

No. 60
STATE OF MICHIGAN
Journal of the Senate
99th Legislature
REGULAR SESSION OF 2018

Senate Chamber, Lansing, Tuesday, June 12, 2018.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor Brian N. Calley.

The roll was called by the Secretary of the Senate, who announced that a quorum was present.

Ananich—present
Bieda—present
Booher—present
Brandenburg—present
Casperson—excused
Colbeck—present
Conyers—present
Emmons—present
Green—present
Gregory—present
Hansen—present
Hertel—present
Hildenbrand—present

Hood—present
Hopgood—present
Horn—present
Hune—present
Jones—present
Knezek—present
Knollenberg—present
Kowall—present
MacGregor—present
Marleau—present
Meekhof—present
Nofs—present

O'Brien—present
Pavlov—present
Proos—present
Robertson—present
Rocca—present
Schmidt—present
Schuitmaker—present
Shirkey—present
Stamas—present
Warren—present
Young—present
Zorn—present

Senator Mike Shirkey of the 16th District offered the following invocation:

Heavenly Father, as we pause today for a moment to reflect on the grandeur of Your creation and consider the privilege of serving in our respective roles, let us always and forever remember the need to keep wisdom as our principal goal and seeking understanding as our principal tool.

In Proverbs 4:7, You tell us: “Wisdom is the principal thing; therefore get wisdom: and with all thy getting get understanding.” Lord, as we endeavor to continue today’s work and this session’s work—and a long day today of decision making—we just ask that You would make the Holy Spirit present in all of our lives as we contemplate first seeking to understand before endeavoring to be understood.

Lord, please guide our thoughts and our words, guard our hearts from this world, and may our work be a blessing to You.

In Your Son’s name, we pray. Amen.

The President, Lieutenant Governor Calley, led the members of the Senate in recital of the *Pledge of Allegiance*.

Motions and Communications

Senators Horn and Proos entered the Senate Chamber.

Senator Kowall moved that Senators Hildenbrand, Nofs, and Rocca be temporarily excused from today’s session. The motion prevailed.

Senator Kowall moved that Senator Casperson be excused from today’s session. The motion prevailed.

Senator Hood moved that Senators Ananich and Young be temporarily excused from today’s session. The motion prevailed.

The following communication was received and read:
Office of the Senate Majority Leader

June 7, 2018

Pursuant to Public Act 296 of 2003, MCLA 125.2243, I appoint the following persons to the **Early Stage Venture Investment Corporation Board of Directors**:

Robert Manilla - Vice President, Kresge Foundation
Penny Blair - Michigan Senate
Madelyn Omietanski - Michigan Senate

Sincerely,
Arlan Meekhof
30th Senate District
Senate Majority Leader

The communication was referred to the Secretary for record.

Senator Hood asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Hood’s statement is as follows:

Being as Thursday is a special day for Detroit Diesel, which is in my district, I would like to read this into the record today. I rise to honor Detroit Diesel during their 80th anniversary and to read this celebratory Tribute in their honor. This Tribute goes on to say:

LET IT BE KNOWN, That we celebrate June 14, 2018, as Detroit Diesel Corporation Day in the state of Michigan.

Detroit Diesel is the uncompromising, industry-leading original equipment manufacturer of state-of-the-art engines, axles and transmissions that are specifically designed for integrated, optimized performance and efficiency inside Freightliner and Western Star Trucks.

Since 1938, when it was formerly known as the General Motors Diesel Division, Detroit Diesel has established a proud tradition of building engines with strength, quality, and dependability in Detroit, Michigan, producing engines that have helped shape our great nation and world through their use in military and infrastructure construction, among many additional applications.

The Detroit Diesel product line has displayed tremendous innovation by expanding their product portfolio to include cutting edge advanced safety systems and telematics for the purposes of delivering total trucking solutions for years to come.

With over 1,300 dealers and service partners located in North America, Detroit Diesel offers one of the largest service networks in its industry.

Detroit Diesel's state-of-the-art manufacturing facility incorporates over three million square feet of engineering, assembly, and testing for its world class engines, transmissions, and axles; and the company as a whole provides over 2,300 jobs, offering competitive salaries and benefits to a wide variety of professions from engineers, technicians, electricians, project controllers, and many other essential positions, which helps to enable strong families in communities in and around the City of Detroit and abroad.

Michigan, being a major economic hub of our nation, with manufacturing being at its core for economic drive and production, Detroit Diesel plays a role in defining the tremendous reputation that our manufacturing core is capable of and recognized for around the world.

We commend Detroit Diesel for all they do for the city, state, and nation as they continue to provide jobs, innovation, and the tools needed to move and shape our world.

Please help us enjoy Detroit Diesel Day, which is Thursday in the city of Detroit. Everyone is welcome to come down for the celebration that they will be having at their plant. By the way, my niece works there too.

Senators Hildenbrand, Nofs and Ananich entered the Senate Chamber.

Messages from the Governor

The following messages from the Governor were received:

Date: June 11, 2018
Time: 9:03 a.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 992 (Public Act No. 173), being

An act to amend 2011 PA 142, entitled "An act to impose an assessment on certain health care claims; to impose certain duties and obligations on certain insurance or health coverage providers; to impose certain duties on certain state departments, agencies, and officials; to create certain funds; to authorize certain expenditures; to impose certain remedies and penalties; to provide for an appropriation; and to repeal acts and parts of acts," by amending section 3 (MCL 550.1733), as amended by 2016 PA 50, and by adding section 1a; and to repeal acts and parts of acts.

(Filed with the Secretary of State on June 11, 2018, at 2:10 p.m.)

Date: June 11, 2018
Time: 9:05 a.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 993 (Public Act No. 174), being

An act to amend 1937 PA 94, entitled "An act to provide for the levy, assessment, and collection of a specific excise tax on the storage, use, or consumption in this state of tangible personal property and certain services; to appropriate the proceeds of that tax; to prescribe penalties; and to make appropriations," by amending section 3f (MCL 205.93f), as amended by 2016 PA 390.

(Filed with the Secretary of State on June 11, 2018, at 2:12 p.m.)

Date: June 11, 2018
Time: 9:07 a.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 994 (Public Act No. 175), being

An act to impose an assessment on certain insurance providers; to impose certain duties and obligations on certain insurance providers, state departments, agencies, and officials; to create certain funds; to authorize certain expenditures; and to impose certain remedies and penalties.

(Filed with the Secretary of State on June 11, 2018, at 2:14 p.m.)

Respectfully,
Rick Snyder
Governor

The following messages from the Governor were received and read:

May 25, 2018

I respectfully submit to the Senate the following appointments to office:

Michigan Board of Acupuncture

Beth Converse of 6533 Dandison Boulevard, West Bloomfield, Michigan 48324, county of Oakland, representing acupuncturists, succeeding herself, is reappointed for a term expiring June 30, 2022.

Jeffrey Rogers of 620 S. Kenwood Avenue, Royal Oak, Michigan 48067, county of Oakland, representing acupuncturists, succeeding Annie Haas, is appointed for a term expiring June 30, 2022.

Julie Silver of 1014 South Wilson Avenue, Royal Oak, Michigan 48067, county of Oakland, representing acupuncturists, succeeding herself, is reappointed for a term expiring June 30, 2022.

Zhiling Trowbridge of 135 College Avenue, S.E., Grand Rapids, Michigan 49503, county of Kent, representing physicians, succeeding Brenda Donaldson, is appointed for a term expiring June 30, 2021.

Jonathan Zaidan of P.O. Box 2137, Birmingham, Michigan 48012, county of Oakland, representing physicians, succeeding himself, is reappointed for a term expiring June 30, 2022.

May 25, 2018

I respectfully submit to the Senate the following appointments to office:

Michigan Board of Athletic Trainers

Lisa R. Kravitz of 33117 Hearthstone Drive, Farmington Hills, Michigan 48334, county of Oakland, representing the general public, succeeding herself, is reappointed for a term expiring June 30, 2022.

Jeremy Marra of 579 Rosebud Court, Saline, Michigan 48176, county of Washtenaw, representing athletic trainers, succeeding himself, is reappointed for a term expiring June 30, 2022.

Felix M. Valbuena of 2862 Chestnut Run Drive, Bloomfield Hills, Michigan 48302, county of Oakland, representing physicians, succeeding Steven Vance, is appointed for a term expiring June 30, 2021.

May 25, 2018

I respectfully submit to the Senate the following appointments to office:

Michigan Beef Industry Commission

Leonard L. Brown of 2951 W. Cooper Road, Sandusky, Michigan 48471, county of Sanilac, representing dairy farmers, succeeding himself, is reappointed for a term expiring May 31, 2021.

Jon Haindl of 147 N. Poupour Road, Cooks, Michigan 49817, county of Schoolcraft, representing cattle growers, succeeding himself, is reappointed for a term expiring May 31, 2021.

Dale R. Oeschger of 2129 S. Bay Port Road, Bay Port, Michigan 48720, county of Huron, representing cattle feeders, succeeding himself, is reappointed for a term expiring May 31, 2021.

May 25, 2018

I respectfully submit to the Senate the following appointments to office:

Commission on Community Action and Economic Opportunity

Matthew A. Purcell of 6242 Willowdale Court, Burton, Michigan 48509, county of Genesee, representing community action agencies, succeeding himself, is reappointed for a term expiring June 21, 2021.

Robert N. Scolnik of 4460 Cherrywood Court, Norton Shores, Michigan 49441, county of Muskegon, representing elected public officials, succeeding himself, is reappointed for a term expiring June 21, 2021.

Harry L. Shaefer of 1515 Shadford Road, Ann Arbor, Michigan 48104, county of Washtenaw, representing the private sector, succeeding Marcella Wilson, is appointed for a term expiring June 21, 2021.

Jessica Taylor of 4315 Miracles Boulevard, Detroit, Michigan 48201, county of Wayne, representing low-income persons, succeeding herself, is reappointed for a term expiring June 21, 2021.

May 25, 2018

I respectfully submit to the Senate the following appointments to office:

Board of Examiners in Mortuary Science

Ronald L. Karelse of 5700 Furlong Court, N.E., Belmont, Michigan 49306, county of Kent, representing professionals, succeeding himself, is reappointed for a term expiring June 30, 2022.

