

Act No. 93
Public Acts of 2022
Approved by the Governor
June 10, 2022
Filed with the Secretary of State
June 10, 2022
EFFECTIVE DATE: June 10, 2022

**STATE OF MICHIGAN
101ST LEGISLATURE
REGULAR SESSION OF 2022**

Introduced by Rep. Hornberger

ENROLLED HOUSE BILL No. 6012

AN ACT to amend 1979 PA 94, entitled “An act to make appropriations to aid in the support of the public schools, the intermediate school districts, community colleges, and public universities of the state; to make appropriations for certain other purposes relating to education; to provide for the disbursement of the appropriations; to authorize the issuance of certain bonds and provide for the security of those bonds; to prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to create certain funds and provide for their expenditure; to prescribe penalties; and to repeal acts and parts of acts,” by amending section 11 (MCL 388.1611), as amended by 2021 PA 48, and by adding sections 11w, 97c, and 97d.

The People of the State of Michigan enact:

Sec. 11. (1) For the fiscal year ending September 30, 2022, there is appropriated for the public schools of this state and certain other state purposes relating to education the sum of \$14,821,340,700.00 from the state school aid fund, the sum of \$97,619,400.00 from the general fund, an amount not to exceed \$72,000,000.00 from the community district education trust fund created under section 12 of the Michigan trust fund act, 2000 PA 489, MCL 12.262, and an amount not to exceed \$100.00 from the water emergency reserve fund. In addition, all available federal funds are only appropriated as allocated in this article for the fiscal year ending September 30, 2022.

(2) The appropriations under this section are allocated as provided in this article. Money appropriated under this section from the general fund must be expended to fund the purposes of this article before the expenditure of money appropriated under this section from the state school aid fund.

(3) Any general fund allocations under this article that are not expended by the end of the fiscal year are transferred to the school aid stabilization fund created under section 11a.

Sec. 11w. (1) From the state school aid fund money appropriated in section 11, there is allocated for 2021-2022 an amount not to exceed \$9,828,000.00 for payments to 1 district that was forced to close a building operated by the district for an extended period of time, but not less than 20 consecutive school days, as a result of the district’s response to an act of pupil violence. Funds allocated under this section may be used for personnel and additional student supports, including psychologists, family liaisons, mental health staff, school security, additional learning time, legal fees, and the physical restoration of a school building.

(2) For 2021-2022 only, for the district described in subsection (1), it is the intent of the legislature that results from summative assessments administered by the district during the 2021-2022 school year are not used for retention decisions, educator evaluations, and other high-stakes decisions. The department is encouraged to work with the district to determine alternative methods to comply with applicable state laws.

(3) The funds allocated under this section for 2021-2022 are a work project appropriation, and any unexpended funds for 2021-2022 are carried forward into 2022-2023. The purpose of the work project is to continue to provide support for the district described in subsection (1). The estimated completion date of the work project is September 30, 2023.

(4) Notwithstanding section 17b, the department shall make payments under this section on a schedule determined by the department.

Sec. 97c. (1) Except as otherwise provided in this subsection, from the state school aid fund money appropriated in section 11, there is allocated for 2021-2022 an amount not to exceed \$11,250,000.00, and from the general fund money appropriated in section 11, there is allocated for 2021-2022 an amount not to exceed \$3,750,000.00, for grants to districts, intermediate districts, and nonpublic schools as provided under this section. The department shall ensure that a grant to a nonpublic school under this section is funded from the general fund money allocated under this section.

(2) To receive a grant under this section, a district, intermediate district, or nonpublic school shall apply for the grant in a form and manner prescribed by the department.

(3) The department shall make grant payments from funding under this section in an amount not to exceed \$2,000.00 for each school building operated by a district, intermediate district, or nonpublic school that receives funding under this section.

(4) A district, intermediate district, or nonpublic school that receives funding under this section shall use the funding only to contract with a vendor for the completion of comprehensive safety and security assessments in schools operated by the district, intermediate district, or nonpublic school. In contracting with a vendor as described in this subsection, a district, intermediate district, or nonpublic school is encouraged to prioritize contracting with a vendor that meets all of the following:

(a) Has a well-developed and documented process for assessing safety and security in schools. The process described in this subdivision should include both of the following:

- (i) An assessment of physical security and policies and procedures related to school safety and security.
- (ii) A method for assessment of the process described in this subdivision.

(b) Provides actionable recommendations that are documented and within best practice for standard K to 12 environments.

(c) Provides a description of the process described in subdivision (a), including costs associated with the process.

