, 1979 PA 94, MCL 388.1620, then the school district's
8 foundation allowance ~~shall be~~ **is** considered to be the ~~basic-target~~
9 foundation allowance. Not later than September 1 of each year, the
10 department shall notify the department of treasury of the amount of
11 the statewide pupil-weighted average foundation allowance as
12 calculated for the purposes of this subsection. The eligible
13 student is responsible for payment of the remainder of the costs
14 associated with his or her enrollment in the career and technical
15 preparation program that exceed the amount the department of
16 treasury is required to pay under this act and that are not paid by
17 the department of treasury.

18 (7) A career and technical preparation program shall not
19 charge a late fee to an eligible student, a school district, the
20 department, or the department of treasury for a payment that is
21 made in compliance with the timetable prescribed under this act
22 even if the payment would otherwise be considered late by the
23 career and technical preparation program.

24 (8) A school district, state approved nonpublic school, or the
25 department may require an eligible student to provide, on a form
26 supplied by the school district, state approved nonpublic school,
27 or the department, reasonable verification that the eligible
28 student is regularly attending a career and technical preparation
29 course under this act.

1 (9) For an eligible student who is enrolled in a school
2 district and who enrolls in an eligible course under this act, if
3 the eligible student does not complete the eligible course, and if
4 the school district has paid money for the course or, if the
5 eligible student enrolls in an eligible course for postsecondary
6 credit only and the eligible student does not successfully complete
7 the eligible course, as determined by the career and technical
8 preparation program, on behalf of the student, all of the following
9 apply:

10 (a) The career and technical preparation program shall forward
11 to the school district any funds that are refundable due to
12 noncompletion of the course. If applicable, the school district
13 shall then forward to the eligible student any refunded money in
14 excess of the amount paid by the school district for the course on
15 behalf of the student.

16 (b) The eligible student shall repay to the school district
17 any funds that were expended by the school district for the course
18 that are not refunded to the school district by the career and
19 technical preparation program. If the eligible student does not
20 repay this money, the school district may impose sanctions against
21 the eligible student as determined by school district policy. This
22 subdivision does not apply to an eligible student who does not
23 complete the course due to a family or medical emergency, as
24 determined by the career and technical preparation program.

25 (10) For an eligible student who is enrolled in a state
26 approved nonpublic school and who enrolls in an eligible course
27 under this act, if the eligible student does not complete the
28 eligible course or, if the eligible student enrolls in an eligible
29 course for postsecondary credit only and the eligible student does

1 not successfully complete the eligible course, as determined by the
2 career and technical preparation program, and if the department of
3 treasury has paid money for the course on behalf of the eligible
4 student, all of the following apply:

5 (a) The career and technical preparation program shall forward
6 to the department of treasury any funds that are refundable due to
7 noncompletion of the course. If applicable, the career and
8 technical preparation program shall then refund to the eligible
9 student any funds that are refundable due to noncompletion of the
10 course and are in excess of the amount paid by the department of
11 treasury for the course on behalf of the eligible student.

12 (b) The eligible student shall repay to the department of
13 treasury any funds that were expended by the department of treasury
14 for the course that are not refunded to the department of treasury
15 by the career and technical preparation program. This subdivision
16 does not apply to an eligible student who does not complete the
17 course due to a family or medical emergency, as determined by the
18 career and technical preparation program.

19 (11) A school district, state approved nonpublic school, the
20 department, or the department of treasury shall make available to
21 an eligible student copies of all correspondence in the possession
22 of the school district, state approved nonpublic school,
23 department, or department of treasury regarding the eligible
24 student's participation in a career and technical preparation
25 course under this act. ~~Correspondence described in this subsection~~
26 ~~shall be kept by the~~ **The** school district, state approved nonpublic
27 school, department, or department of treasury **shall keep**
28 **correspondence described in this subsection** for at least 1 year.

29 (12) If a school district pays for books for an eligible

1 student for a career and technical preparation course under this
 2 section, the books are the property of the school district and
 3 ~~shall~~**must** be turned over to the school district after the eligible
 4 student completes the course.

5 (13) This section does not apply to any career and technical
 6 preparation courses in which an eligible student is enrolled in
 7 addition to being enrolled full-time in that eligible student's
 8 school district or state approved nonpublic school; to a career and
 9 technical preparation course an eligible student is retaking after
 10 failing to achieve a satisfactory grade; or to a course contrary to
 11 the eligibility provisions of this act. In determining full-time
 12 enrollment in a school district under this section or a school
 13 district's full-time equated membership under the state school aid
 14 act of 1979, 1979 PA 94, MCL 388.1601 to ~~388.1896~~, **388.1897l**, for a
 15 pupil enrolled in a career and technical preparation program under
 16 this act, the pupil's enrollment in both the school district and
 17 the career and technical preparation program ~~shall be~~**is** counted as
 18 enrollment in the school district and a pupil ~~shall not be~~**is not**
 19 considered to be enrolled in a school district less than full-time
 20 solely because of the effect of the pupil's enrollment in 1 or more
 21 career and technical preparation courses under this act, including
 22 necessary travel time, on the number of class hours provided by the
 23 school district to the pupil. In determining full-time enrollment
 24 in a state approved nonpublic school under this section for a
 25 student enrolled in a career and technical preparation program
 26 under this act, the student's enrollment in both the state approved
 27 nonpublic school and the career and technical preparation program
 28 ~~shall be~~**is** counted as enrollment in the state approved nonpublic
 29 school and a student ~~shall not be~~**is not** considered to be enrolled

1 in a state approved nonpublic school less than full-time solely
2 because of the effect of the student's enrollment in 1 or more
3 career and technical preparation courses under this act, including
4 necessary travel time, on the number of class hours provided by the
5 state approved nonpublic school to the student.

6 (14) This act does not require a school district or the
7 department of treasury to pay or otherwise provide financial
8 support for transportation or parking costs necessary for an
9 eligible student to participate in a career and technical
10 preparation program under this act. A school district, state
11 approved nonpublic school, or this state is not liable for any
12 injury incurred by an eligible student that is related to
13 transportation necessary for the eligible student to participate in
14 a career and technical preparation program under this act.

15 (15) The legislature shall appropriate funds to the department
16 of treasury for making payments required to be made by the
17 department of treasury under this act.

18 Enacting section 1. This amendatory act takes effect October
19 1, 2019.