Mary M. Ochalek of 218 E. Main Street, Milan, Michigan 48160, county of Monroe, representing professionals, succeeding herself, is reappointed for a term expiring June 30, 2022.

May 25, 2018

I respectfully submit to the Senate the following appointment to office:

State Board of Professional Engineers

Brett Karl of 567 Red Bank Drive, White Lake, Michigan 48386, county of Oakland, representing the general public, succeeding Cary Marshall Junior, is appointed for a term expiring March 31, 2022.

May 25, 2018

I respectfully submit to the Senate the following appointment to office:

Michigan Unarmed Combat Commission

Bronco B. McKart of 525 Depot Street, Monroe, Michigan 48161, county of Monroe, representing persons who have experience, knowledge, or background in boxing, succeeding himself, is reappointed for a term expiring June 5, 2022.

May 31, 2018

I respectfully submit to the Senate the following appointment to office:

Board of Barber Examiners

Michael J. Bigelow of 11556 E. Siam Court, Brooklyn, Michigan 49230, county of Lenawee, representing barbers, succeeding George Pappas, is appointed for a term expiring September 30, 2019.

May 31, 2018

I respectfully submit to the Senate the following appointments to office:

Chair - Fire Fighters Training Council

Chad Merl-John Tackett of 233 21st Street, Otsego, Michigan 49078, county of Allegan, is appointed for a term expiring at the pleasure of the Governor.

Fire Fighters Training Council

Terrence A. Blackmer of 5927 Treasurer Road, Mayville, Michigan 48744, county of Tuscola, representing the Michigan State Firemen's Association, is appointed for a term expiring January 31, 2022.

Brian K. Blomstrom of 6170 W. Peck Road, Sheridan, Michigan 48884, county of Montcalm, representing the Michigan Fire Service Instructors Association, is appointed for a term expiring January 31, 2022.

Aileen Pettinger of 2604 Warwick Street, Saginaw, Michigan 48602, county of Saginaw, representing the Michigan Professional Fire Fighters Union, is appointed for a term expiring January 31, 2022.

Jacob Steichen of 6687 Windwood Drive, Lake Ann, Michigan 49650, county of Benzie, representing the State Fire Marshal, is appointed for a term expiring January 31, 2022.

Alan R. Styles of 6427 Blue Lake Road, Twin Lake, Michigan 49457, county of Muskegon, representing the Michigan Association of Fire Chiefs, is appointed for a term expiring January 31, 2022.

Chad Merl-John Tackett of 233 21st Street, Otsego, Michigan 49078, county of Allegan, representing the Michigan Association of Fire Chiefs, is appointed for a term expiring January 31, 2022.

Lynnae White of 3160 Valley Vista Drive, Allegan, Michigan 49010, county of Allegan, representing the Michigan Fire Inspectors Society, is appointed for a term expiring January 31, 2022.

May 31, 2018

I respectfully submit to the Senate the following appointment to office:

Michigan Public School Employees Retirement System Board

Jeffrey C. Mills of 3198 Hilda Avenue, Allegan, Michigan 49010, county of Allegan, representing school superintendents, succeeding Scott Koenigs knecht, is appointed for a term commencing July 1, 2018, and expiring March 30, 2021.

May 31, 2018

I respectfully submit to the Senate the following appointment to office:

Talent Investment Board

Marisue Moreau of 19114 W. 638 Highway, Onaway, Michigan 49765, county of Presque Isle, representing community-based organizations, succeeding Elaine Wood, is appointed for a term expiring April 15, 2021.

June 4, 2018

I respectfully submit to the Senate the following appointments to office:

School Safety Task Force

Cory J. Chavis of 42538 Ashley Court, Canton, Michigan 48187, county of Wayne, representing parents, is appointed for a term expiring at the pleasure of the Governor.

Nicholas Dent of 180 Hickory Hills, Marshall, Michigan 49068, county of Calhoun, representing teachers, is appointed for a term expiring at the pleasure of the Governor.

David M. Forystek of 134 N. Leroy Street, Fenton, Michigan 48430, county of Genesee, nominee of the Speaker of the House, is appointed for a term expiring at the pleasure of the Governor.

Brian Gard of 6467 Gran Via, Rockford, Michigan 49341, county of Kent, nominee of the Senate Majority Leader, is appointed for a term expiring at the pleasure of the Governor.

Larry D. Johnson of 4580 Country Hill Drive, Kentwood, Michigan 49512, county of Kent, representing school administrators, is appointed for a term expiring at the pleasure of the Governor.

Richard Joseph of 441 Cambridge Drive, Royal Oak, Michigan 48067, county of Oakland, nominee of the House Minority Leader, is appointed for a term expiring at the pleasure of the Governor.

Paul C. Lauria of 2720 Bill Brael Drive, Mount Pleasant, Michigan 48858, county of Isabella, representing law enforcement, is appointed for a term expiring at the pleasure of the Governor.

Elizabeth P. Newell of 3040 Noble Road, Williamston, Michigan 48895, county of Ingham, representing health professionals, is appointed for a term expiring at the pleasure of the Governor.

Nolan M. Wright of 8779 Sydney Drive, Saline, Michigan 48176, county of Washtenaw, representing students, is appointed for a term expiring at the pleasure of the Governor.

Patricia A. Kovacs of 22631 Avon Street, St. Clair Shores, Michigan 48082, county of Macomb, nominee of the Senate Minority Leader, is appointed for a term expiring at the pleasure of the Governor.

Sincerely,
Rick Snyder
Governor

The appointments were referred to the Committee on Government Operations.

By unanimous consent the Senate returned to the order of
Motions and Communications

Senator Kowall moved that rule 3.902 be suspended to allow the guests of Senator MacGregor admittance to the Senate floor, including the center aisle.

The motion prevailed, a majority of the members serving voting therefor.

Senator Kowall moved that rule 3.901 be suspended to allow photographs to be taken from the Senate floor.

The motion prevailed, a majority of the members serving voting therefor.

Recess

Senator Kowall moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 10:09 a.m.

11:49 a.m.

The Senate was called to order by the President pro tempore, Senator Schuitmaker.

During the recess, Senators Rocca and Young entered the Senate Chamber.

During the recess, Senator MacGregor and Representative Afendoulis introduced the Rockford High School Marching Band, 2017 Flight I MCBA Champions, and Director Brian Phillips; and presented them with a Special Tribute.

Director Phillips responded briefly.

By unanimous consent the Senate proceeded to the order of
Conference Reports

Senator Kowall moved that Joint Rule 9 be suspended to permit immediate consideration of the conference report relative to the following bill:

Senate Bill No. 848

The motion prevailed, a majority of the members serving voting therefor.

Senator Hildenbrand submitted the following:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 848, entitled

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, the judicial branch, and the legislative branch for the fiscal years ending September 30, 2019; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, capital outlay, the judicial branch, and the legislative branch for the fiscal years ending September 30, 2018 and September 30, 2019 and for other fiscal years; to provide for certain conditions on appropriations; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

ARTICLE I

DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of agriculture and rural development for the fiscal year ending September 30, 2019, from the following funds:

DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT

APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	500.5	
GROSS APPROPRIATION		\$ 107,948,100
Interdepartmental grant revenues:		
IDG from department of licensing and regulatory affairs, liquor quality testing fees.....		223,700
IDG from department of environmental quality, biosolids.....		90,200
Total interdepartmental grants and intradepartmental transfers		313,900
ADJUSTED GROSS APPROPRIATION		\$ 107,634,200
Federal revenues:		
USDA, multiple grants		6,118,600
EPA, multiple grants.....		1,277,300
HHS-FDA		4,140,500
Department of interior.....		238,800
Total federal revenues.....		11,775,200
Special revenue funds:		
Total local revenues		0
Private - slow-the-spread foundation.....		21,300
Private - commodity group revenue		80,500
Total private revenues.....		101,800
Agricultural preservation fund.....		1,442,500
Agriculture equine industry development fund		3,667,200
Agriculture licensing and inspection fees		4,110,200
Animal welfare fund.....		150,000
Commodity inspection fees		650,000
Consumer and industry food safety education fund.....		356,500
Dairy and food safety fund		5,978,900
Feed control fund		1,305,400
Fertilizer control fund.....		1,095,600
Freshwater protection fund.....		7,940,700
Gasoline inspection and testing fund		1,444,400
Grain dealers fee fund.....		589,800
Horticulture fund		40,000
Industry support funds.....		486,100
Michigan craft beverage council fund.....		917,200
Migratory labor housing fund.....		169,100
Private forestland enhancement fund.....		581,500
Refined petroleum fund.....		3,316,800
Rural development fund		2,004,600
Testing fees.....		200,000
Weights and measures regulation fees.....		725,500
Total other state restricted revenues		37,172,000
State general fund/general purpose		\$ 58,585,200

For Fiscal Year
Ending Sept. 30,
2019

State general fund/general purpose schedule:

Ongoing state general fund/general purpose\$55,430,200
One-time state general fund/general purpose \$3,155,000

Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT

Full-time equated unclassified positions..... 6.0
Full-time equated classified positions 24.0
Unclassified salaries—6.0 FTE positions..... \$ 573,500
Accounting service center 1,164,200
Commissions and boards 23,800
Emergency management—4.0 FTE positions..... 1,093,300
Executive direction—20.0 FTE positions..... 2,561,900
Property management 705,700
GROSS APPROPRIATION \$ 6,122,400

Appropriated from:

Federal revenues:

HHS-FDA 438,100
Special revenue funds:
Agricultural preservation fund..... 16,600
Agriculture licensing and inspection fees 127,500
Freshwater protection fund..... 24,500
Industry support funds..... 54,300
Michigan craft beverage council fund..... 31,000
State general fund/general purpose \$ 5,430,400

Sec. 103. INFORMATION AND TECHNOLOGY

Information technology services and projects \$ 1,794,500
GROSS APPROPRIATION \$ 1,794,500

Appropriated from:

Interdepartmental grant revenues:

IDG from department of licensing and regulatory affairs, liquor quality testing fees..... 3,200
Special revenue funds:
Agricultural preservation fund..... 200
Agriculture licensing and inspection fees 93,800
Dairy and food safety fund 61,200
Freshwater protection fund..... 100
Gasoline inspection testing fund 31,800
Michigan craft beverage council fund..... 500
State general fund/general purpose \$ 1,603,700

Sec. 104. FOOD AND DAIRY

Full-time equated classified positions 132.0
Food safety and quality assurance—96.0 FTE positions \$ 16,602,900
Milk safety and quality assurance—36.0 FTE positions..... 5,439,900
GROSS APPROPRIATION \$ 22,042,800

Appropriated from:

Federal revenues:

HHS-FDA 2,398,600
USDA, multiple grants 137,100
Special revenue funds:
Consumer and industry food safety education fund..... 356,500
Dairy and food safety fund 5,421,500
State general fund/general purpose \$ 13,729,100

Sec. 105. ANIMAL INDUSTRY

Full-time equated classified positions 61.0
Animal disease prevention and response—61.0 FTE positions \$ 9,356,900
Indemnification—livestock depredation 50,000
GROSS APPROPRIATION \$ 9,406,900

For Fiscal Year
Ending Sept. 30,
2019

Appropriated from:	
Federal revenues:	
Department of interior.....	40,800
HHS-FDA	46,600
USDA, multiple grants	530,600
Special revenue funds:	
Private - commodity group revenue	30,500
Agriculture licensing and inspection fees	70,300
Animal welfare fund.....	150,000
State general fund/general purpose	\$ 8,538,100
Sec. 106. PESTICIDE AND PLANT PEST MANAGEMENT	
Full-time equated classified positions	93.0
Pesticide and plant pest management—87.0 FTE positions.....	\$ 14,172,700
Producer security/grain dealers—6.0 FTE positions	628,200
GROSS APPROPRIATION	\$ 14,800,900
Appropriated from:	
Federal revenues:	
Department of interior.....	101,700
EPA, multiple grants.....	543,000
HHS-FDA	325,300
USDA, multiple grants	716,900
Special revenue funds:	
Private - slow-the-spread foundation.....	21,300
Agriculture licensing and inspection fees	3,481,900
Commodity inspection fees	648,900
Feed control fund	1,116,200
Fertilizer control fund.....	1,071,600
Freshwater protection fund.....	156,200
Grain dealers fee fund.....	581,800
Horticulture fund.....	40,000
Industry support funds.....	251,400
State general fund/general purpose	\$ 5,744,700
Sec. 107. ENVIRONMENTAL STEWARDSHIP	
Full-time equated classified positions	65.5
Environmental stewardship - MAEAP—25.0 FTE positions	\$ 10,191,300
Farmland and open space preservation—10.0 FTE positions	1,545,000
Intercounty drain—6.0 FTE positions	811,900
Migrant labor housing—9.0 FTE positions.....	1,231,100
Qualified forest program—9.0 FTE positions	2,590,000
Right-to-farm—6.5 FTE positions.....	964,000
GROSS APPROPRIATION	\$ 17,333,300
Appropriated from:	
Interdepartmental grant revenues:	
IDG from department of environmental quality, biosolids.....	90,200
Federal revenues:	
Department of interior.....	96,300
EPA, multiple grants.....	560,500
USDA, multiple grants	822,300
Special revenue funds:	
Agricultural preservation fund.....	1,425,700
Freshwater protection fund.....	7,714,900
Migratory labor housing fund.....	140,100
Private forestland enhancement fund.....	581,500
State general fund/general purpose	\$ 5,901,800

For Fiscal Year
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2019

Sec. 108. LABORATORY SERVICES

Full-time equated classified positions	108.0	
Central licensing and customer service call center—12.0 FTE positions		\$ 1,338,200
Consumer protection program—41.0 FTE positions		6,790,600
Laboratory services—42.0 FTE positions		7,141,500
USDA monitoring—13.0 FTE positions		1,637,300
GROSS APPROPRIATION		<u>\$ 16,907,600</u>

Appropriated from:

Interdepartmental grant revenues:

IDG from department of licensing and regulatory affairs, liquor quality testing fees		220,500
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Federal revenues:

EPA, multiple grants		173,800
HHS-FDA		931,900
USDA, multiple grants		1,638,500

Special revenue funds:

Agriculture licensing and inspection fees		336,700
Commodity inspection fees		1,100
Dairy and food safety fund		496,200
Feed control fund		189,200
Fertilizer control fund		24,000
Freshwater protection fund		45,000
Gasoline inspection and testing fund		1,412,600
Grain dealers fee fund		8,000
Migratory labor housing fund		29,000
Refined petroleum fund		3,316,800
Testing fees		200,000
Weights and measures regulation fees		725,500
State general fund/general purpose		<u>\$ 7,158,800</u>

Sec. 109. AGRICULTURAL DEVELOPMENT

Full-time equated classified positions	17.0	
Agricultural development—13.0 FTE positions		\$ 4,253,100
Food and agriculture investment program		5,125,000
Michigan craft beverage council—3.0 FTE positions		934,800
Rural development fund grant program—1.0 FTE position		2,004,600
GROSS APPROPRIATION		<u>\$ 12,317,500</u>

Appropriated from:

Federal revenues:

USDA, multiple grants		2,273,200
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Special revenue funds:

Private - commodity group revenue		50,000
Industry support funds		180,400
Michigan craft beverage council fund		885,700
Rural development fund		2,004,600
State general fund/general purpose		<u>\$ 6,923,600</u>

Sec. 110. FAIRS AND EXPOSITIONS

County fairs, shows, and expositions grants		\$ 400,000
Fairs and racing		256,600
Licensed tracks - light horse racing		40,300
Light horse racing - breeders' awards		20,000
Purses and supplements - fairs/licensed tracks		708,300
Standardbred breeders' awards		345,900
Standardbred purses and supplements - licensed tracks		671,800
Standardbred sire stakes		275,000
Thoroughbred breeders' awards		368,600
Thoroughbred sire stakes		378,800
Thoroughbred supplements - licensed tracks		601,900
GROSS APPROPRIATION		<u>\$ 4,067,200</u>

	For Fiscal Year Ending Sept. 30, 2019
Appropriated from:	
Special revenue funds:	
Agriculture equine industry development fund	3,667,200
State general fund/general purpose	\$ 400,000
Sec. 111. ONE-TIME APPROPRIATIONS	
Animal agriculture initiative.....	\$ 2,000,000
County fairs, shows, and expositions	775,000
ACRE agriculture incubator	260,000
ODC network - project clarity.....	120,000
GROSS APPROPRIATION	\$ 3,155,000
Appropriated from:	
Special revenue funds:	
State general fund/general purpose	\$ 3,155,000

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2018-2019

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2018-2019 is \$95,757,200.00 and state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is \$6,350,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT

Environmental stewardship/MAEAP	\$ 4,250,000
Qualified forest program	1,500,000
Rural development fund grant program.....	600,000
TOTAL.....	\$ 6,350,000

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

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

- (a) "Department" means the department of agriculture and rural development.
- (b) "Director" means the director of the department.
- (c) "EPA" means the United States Environmental Protection Agency.
- (d) "FDA" means the United States Food and Drug Administration.
- (e) "Fiscal agencies" means the Michigan house fiscal agency and the Michigan senate fiscal agency.
- (f) "FTE" means full-time equated.
- (g) "HHS" means the United States Department of Health and Human Services.
- (h) "IDG" means interdepartmental grant.
- (i) "LARA" means the Michigan department of licensing and regulatory affairs.
- (j) "LCC" means the Michigan liquor control commission.
- (k) "MAEAP" means the Michigan agriculture environmental assurance program.
- (l) "MDEQ" means the Michigan department of environmental quality.
- (m) "MDNR" means the Michigan department of natural resources.
- (n) "MOU" means memorandum of understanding.
- (o) "Subcommittees" means all members of the subcommittees of the house and senate appropriations committees with jurisdiction over the budget for the department.
- (p) "TB" means tuberculosis.
- (q) "USDA" means the United States Department of Agriculture.

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

Sec. 205. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 206. The director shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. Each director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services or supplies, or both.

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

(a) The dates of each travel occurrence.

(b) The transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

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

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

Sec. 210. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$5,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$6,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

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

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

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

(e) Job specifications and wage rates.

Sec. 212. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the senate and house appropriations chairs, the subcommittees, respectively, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2018 and September 30, 2019.

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

Sec. 214. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 is \$12,428,400.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$5,729,700.00. Total agency appropriations for retiree health care legacy costs are estimated at \$6,698,700.00.

Sec. 215. The department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 234. The department and agencies receiving appropriations in part 1 shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The department may electronically retain copies of reports unless otherwise required by federal and state guidelines.

DEPARTMENTAL ADMINISTRATION AND SUPPORT

Sec. 301. (1) The department may establish a fee schedule and collect fees for the following work activities and services:

- (a) Pesticide and plant pest management propagation and certification of virus-free foundation stock.
- (b) Fruit and vegetable inspection and grading services at shipping and termination points and processing plants.
- (c) Laboratory support analyses of food, livestock, and agricultural products for disease, foreign products for disease, toxic materials, foreign substances, and quality standards.
- (d) Laboratory support test samples for other state and local agencies and public or private organizations.

(2) The department may receive and expend revenue from the fees authorized under subsection (1), subject to appropriation, for the purpose of recovering expenses associated with the work activities and services described in subsection (1). Fee revenue collected by the department under subsection (1) shall not lapse to the state general fund at the end of the fiscal year but shall carry forward for appropriation by the legislature in the subsequent fiscal year.

(3) The department shall notify the subcommittees, the fiscal agencies, and the state budget office 30 days prior to proposing changes in fees authorized under this section or under section 5 of 1915 PA 91, MCL 285.35.

(4) On or before February 1 of each year, the department shall provide a report to the subcommittees, the fiscal agencies, and the state budget office detailing all the fees charged by the department under the authorization provided in this section, including, but not limited to, rates, number of individuals paying each fee, and the revenue generated by each fee in the previous fiscal year.