(d) Has a history of assessing K to 12 schools as described in subdivision (a) and the ability to provide a list of references of public or nonpublic schools it has assessed.

(e) Is able to provide examples of findings reports that include a comprehensive review of all elements of safety and security that include reviews of board policies, emergency operations plans, environment, exterior and interior, policy and procedures, and training and equipment.

(f) Is able to provide ongoing assistance, including, but not limited to, board presentations, community presentations, and consulting, to any client to assist them in the implementation of any recommendations made in a findings report and the fees associated with the assistance described in this subdivision.

(g) Is able to provide basic qualifications for any assessors that will complete assessments described in subdivision (a) on behalf of the vendor, including, but not limited to, all of the following qualifications:

- (i) Education.
- (ii) Work history.
- (iii) Experience in assessing, as described in subdivision (a), K to 12 schools.

(h) If contracting with subcontractors, ensures that the subcontractors have experience in safety and security or law enforcement for the provision of services.

(i) If contracting with subcontractors, ensures that the subcontractors have familiarity with the department's school safety guidelines.

(j) Has experience in assessing safety and security in programs and facilities used outside of the school day, including, but not limited to, athletic facilities and programs.

(k) Has experience in assessing safety and security in facilities and programs with specialized needs, including, but not limited to, early-childhood-education facilities, special-needs facilities, community-education programs, and adult-education programs.

(l) Operates in the best interest of the district without any external vendor influence.

(m) Does not do any of the following:

(i) Represent companies that sell safety and security products.

(ii) Accept referral fees for recommending products described in subparagraph (i).

(iii) Accept or solicit referral fees, or operate on behalf of, any equipment or technology vendors.

(5) Notwithstanding section 17b, the department shall make payments under this section on a schedule determined by the department.

Sec. 97d. (1) Except as otherwise provided in this subsection, from the state school aid fund money appropriated in section 11, \$10,000,000.00 is allocated for 2021-2022, and from the general fund money appropriated in section 11, \$2,500,000.00 is allocated for 2021-2022, to districts, intermediate districts, and nonpublic schools for the implementation of critical incidence mapping that meets the criteria under subsection (3) of each school operated by the district, intermediate district, or nonpublic school. The department shall ensure that funding to a nonpublic school under this section is funded from the general fund money allocated under this section.

(2) To receive funding under this section, a district, intermediate district, or nonpublic school must apply for the funding in a form and manner prescribed by the department.

(3) A district, intermediate district, or nonpublic school that receives funding under this section shall use the funding only to implement critical incidence mapping as described in subsection (1). All of the following apply to the critical incidence mapping described in this subsection:

(a) It must be compatible with platforms and applications used by local, state, and federal public safety officials.

(b) It must not require the purchase of additional software for use.

(c) It must be provided in a printable format.

(d) It must be verified for accuracy through a walk-through of a school building and school grounds.

(e) It must be oriented true north.

(f) It must include accurate floor plans overlaid on or current aerial imagery of a school building or school plan.

(g) It must include site-specific labeling that matches the structure of the school building, including room labels, hallway names, external door or stairwell numbers, locations of hazards, key utility locations, key boxes, automated external defibrillators, and trauma kits.

(h) It must include site-specific labeling that matches the school grounds, including parking areas, athletic fields, surrounding roads, and neighboring properties.

(i) It must include a gridded overlay with x/y coordinates.

(j) It must include information that best assists first responders in an emergency, including, but not limited to, the following information:

(i) Building numbers.

(ii) Floors.

(iii) Suite designations.

(iv) Room numbers.

(v) Other available relevant location information for each school.

(4) A district, intermediate district, or nonpublic school may contract with a vendor for the implementation of the critical incidence mapping described in subsection (1).

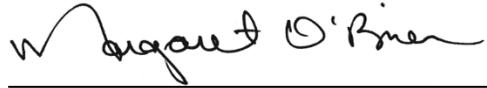
(5) Notwithstanding section 17b, the department shall make payments under this section on a schedule determined by the department.

Enacting section 1. In accordance with section 30 of article IX of the state constitution of 1963, total state spending on school aid under article I of the state school aid act of 1979, 1979 PA 94, MCL 388.1601 to 388.1772, as amended by 2021 PA 48 and this amendatory act, from state sources for fiscal year 2021-2022 is estimated at \$14,990,960,200.00 and state appropriations for school aid to be paid to local units of government for fiscal year 2021-2022 are estimated at \$13,789,448,200.00.

This act is ordered to take immediate effect.



Clerk of the House of Representatives



Secretary of the Senate

Approved _____

Governor