Sec. 302. (1) The department may contract with or provide grants to local units of government, institutions of higher education, or nonprofit organizations to support activities authorized by appropriations in part 1. As used in this section, contracts and grants include, but are not limited to, contracts for delivery of groundwater/freshwater programs, MAEAP technical assistance, forest management, invasive species monitoring, wildlife risk mitigation, grants promoting proper pesticide disposal, and research grants for the purpose of enhancing the agricultural industries in this state.

(2) The department shall provide notice of contracts or grants authorized under this section to the subcommittees, the fiscal agencies, and the state budget office not later than 7 days before the department notifies contract or grant recipients.

FOOD AND DAIRY

Sec. 401. (1) The department shall report on the previous fiscal year's activities of the food and dairy division. The report shall include information on activities and outcomes of the dairy safety and inspection program, the food safety inspection program, the foodborne illness and emergency response program, and the food service program.

(2) The report shall include information on significant foodborne outbreaks and emergencies, including any significant enforcement actions taken related to food safety during the prior calendar year.

(3) The report shall be transmitted to the subcommittees, the fiscal agencies, and the state budget office and posted to the department's website on or before April 1 of each year.

ANIMAL INDUSTRY

Sec. 451. From the funds appropriated in part 1 for bovine tuberculosis, the department shall pay for all whole herd testing costs and individual animal testing costs in the modified accredited zone to maintain split-state status requirements. These costs include indemnity and compensation for injury causing death or downer to animals.

Sec. 452. (1) The department shall report on the previous calendar year's activities of the animal industry division. The report shall be transmitted to the subcommittees, the fiscal agencies, and the state budget office and posted to the department's website on or before April 1 of each year.

(2) The department shall include in the report all indemnification payments for livestock depredation made in the previous calendar year and shall include all of the following:

- (a) The reason for the indemnification.
- (b) The amount of the indemnification.
- (c) The person for whom the indemnification was paid.

Sec. 454. The department shall use its resources to collaborate with the USDA to monitor bovine TB, consistent with the May 2016 memorandum of understanding between the department and the USDA.

Sec. 457. (1) On or before October 15, 2018, the department shall provide to the subcommittees, the fiscal agencies, and the state budget office a report on bovine TB status and department activities.

(2) For each fiscal quarter following the report required in subsection (1), the department shall provide an update to the subcommittees, the fiscal agencies, and the state budget office. The quarterly update reports shall identify significant impacts to the program, including new incidence of bovine TB in this state, department activity associated with specific new incidence of bovine TB, any changes in USDA requirements or movement orders, and information and data on wildlife risk mitigation plan implementation in the modified accredited zone; implementation of a movement certificate process; progress toward annual surveillance test requirements; efforts to work with slaughter facilities in this state, as well as those that slaughter a significant number of animals from this state; educational programs and information for this state's livestock community; and any other item the legislature should be aware of that will promote or hinder efforts to achieve bovine TB-free status for this state.

Sec. 459. It is the intent of the legislature that the department shall not conduct whole herd bovine TB testing on any 1 herd in a TB-free zone more often than every 4 years or re-test until all other herds in their county have been tested, unless involved in an epidemiological investigation, there is an outbreak within a 10-radius-mile area, or is not on a verified wildlife risk mitigated premises. If there is an outbreak within a 10-radius-mile area, protocols outlined by the current memorandum of understanding with the USDA shall be used.

Sec. 462. From the funds appropriated in part 1, not to exceed \$20,000.00, the department shall establish a grant program to assist in the construction of protective systems for apiaries. The department may make grants under this program to reimburse apiary owners for costs of projects designed to protect apiaries from damage by wildlife, subject to all of the following:

(a) Grants may not exceed \$250.00 per apiary site.

(b) Grants under this subsection may be made only for projects identified and approved by the department prior to the start of project activity.

PESTICIDE AND PLANT PEST MANAGEMENT

Sec. 501. The department shall report on the previous calendar year's activities of the pesticide and plant pest management division. The report shall be transmitted to the subcommittees, the fiscal agencies, and the state budget office and posted to the department's website on or before April 1 of each year.

ENVIRONMENTAL STEWARDSHIP

Sec. 601. The funds appropriated in part 1 for environmental stewardship/MAEAP shall be used to support department agriculture pollution prevention programs, including groundwater and freshwater protection programs under part 87 of the Michigan natural resources and environmental protection act, 1994 PA 451, MCL 324.8701 to 324.8717, and technical assistance in implementing conservation grants available under the federal farm bill of 2014.

Sec. 602. The department shall report on the previous calendar year's activities of the environmental stewardship division. The report shall be transmitted to the subcommittees, the fiscal agencies, and the state budget office and posted to the department's website on or before April 1 of each year.

Sec. 604. The department may receive and expend federal revenues in excess of the federal revenue appropriated in section 107 of part 1 for environmental stewardship and MAEAP activities. The department shall notify the subcommittees, the fiscal agencies, and the state budget office prior to expending federal revenues authorized under this section.

Sec. 608. (1) The appropriations in part 1 for the qualified forest affidavit program are for the purpose of increasing the knowledge of nonindustrial private forestland owners of sound forest management practices and increasing the amount of commercial timber production from those lands.

(2) The department shall work in partnership with stakeholder groups and other state and federal agencies to increase the active management of nonindustrial private forestland to foster the growth of Michigan's timber product industry.

LABORATORY PROGRAM

Sec. 651. The department shall report on the previous calendar year's activities of the laboratory division. The report shall be transmitted to the subcommittees, the fiscal agencies, and the state budget office and posted to the department's website on or before April 1 of each year.

AGRICULTURE DEVELOPMENT

Sec. 701. (1) From the funds appropriated in part 1 for the food and agriculture investment program, the department shall establish and administer a food and agriculture investment program.

(2) The food and agriculture investment program shall expand the Michigan food and agriculture sector, grow Michigan exports, promote the development of value-added agricultural production, food hubs, food incubators, and community-based processing facilities, and the expansion of farm markets and urban agriculture, and increase food processing activities within the state by accelerating projects and infrastructure development that support growth in the food and agriculture processing industry.

(3) In addition to the funds appropriated in part 1, the department may receive and expend funds received from outside sources for the food and agriculture investment program.

(4) Before the allocation of funding, all projects shall receive approval from the Michigan commission of agriculture and rural development, except for projects selected through a competitive process by a joint evaluation committee selected by the director and consisting of representatives that have agriculture, business, and economic development expertise. Projects funded through the food and agriculture investment program will be required to have a grant agreement that outlines milestones and activities that must be met in order to receive a disbursement of funds. Projects must also identify measurable project outcomes.

(5) The department shall include in the agriculture development annual report a report on the food and agriculture investment program for the previous fiscal year that includes a listing of the grantees, award amounts, match funding, project locations, and project outcomes.

(6) The food and agriculture investment program shall be administered by the department and provide support for food and agriculture projects that will enable growth in the industry and this state's economy.

(7) The unexpended funds appropriated in part 1 for the food and agriculture investment program are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and

shall be available for expenditures for projects under this section until the projects have been completed. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is to promote and expand the Michigan food and agriculture sector, grow Michigan exports, and increase food processing activities within the state.

(b) The project will be funded in accordance with this section and the project guidelines approved by the Michigan agriculture commission prior to an award.

(c) The estimated cost of this project is identified in the appropriation line item.

(d) The tentative completion date for the work project is September 30, 2021.

(8) The department may expend money from the funds appropriated in part 1 for the food and agriculture investment program, including all of the following activities:

(a) Grants.

(b) Loans or loan guarantees.

(c) Infrastructure development.

(d) Other economic assistance.

(e) Program administration.

(f) Export assistance.

(9) The department shall expend no more than 10% from the funds appropriated in part 1 for the food and agriculture investment program for administrative purposes.

Sec. 706. (1) The department shall report on the previous calendar year's activities of the agriculture development division. The report shall be transmitted to the subcommittees, the fiscal agencies, and the state budget office and posted to the department's website on or before April 1 of each year.

(2) The report shall include the following information on any grants awarded during the prior fiscal year:

(a) The name of the grantee.

(b) The amount of the grant.

(c) The purpose of the grant, including measurable outcomes.

(d) Additional state, federal, private, or local funds contributed to the grant project.

(e) The completion date of grant-funded activities.

(3) The report shall include the following information on the Michigan craft beverage council established under section 303 of the Michigan liquor control code of 1998, 1998 PA 58, MCL 436.1303:

(a) Council activities and accomplishments for the previous fiscal year.

(b) Council expenditures for the previous fiscal year by category of administration, industry support, research and education grants, and promotion and consumer education.

(c) Grants awarded during the previous fiscal year and the results of research grant projects completed during the previous fiscal year.

FAIRS AND EXPOSITIONS

Sec. 801. All appropriations from the agriculture equine industry development fund shall be spent on equine-related purposes. No funds from the agriculture equine industry development fund shall be expended for nonequine-related purposes without prior approval of the legislature.

Sec. 802. From the funds appropriated in part 1 from agriculture equine industry development funds, available revenue shall be allocated in the following priority order:

(a) To support all administrative, contractual, and regulatory costs incurred by the department and the Michigan gaming control board.

(b) Up to \$395,000.00 shall be allocated to the purses and supplements - fairs/licensed tracks line item.

(c) Any remaining funds collected through September 30, 2019, after the obligations in subdivisions (a) and (b) have been met, shall be prorated equally among the supplements, breeders' awards, and sire stakes awards to eligible race meeting licensees in accordance with section 20 of the horse racing law of 1995, 1995 PA 279, MCL 431.320.

Sec. 805. (1) The department shall establish and administer a county fairs, shows, and expositions grant program. The program shall have the following objectives:

(a) Assist in the promotion of building improvements or other capital improvements at county fairgrounds of the state.

(b) Provide financial support, promotion, prizes, and premiums of equine, livestock, and other agricultural commodity expositions in the state.

(2) The department shall award grants on a competitive basis to county fairs or other organizations from the funds appropriated in part 1 for county fairs, shows, and expositions grants. Grantees will be required to provide a dollar-for-dollar cash match with grant awards and identify measurable project outcomes. A county fair organization that received a county fair capital improvement grant in the prior fiscal year shall not receive a grant from the appropriation in part 1.

(3) From the amount appropriated in part 1 for county fairs, shows, and expositions, up to \$25,000.00 shall be expended for the purpose of financial support, promotion, prizes, and premiums of equine, livestock, and other agricultural commodity expositions in this state, and festivals.

(4) All fairs receiving grants under this section shall provide a report to the department on the financial impact resulting from the capital improvement project on both fair and nonfair events. These reports are due for 3 years immediately following the completion of the capital improvement project.

(5) The department shall identify criteria, evaluate applications, and provide recommendations to the director for final approval of grant awards.

(6) The department may expend money from the funds appropriated in part 1 for the county fairs, shows, and expositions grants for administering the program.

(7) From the funds appropriated in part 1 for county fairs, shows, and expositions grants, \$25,000.00 shall be used for renovations to the Tuscola County fair grandstand, and \$250,000.00 shall be used for the construction and furnishing of a community center at the Tuscola County fair.

(8) The unexpended portion of the county fairs, shows, and expositions grants is considered a work project appropriation in accordance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a. The following apply to the project:

(a) The purpose of the project is to support building improvements or other capital improvements at county fairgrounds of the state.

(b) All grants will be distributed in accordance with this section and the grant guidelines published prior to the request for proposals.

(c) The estimated cost of the project is identified in the appropriation line item.

(d) The tentative completion date for the work project is September 30, 2021.

(9) The department shall provide a year-end report on the county fairs, shows, and expositions grants no later than December 1, 2019 to the subcommittees, the fiscal agencies, and the state budget director that includes a listing of the grantees, award amounts, match funding, and project outcomes.

ARTICLE V
DEPARTMENT OF CORRECTIONS
PART 1
LINE-ITEM APPROPRIATIONS

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

**DEPARTMENT OF CORRECTIONS
APPROPRIATION SUMMARY**

Average population.....	38,815	
Full-time equated unclassified positions	16.0	
Full-time equated classified positions	13,963.2	
GROSS APPROPRIATION		\$ 2,017,056,200
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION		\$ 2,017,056,200
Federal revenues:		
Total federal revenues.....		5,315,200
Special revenue funds:		
Total local revenues.....		8,960,100
Total private revenues.....		0
Total other state restricted revenues		40,939,600
State general fund/general purpose		\$ 1,961,841,300

Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT

Full-time equated unclassified positions.....	16.0	
Full-time equated classified positions	322.0	
Unclassified salaries—16.0 FTE positions.....		\$ 1,884,600
Administrative hearings officers.....		3,266,100
Budget and operations administration—240.0 FTE positions.....		32,971,300
Compensatory buyout and union leave bank.....		100
County jail reimbursement program.....		15,064,600
Equipment and special maintenance.....		1,559,700
Executive direction—20.0 FTE positions.....		4,298,200
Judicial data warehouse user fees		50,600
New custody staff training		9,527,600
Prison industries operations—62.0 FTE positions		9,989,700
Property management		2,413,100
Prosecutorial and detainer expenses.....		4,901,000

	For Fiscal Year Ending Sept. 30, 2019
Sheriffs' coordinating and training office	100,000
Worker's compensation.....	10,613,000
GROSS APPROPRIATION	\$ 96,639,600
Appropriated from:	
Federal revenues:	
DOJ, prison rape elimination act grant	674,700
Special revenue funds:	
Correctional industries revolving fund	9,989,700
Correctional industries revolving fund 110	616,700
Jail reimbursement program fund.....	5,900,000
Local corrections officer training fund.....	100,000
Program and special equipment fund	100
State general fund/general purpose	\$ 79,358,400
Sec. 103. OFFENDER SUCCESS ADMINISTRATION	
Full-time equated classified positions	351.4
Community corrections comprehensive plans and services	\$ 12,058,000
Education/skilled trades/career readiness programs—270.4 FTE positions.....	39,009,700
Enhanced food technology program—12.0 FTE positions	2,000,000
Federally qualified health center pilot.....	250,000
Felony drunk driver jail reduction and community treatment program	1,440,100
Goodwill Flip the Script.....	1,500,000
Offender success federal grants.....	751,000
Offender success community partners.....	14,500,000
Offender success programming	11,772,800
Public safety initiative.....	4,000,000
Offender success services—69.0 FTE positions.....	15,145,700
Residential probation diversions.....	17,825,500
GROSS APPROPRIATION	\$ 120,252,800
Appropriated from:	
Federal revenues:	
DOJ, prisoner reintegration	751,000
Federal education funding	1,536,300
Special revenue funds:	
Program and special equipment fund	10,213,200
State general fund/general purpose	\$ 107,752,300
Sec. 104. FIELD OPERATIONS ADMINISTRATION	
Full-time equated classified positions	2,182.6
Criminal justice reinvestment	\$ 5,498,400
Detroit Detention Center—66.1 FTE positions	8,685,100
Detroit Reentry Center—236.0 FTE positions	29,989,600
Field operations—1,849.5 FTE positions	215,083,300
Parole board operations—31.0 FTE positions.....	3,727,300
Parole/probation services.....	940,000
Residential alternative to prison program.....	1,500,000
Substance abuse parole certain sanction program	1,440,000
Supervising region incentive program.....	1,000,000
GROSS APPROPRIATION	\$ 267,863,700
Appropriated from:	
Special revenue funds:	
Local - community tether program reimbursement.....	275,000
Local revenues.....	8,685,100
Parole and probation oversight fees	4,000,000
Parole and probation oversight fees set-aside	940,000
Reentry center offender reimbursements.....	10,000
Tether program participant contributions	2,630,500
State general fund/general purpose	\$ 251,323,100

For Fiscal Year
Ending Sept. 30,
2019

Sec. 105. CORRECTIONAL FACILITIES ADMINISTRATION

Full-time equated classified positions	654.0	
Central records—38.0 FTE positions		\$ 4,446,300
Correctional facilities administration—24.0 FTE positions		5,010,700
Housing inmates in federal institutions		611,000
Inmate housing fund		100
Inmate legal services		490,900
Leased beds and alternatives to leased beds		100
Prison food service—352.0 FTE positions		70,342,800
Prison kitchen inspections		50,000
Prison store operations—33.0 FTE positions		3,282,600
Public works programs		1,000,000
Transportation—207.0 FTE positions		26,768,000
GROSS APPROPRIATION		\$ 112,002,500
Appropriated from:		
Federal revenues:		
DOJ-BOP, federal prisoner reimbursement		411,000
SSA-SSI, incentive payment		272,000
Special revenue funds:		
Correctional industries revolving fund 110		573,900
Public works user fees		1,000,000
Resident stores		3,282,600
State general fund/general purpose		\$ 106,463,000

Sec. 106. HEALTH CARE

Full-time equated classified positions	1,461.1	
Clinical complexes—1,047.1 FTE positions		\$ 146,066,300
Health care administration—20.0 FTE positions		3,775,800
Healthy Michigan plan administration—12.0 FTE positions		1,124,700
Hepatitis C treatment		6,735,500
Interdepartmental grant to health and human services, eligibility specialists		119,700
Mental health services and support—376.0 FTE positions		45,981,100
Prisoner health care services		86,717,900
Substance abuse testing and treatment services—6.0 FTE positions		21,386,600
Vaccination program		691,200
GROSS APPROPRIATION		\$ 312,598,800
Appropriated from:		
Federal revenues:		
DOJ, Office of Justice programs, RSAT		250,200
Federal revenues and reimbursements		385,200
Special revenue funds:		
Prisoner health care copayments		257,200
State general fund/general purpose		\$ 311,706,200

Sec. 107. CORRECTIONAL FACILITIES

Average population	38,815	
Full-time equated classified positions	8,992.1	
Alger Correctional Facility - Munising—259.0 FTE positions		\$ 31,189,400
Baraga Correctional Facility - Baraga—293.8 FTE positions		36,021,600
Bellamy Creek Correctional Facility - Ionia—391.2 FTE positions		45,003,600
Carson City Correctional Facility - Carson City—424.4 FTE positions		49,613,500
Central Michigan Correctional Facility - St. Louis—387.6 FTE positions		47,009,300
Charles E. Egeler Correctional Facility - Jackson—387.6 FTE positions		46,801,100
Chippewa Correctional Facility - Kincheloe—445.6 FTE positions		52,230,000
Cooper Street Correctional Facility - Jackson—262.1 FTE positions		30,325,000
Earnest C. Brooks Correctional Facility - Muskegon—245.2 FTE positions		30,604,700
G. Robert Cotton Correctional Facility - Jackson—393.0 FTE positions		45,634,700
Gus Harrison Correctional Facility - Adrian—443.6 FTE positions		50,857,600

	For Fiscal Year Ending Sept. 30, 2019
Ionia Correctional Facility - Ionia—287.3 FTE positions	34,886,000
Kinross Correctional Facility - Kincheloe—256.6 FTE positions	33,008,100
Lakeland Correctional Facility - Coldwater—276.4 FTE positions.....	33,619,700
Macomb Correctional Facility - New Haven—292.8 FTE positions	35,285,600
Marquette Branch Prison - Marquette—319.7 FTE positions.....	38,697,200
Michigan Reformatory - Ionia—318.7 FTE positions	36,034,000
Muskegon Correctional Facility - Muskegon—206.0 FTE positions.....	26,109,600
Newberry Correctional Facility - Newberry—198.1 FTE positions.....	24,673,000
Oaks Correctional Facility - Eastlake—289.4 FTE positions	34,862,600
Ojibway Correctional Facility - Marenisco—201.1 FTE positions.....	23,747,300
Parnall Correctional Facility - Jackson—264.1 FTE positions	29,475,600
Richard A. Handlon Correctional Facility - Ionia—252.7 FTE positions	30,762,400
Saginaw Correctional Facility - Freeland—275.9 FTE positions.....	33,835,800
Special Alternative Incarceration Program - Cassidy Lake—120.0 FTE positions	14,179,300
St. Louis Correctional Facility - St. Louis—302.6 FTE positions.....	37,907,700
Thumb Correctional Facility - Lapeer—283.6 FTE positions.....	33,809,700
Womens Huron Valley Correctional Complex - Ypsilanti—504.1 FTE positions	60,568,400
Woodland Correctional Facility - Whitmore Lake—277.9 FTE positions	33,169,100
Northern region administration and support—43.0 FTE positions	4,336,300
Southern region administration and support—89.0 FTE positions	20,430,900
Facility closure	(19,201,100)
GROSS APPROPRIATION	\$ 1,065,487,700
Appropriated from:	
Federal revenues:	
DOJ, state criminal assistance program	1,034,800
Special revenue funds:	
State restricted fees, revenues, and reimbursements	102,100
State general fund/general purpose	\$ 1,064,350,800
Sec. 108. INFORMATION TECHNOLOGY	
Information technology services and projects.....	\$ 30,583,400
GROSS APPROPRIATION	\$ 30,583,400
Appropriated from:	
Special revenue funds:	
Correctional industries revolving fund 110.....	178,600
Parole and probation oversight fees set-aside	701,000
Program and special equipment fund.....	444,000
State general fund/general purpose	\$ 29,259,800
Sec. 109. ONE-TIME APPROPRIATIONS	
Higher custody level programming	\$ 2,400,000
New custody staff training	9,227,700
GROSS APPROPRIATION	\$ 11,627,700
Appropriated from:	
State general fund/general purpose	\$ 11,627,700

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2018-2019

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2018-2019 is \$2,002,780,900.00 and state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is \$122,169,600.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF CORRECTIONS

County jail reimbursement program.....	\$ 15,064,600
Community corrections comprehensive plans and services	12,058,000
Felony drunk driver jail reduction and community treatment program	1,440,100
Field operations	65,380,300

Leased beds and alternatives to leased beds	100
Prosecutorial and detainer expenses.....	4,901,000
Public safety initiative.....	4,000,000
Residential alternative to prison program.....	1,500,000
Residential probation diversions.....	17,825,500
TOTAL.....	\$ 122,169,600

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

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

(a) “Administrative segregation” means confinement for maintenance of order or discipline to a cell or room apart from accommodations provided for inmates who are participating in programs of the facility.

(b) “Cost per prisoner” means the sum total of the funds appropriated under part 1 for the following, divided by the projected prisoner population in fiscal year 2018-2019:

- (i) New custody staff training.
- (ii) Education/skilled trades/career readiness programs.
- (iii) Offender success programming.
- (iv) Central records.
- (v) Correctional facilities administration.
- (vi) Inmate legal services.
- (vii) Prison food service.
- (viii) Prison store operations.
- (ix) Transportation.
- (x) Clinical complexes.
- (xi) Hepatitis C treatment.
- (xii) Mental health services and support.
- (xiii) Prisoner health care services.
- (xiv) Vaccination program.
- (xv) Correctional facilities.
- (xvi) Northern and southern region administration and support.
- (xvii) Higher custody level programming.

(c) “Department” or “MDOC” means the Michigan department of corrections.

(d) “DOJ” means the United States Department of Justice.

(e) “DOJ-BOP” means the DOJ Bureau of Prisons.

(f) “EPIC program” means the department’s effective process improvement and communications program.

(g) “Evidence-based” means a decision-making process that integrates the best available research, clinician expertise, and client characteristics.

(h) “Federally qualified health center” means that term as defined in section 1396d(l)(2)(B) of the social security act, 42 USC 1396d.

(i) “FTE” means full-time equated.

(j) “Goal” means the intended or projected result of a comprehensive corrections plan or community corrections program to reduce repeat offending, criminogenic and high-risk behaviors, prison commitment rates, the length of stay in a jail, or to improve the utilization of a jail.

(k) “Jail” means a facility operated by a local unit of government for the physical detention and correction of persons charged with or convicted of criminal offenses.

(l) “MDHHS” means the Michigan department of health and human services.

(m) “Medicaid benefit” means a benefit paid or payable under a program for medical assistance under the social welfare act, 1939 PA 280, MCL 400.1 to 400.119b.

(n) “Objective risk and needs assessment” means an evaluation of an offender’s criminal history; the offender’s noncriminal history; and any other factors relevant to the risk the offender would present to the public safety, including, but not limited to, having demonstrated a pattern of violent behavior, and a criminal record that indicates a pattern of violent offenses.

(o) “OCC” means the office of community corrections.

(p) “Offender eligibility criteria” means particular criminal violations, state felony sentencing guidelines descriptors, and offender characteristics developed by advisory boards and approved by local units of government that identify the offenders suitable for community corrections programs funded through the office of community corrections.

(q) “Offender success” means that an offender has, with the support of the community, intervention of the field agent, and benefit of any participation in programs and treatment, made an adjustment while at liberty in the community such that he or she has not been sentenced to or returned to prison for the conviction of a new crime or the revocation of probation or parole.

(r) "Offender target populations" means felons or misdemeanants who would likely be sentenced to imprisonment in a state correctional facility or jail, who would not likely increase the risk to the public safety based on an objective risk and needs assessment that indicates that the offender can be safely treated and supervised in the community.

(s) "Offender who would likely be sentenced to imprisonment" means either of the following:

(i) A felon or misdemeanant who receives a sentencing disposition that appears to be in place of incarceration in a state correctional facility or jail, according to historical local sentencing patterns.

(ii) A currently incarcerated felon or misdemeanant who is granted early release from incarceration to a community corrections program or who is granted early release from incarceration as a result of a community corrections program.

(t) "Programmatic success" means that the department program or initiative has ensured that the offender has accomplished all of the following:

(i) Obtained employment, has enrolled or participated in a program of education or job training, or has investigated all bona fide employment opportunities.

(ii) Obtained housing.

(iii) Obtained a state identification card.

(u) "Recidivism" means that term as defined in section 1 of 2017 PA 5, MCL 798.31.

(v) "RSAT" means residential substance abuse treatment.

(w) "Serious emotional disturbance" means that term as defined in section 100d(2) of the mental health code, 1974 PA 258, MCL 330.1100d.

(x) "Serious mental illness" means that term as defined in section 100d(3) of the mental health code, 1974 PA 258, MCL 330.1100d.

(y) "SSA" means the United States Social Security Administration.

(z) "SSA-SSI" means SSA supplemental security income.

Sec. 204. The department shall use the internet to fulfill the reporting requirements of this part. This requirement may include transmission of reports via electronic mail to the recipients identified for each reporting requirement or it may include placement of reports on an internet or intranet site.

Sec. 205. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 206. The department shall not take disciplinary action against an employee or a prisoner for communicating with a member of the legislature or his or her staff.

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

(a) The dates of each travel occurrence.

(b) The total transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

Sec. 208. Funds appropriated in part 1 shall not be used by the department to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those outside services that the attorney general authorizes.

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

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

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

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

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

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

- (a) Fiscal year-to-date expenditures by category.
- (b) Fiscal year-to-date expenditures by appropriation unit.
- (c) Fiscal year-to-date payments to a selected vendor, including the vendor name, payment date, payment amount, and payment description.
- (d) The number of active department employees by job classification.
- (e) Job specifications and wage rates.

Sec. 212. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the chairpersons of the senate and house appropriations committees, the chairpersons of the senate and house appropriations subcommittees on corrections, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the prior 2 fiscal years.

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

Sec. 214. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are estimated at \$319,141,800.00. From this amount, total department appropriations for pension-related legacy costs are estimated at \$147,129,800.00. Total department appropriations for retiree health care legacy costs are estimated at \$172,012,000.00.

Sec. 216. On a quarterly basis, the department shall report on the number of full-time equated positions in pay status by civil service classification to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office. This report shall include a detailed accounting of the long-term vacancies that exist within the department. As used in this section, "long-term vacancy" means any full-time equated position that has not been filled at any time during the past 24 calendar months.

Sec. 217. The department shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The department may electronically retain copies of reports unless otherwise required by federal and state guidelines.

Sec. 219. (1) Any contract for prisoner telephone services entered into after the effective date of this section shall include a condition that fee schedules for prisoner telephone calls, including rates and any surcharges other than those necessary to meet program and special equipment costs, be the same as fee schedules for calls placed from outside of correctional facilities.

(2) Revenues appropriated and collected for program and special equipment funds shall be considered state restricted revenue. Funding shall be used for prisoner programming, special equipment, and security projects. Unexpended funds remaining at the close of the fiscal year shall not lapse to the general fund but shall be carried forward and be available for appropriation in subsequent fiscal years.

(3) The department shall submit a report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office by February 1 outlining revenues and expenditures from program and special equipment funds. The report shall include all of the following:

- (a) A list of all individual projects and purchases financed with program and special equipment funds in the immediately preceding fiscal year, the amounts expended on each project or purchase, and the name of each vendor from which the products or services were purchased.
- (b) A list of planned projects and purchases to be financed with program and special equipment funds during the current fiscal year, the amounts to be expended on each project or purchase, and the name of each vendor from which the products or services will be purchased.
- (c) A review of projects and purchases planned for future fiscal years from program and special equipment funds.

Sec. 220. The department may charge fees and collect revenues in excess of appropriations in part 1 not to exceed the cost of offender services and programming, employee meals, parolee loans, academic/vocational services, custody escorts, compassionate visits, union steward activities, and public works programs and services provided to local units of government or private nonprofit organizations. The revenues and fees collected are appropriated for all expenses associated with these services and activities.

Sec. 239. It is the intent of the legislature that the department establish and maintain a management-to-staff ratio of not more than 1 supervisor for each 8 employees at the department's central office in Lansing and at both the northern and southern region administration offices.

Sec. 247. In cooperation with the state court administrative office, the department shall assist with the data compilation for the swift and sure sanctions program.

Sec. 248. At the May 2019 consensus revenue estimating conference, the senate and house fiscal agencies and the state budget director, or state treasurer, shall establish a projected prisoner population for fiscal year 2019-2020, and a projected number of available beds based on the population projection.

DEPARTMENTAL ADMINISTRATION AND SUPPORT

Sec. 301. For 3 years after a felony offender is released from the department's jurisdiction, the department shall maintain the offender's file on the offender tracking information system and make it publicly accessible in the same manner as the file of the current offender. However, the department shall immediately remove the offender's file from the offender tracking information system upon determination that the offender was wrongfully convicted and the offender's file is not otherwise required to be maintained on the offender tracking information system.

Sec. 304. The department shall maintain a staff savings initiative program in conjunction with the EPIC program for employees to submit suggestions for efficiencies for the department. The department shall consider each suggestion in a timely manner. By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office on process improvements that were implemented based on suggestions that were recommended for implementation from the staff savings initiative and EPIC programs.

Sec. 305. From the funds appropriated in part 1 for prosecutorial and detainer expenses, the department shall reimburse counties for housing and custody of parole violators and offenders being returned by the department from community placement who are available for return to institutional status and for prisoners who volunteer for placement in a county jail.

Sec. 306. Funds included in part 1 for the sheriffs' coordinating and training office are appropriated for and may be expended to defray costs of continuing education, certification, recertification, decertification, and training of local corrections officers, the personnel and administrative costs of the sheriffs' coordinating and training office, the local corrections officers advisory board, and the sheriffs' coordinating and training council under the local corrections officers training act, 2003 PA 125, MCL 791.531 to 791.546.

Sec. 307. The department shall issue a biannual report for all vendor contracts to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office. The report shall cover service contracts with a value of \$500,000.00 or more and include all of the following:

- (a) The original start date and the current expiration date of each contract.
- (b) The number, if any, of contract compliance monitoring site visits completed by the department for each vendor.
- (c) The number and amount of fines, if any, for service-level agreement noncompliance for each vendor broken down by area of noncompliance.

Sec. 308. The department shall provide for the training of all custody staff in effective and safe ways of handling prisoners with mental illness and referring prisoners to mental health treatment programs. Mental health awareness training shall be incorporated into the training of new custody staff.

Sec. 309. The department shall issue a report for all correctional facilities to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office by January 1 setting forth the following information for each facility: its name, street address, and date of construction; its current maintenance costs; any maintenance planned; its current utility costs; its expected future capital improvement costs; the current unspent balance of any authorized capital outlay projects, including the original authorized amount; and its expected future useful life.

Sec. 310. (1) By February 1, the department shall provide a report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office which details the strategic plan of the department. The report shall contain strategies to decrease the overall recidivism rate, measurable plans to increase the rehabilitative function of correctional facilities, metrics to track and ensure prisoner readiness to reenter society, and constructive actions for providing prisoners with life skills development.

(2) The intent of this report is to express that the mission of the department is to provide an action plan before reentry to society that ensures prisoners' readiness for meeting parole requirements and ensures a reduction in the total number of released inmates who reenter the criminal justice system.

Sec. 311. By December 1, the department shall provide a report on the Michigan state industries program to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office. The report shall include, but not be limited to, the locations of the programs, the total number of participants at each location, a description of job duties and typical inmate schedules, the products that are produced, and how the program provides marketable skills that lead to employable outcomes after release from a department facility.

Sec. 312. (1) From the funds appropriated in part 1 for budget and operations administration, \$50,000.00 shall be used to conduct a comprehensive study of the prevalence of post-traumatic stress disorder and other psychological issues among correctional officers that are exacerbated by the corrections environment and exposure to highly stressful situations.

(2) By July 15, the department shall submit a report on the results of the study to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office.

OFFENDER SUCCESS ADMINISTRATION

Sec. 401. The department shall submit 3-year and 5-year prison population projection updates concurrent with submission of the executive budget recommendation to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office. The report shall include explanations of the methodology and assumptions used in developing the projection updates.

Sec. 402. By March 1, the department shall provide a report on offender success expenditures and allocations to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office. At a minimum, the report shall include information on both of the following:

(a) Details on prior-year expenditures, including amounts spent on each project funded, itemized by service provided and service provider.

(b) Allocations and planned expenditures for each project funded and for each project to be funded, itemized by service to be provided and service provider. The department shall provide an amended report quarterly, if any revisions to allocations or planned expenditures occurred during that quarter.

Sec. 403. The department shall partner with nonprofit faith-based, business and professional, civic, and community organizations for the purpose of providing inmate offender success services. Offender success services include, but are not limited to, counseling, providing information on housing and job placement, and money management assistance.

Sec. 404. From the funds appropriated in part 1 for offender success services, the department, when reasonably possible, shall ensure that inmates have potential employer matches in the communities to which they will return prior to each inmate's initial parole hearing.

Sec. 405. By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office on substance abuse testing and treatment program objectives, outcome measures, and results, including program impact on offender success and programmatic success.

Sec. 406. The department will work with the organization representing federally qualified health centers (FQHCs) to implement a pilot project to ensure that behavioral and physical health needs among parolees and probationers are addressed. The pilot project will position FQHCs to ensure that parolees and probationers are enrolled in and maintain access to benefits for which they qualify, are linked to the health care services they need, follow up with providers, stay on their medications, are engaged in services, and have barriers to care addressed. The department will make necessary accommodations to perform the transition planning to allow for a direct referral to the FQHC organization to patients in relevant areas. The pilot project shall operate in at least Berrien, Kent, and Macomb Counties. The FQHC organization shall submit annual reports detailing these outcomes to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office. The report shall include, but not be limited to, the number of offenders served by the pilot project in each county, the number of individual contacts with each offender, the federally reimbursable expenditures leveraged by the pilot project by county, and the state expenditures within the pilot project by county.

Sec. 407. By June 30, the department shall place the statistical report from the immediately preceding calendar year on an internet site. The statistical report shall include, but not be limited to, the information as provided in the 2004 statistical report.

Sec. 408. The department shall measure the recidivism rates of offenders.

Sec. 409. (1) The department shall engage with the talent investment agency within the department of talent and economic development and local entities to design services and shall use appropriations provided in part 1 for offender success and vocational education programs. The department shall ensure that the collaboration provides relevant professional development opportunities to prisoners to ensure that the programs are high quality, demand driven, locally receptive, and responsive to the needs of communities where the prisoners are expected to reside after their release from correctional facilities. The programs shall begin upon the intake of the prisoner into a department facility.

(2) The department shall continue to offer workforce development programming through the entire duration of the prisoner's incarceration to encourage employment upon release.

(3) By March 1, the department shall provide a report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office detailing the results of the workforce development program.

Sec. 410. (1) The funds included in part 1 for community corrections comprehensive plans and services are to encourage the development through technical assistance grants, implementation, and operation of community corrections programs that enhance offender success and that also may serve as an alternative to incarceration in a state facility or jail. The comprehensive corrections plans shall include an explanation of how the public safety will be maintained, the goals for the local jurisdiction, offender target populations intended to be affected, offender eligibility criteria for purposes

outlined in the plan, and how the plans will meet the following objectives, consistent with section 8(4) of the community corrections act, 1988 PA 511, MCL 791.408:

(a) Reduce admissions to prison of offenders who would likely be sentenced to imprisonment, including probation violators.

(b) Improve the appropriate utilization of jail facilities, the first priority of which is to open jail beds intended to house otherwise prison-bound felons, and the second priority being to appropriately utilize jail beds so that jail crowding does not occur.

(c) Open jail beds through the increase of pretrial release options.

(d) Reduce the readmission to prison of parole violators.

(e) Reduce the admission or readmission to prison of offenders, including probation violators and parole violators, for substance abuse violations.

(f) Contribute to offender success.

(2) The award of community corrections comprehensive plans and residential services funds shall be based on criteria that include, but are not limited to, the prison commitment rate by category of offenders, trends in prison commitment rates and jail utilization, historical trends in community corrections program capacity and program utilization, and the projected impact and outcome of annual policies and procedures of programs on offender success, prison commitment rates, and jail utilization.

(3) Funds awarded for residential probation diversions in part 1 shall provide for a per diem reimbursement of not more than \$52.50.

Sec. 411. The comprehensive corrections plans shall also include, where appropriate, descriptive information on the full range of sanctions and services that are available and utilized within the local jurisdiction and an explanation of how jail beds, residential services, the special alternative incarceration program, probation detention centers, the electronic monitoring program for probationers, and treatment and rehabilitative services will be utilized to support the objectives and priorities of the comprehensive corrections plans and the purposes and priorities of section 8(4) of the community corrections act, 1988 PA 511, MCL 791.408, that contribute to the success of offenders. The plans shall also include, where appropriate, provisions that detail how the local communities plan to respond to sentencing guidelines found in chapter XVII of the code of criminal procedure, 1927 PA 175, MCL 777.1 to 777.69, and use the county jail reimbursement program under section 414 of this part. The state community corrections board shall encourage local community corrections advisory boards to include in their comprehensive corrections plans strategies to collaborate with local alcohol and drug treatment agencies of the MDHHS for the provision of alcohol and drug screening, assessment, case management planning, and delivery of treatment to alcohol- and drug-involved offenders.

Sec. 412. (1) As part of the March biannual report specified in section 12(2) of the community corrections act, 1988 PA 511, MCL 791.412, that requires an analysis of the impact of that act on prison admissions and jail utilization, the department shall submit to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office the following information for each county and counties consolidated for comprehensive corrections plans:

(a) Approved technical assistance grants and comprehensive corrections plans including each program and level of funding, the utilization level of each program, and profile information of enrolled offenders.

(b) If federal funds are made available, the number of participants funded, the number served, the number successfully completing the program, and a summary of the program activity.

(c) Status of the community corrections information system and the jail population information system.

(d) Data on residential services, including participant data, participant sentencing guideline scores, program expenditures, average length of stay, and bed utilization data.

(e) Offender disposition data by sentencing guideline range, by disposition type, by prior record variable score, by number and percent statewide and by county, current year, and comparisons to the previous 3 years.

(f) Data on the use of funding made available under the felony drunk driver jail reduction and community treatment program.

(2) The report required under subsection (1) shall include the total funding allocated, program expenditures, required program data, and year-to-date totals.

Sec. 414. (1) The department shall administer a county jail reimbursement program from the funds appropriated in part 1 for the purpose of reimbursing counties for housing in jails certain felons who otherwise would have been sentenced to prison.

(2) The county jail reimbursement program shall reimburse counties for convicted felons in the custody of the sheriff if the conviction was for a crime committed on or after January 1, 1999 and 1 of the following applies:

(a) The felon's sentencing guidelines recommended range upper limit is more than 18 months, the felon's sentencing guidelines recommended range lower limit is 12 months or less, the felon's prior record variable score is 35 or more points, and the felon's sentence is not for commission of a crime in crime class G or crime class H or a nonperson crime in crime class F under chapter XVII of the code of criminal procedure, 1927 PA 175, MCL 777.1 to 777.69.

(b) The felon's minimum sentencing guidelines range minimum is more than 12 months under the sentencing guidelines described in subdivision (a).

(c) The felon was sentenced to jail for a felony committed while he or she was on parole and under the jurisdiction of the parole board and for which the sentencing guidelines recommended range for the minimum sentence has an upper limit of more than 18 months.

(3) State reimbursement under this subsection shall be \$65.00 per diem per diverted offender for offenders with a presumptive prison guideline score, \$55.00 per diem per diverted offender for offenders with a straddle cell guideline for a group 1 crime, and \$40.00 per diem per diverted offender for offenders with a straddle cell guideline for a group 2 crime. Reimbursements shall be paid for sentences up to a 1-year total.

(4) As used in this section:

(a) "Group 1 crime" means a crime in 1 or more of the following offense categories: arson, assault, assaultive other, burglary, criminal sexual conduct, homicide or resulting in death, other sex offenses, robbery, and weapon possession as determined by the department based on specific crimes for which counties received reimbursement under the county jail reimbursement program in fiscal year 2007 and fiscal year 2008, and listed in the county jail reimbursement program document titled "FY 2007 and FY 2008 Group One Crimes Reimbursed", dated March 31, 2009.

(b) "Group 2 crime" means a crime that is not a group 1 crime, including larceny, fraud, forgery, embezzlement, motor vehicle, malicious destruction of property, controlled substance offense, felony drunk driving, and other nonassaultive offenses.

(c) "In the custody of the sheriff" means that the convicted felon has been sentenced to the county jail and is either housed in a county jail, is in custody but is being housed at a hospital or medical facility for a medical or mental health purpose, or has been released from jail and is being monitored through the use of the sheriff's electronic monitoring system.

(5) County jail reimbursement program expenditures shall not exceed the amount appropriated in part 1 for the county jail reimbursement program. Payments to counties under the county jail reimbursement program shall be made in the order in which properly documented requests for reimbursements are received. A request shall be considered to be properly documented if it meets MDOC requirements for documentation. By October 15, the department shall distribute the documentation requirements to all counties.

(6) Any county that receives funding under this section for the purpose of housing in jails certain felons who otherwise would have been sentenced to prison shall, as a condition of receiving the funding, report by September 30 an annual average jail capacity and annual average jail occupancy for the immediately preceding fiscal year.

(7) Not later than February 1, the department shall report to the senate and house appropriations subcommittees on corrections all of the following information:

(a) The number of inmates sentenced to the custody of the sheriff and eligible for the county jail reimbursement program.

(b) The total amount paid to counties under the county jail reimbursement program.

(c) The total number of days inmates were in the custody of the sheriff and eligible for the county jail reimbursement program.

(d) The number of inmates sentenced to the custody of the sheriff under each of the 3 categories: presumptive prison, group 1 crime, and group 2 crime in subsection (3).

(e) The total amount paid to counties under each of the 3 categories: presumptive prison, group 1 crime, and group 2 crime in subsection (3).

(f) The total number of days inmates were in the custody of the sheriff under each of the 3 categories: presumptive prison, group 1 crime, and group 2 crime in subsection (3).

(g) The estimated cost of housing inmates sentenced to the custody of the sheriff and eligible for the county jail reimbursement program as inmates of a state prison.

Sec. 416. Allowable uses of felony drunk driver jail reduction and community treatment program funding shall include reimbursing counties for transportation, treatment costs, and housing felony drunk drivers during a period of assessment for treatment and case planning. Reimbursements for housing during the assessment process shall be at the rate of \$43.50 per day per offender, up to a maximum of 5 days per offender.

Sec. 417. (1) By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office on both of the following programs from the previous fiscal year:

(a) The felony drunk driver jail reduction and community treatment program.

(b) Any new initiatives to control prison population growth funded or proposed to be funded under part 1.

(2) For each program listed under subsection (1), the report shall include information on each of the following:

(a) Program objectives and outcome measures, including, but not limited to, the number of offenders who successfully completed the program, and the number of offenders who successfully remained in the community during the 3 years following termination from the program.

(b) Expenditures by location.

- (c) The impact on jail utilization.
- (d) The impact on prison admissions.
- (e) Other information relevant to an evaluation of the program.

Sec. 418. (1) The department shall collaborate with the state court administrative office on facilitating changes to Michigan court rules that would require the court to collect at the time of sentencing the state operator's license, state identification card, or other documentation used to establish the identity of the individual to be admitted to the department. The department shall maintain those documents in the prisoner's personal file.

(2) The department shall cooperate with MDHHS to create and maintain a process by which prisoners can obtain their Michigan birth certificates if necessary. The department shall describe a process for obtaining birth certificates from other states, and in situations where the prisoner's effort fails, the department shall assist in obtaining the birth certificate.

(3) The department shall collaborate with the department of military and veterans affairs to create and maintain a process by which prisoners can obtain a copy of their DD Form 214 or other military discharge documentation if necessary.

Sec. 419. (1) The department shall provide weekly electronic mail reports to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office on prisoner populations by security levels by facility, prison facility capacities, and parolee and probationer populations.

(2) The department shall provide monthly electronic mail reports to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office. The reports shall include information on end-of-month prisoner populations in county jails, the net operating capacity according to the most recent certification report, identified by date, the number of beds in currently closed housing units by facility, and end-of-month data, year-to-date data, and comparisons to the prior year for the following:

- (a) Community residential program populations, separated by centers and electronic monitoring.
- (b) Parole populations.
- (c) Probation populations, with identification of the number in special alternative incarceration.
- (d) Prison and camp populations, with separate identification of the number in special alternative incarceration and the number of lifers.
- (e) Prisoners classified as past their earliest release date.
- (f) Parole board activity, including the numbers and percentages of parole grants and parole denials.
- (g) Prisoner exits, identifying transfers to community placement, paroles from prisons and camps, paroles from community placement, total movements to parole, prison intake, prisoner deaths, prisoners discharging on the maximum sentence, and other prisoner exits.
- (h) Prison intake and returns, including probation violators, new court commitments, violators with new sentences, escaper new sentences, total prison intake, returns from court with additional sentences, community placement returns, technical parole violator returns, and total returns to prison and camp.

Sec. 421. (1) Funds appropriated in part 1 for the substance abuse parole certain sanction program shall be distributed to an American Correctional Association accredited rehabilitation organization operating in any of the following counties: Berrien, Calhoun, Genesee, Kalamazoo, Kent, Macomb, Muskegon, Oakland, Saginaw, and Wayne for operations and administration of the program. The program may be utilized as a condition of parole for technical parole violators to ensure public safety and justice through a program based on evidence-based tactics and programs.

(2) The program or programs selected shall report by March 30 to the department, the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office. The report shall include program performance measurements, the number of individuals who participate in the program, the number of individuals who return to prison after participating, and outcomes of participants who complete the program.

Sec. 422. On a quarterly basis, the department shall issue a report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office, for the previous 4 quarters detailing the outcomes of prisoners who have been reviewed for parole. The report shall include all of the following:

- (a) How many prisoners in each quarter were reviewed.
- (b) How many prisoners were granted parole.
- (c) How many prisoners were denied parole.
- (d) How many parole decisions were deferred.
- (e) The distribution of the total number of prisoners reviewed during that quarter grouped by whether the prisoner had been interviewed for the first, second, third, fourth, fifth, sixth, or more than sixth time.
- (f) The number of paroles granted, denied, or deferred for each of the parole guideline scores of low, average, and high.
- (g) The reason for denying or deferring parole.

Sec. 423. From the funds appropriated in part 1 for offender success administration, the department shall collaborate with the Michigan Restaurant Association for job placement for individuals on probation and parole.

Sec. 425. (1) From the funds appropriated in part 1 for offender success programming, \$1,000,000.00 shall be used by the department to establish medication-assisted treatment offender success pilot programs to provide prerelease treatment and postrelease referral for opioid-addicted and alcohol-addicted offenders who voluntarily participate in the medication-assisted treatment offender success pilot programs. The department shall collaborate with residential and nonresidential substance abuse treatment providers and with community-based clinics to provide postrelease treatment. The programs shall employ a multifaceted approach to treatment, including a long-acting nonaddictive medication approved by the Food and Drug Administration for the treatment of opioid and alcohol dependence, counseling, and postrelease referral to community-based providers.

(2) The manufacturer of a long-acting nonaddictive medication approved by the Food and Drug Administration for opioid and alcohol dependence shall provide the department with samples of the medication, at no cost to the department, during the duration of the medication-assisted treatment offender success pilot programs. Offenders shall receive 1 injection prior to being released from custody and shall be connected with an aftercare plan and assistance with obtaining insurance to cover subsequent injections.

(3) Participants of the programs shall be required to attend substance abuse treatment programming as directed by their agent, including coordination of both direct or indirect services through federally qualified health centers in Wayne, Washtenaw, Genesee, Berrien, Van Buren, and Allegan Counties, but not limited to only those counties, shall be subject to routine drug and alcohol testing, shall not be allowed to consume drugs or alcohol, and shall possess a strong will to overcome addiction.

(4) The department shall submit a report by September 30 to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office on the number of offenders who received injections upon release, the number of offenders who received injections and tested positive for drugs or alcohol, the number of offenders who received injections in the community for a duration of at least 3 months, and the number of offenders who received injections and were subsequently returned to prison.

Sec. 426. From the funds appropriated in part 1, the department shall ensure that any inmate with a diagnosed mental illness is referred to a local mental health care provider that is able and willing to treat the inmate upon parole or discharge. The department shall ensure that the provider is informed of the inmate's current treatment plan including any medications that are currently prescribed to the inmate.

Sec. 437. (1) Funds appropriated in part 1 for Goodwill Flip the Script shall be distributed to a Michigan-chartered 501(c)(3) nonprofit corporation operating in a county with greater than 1,500,000 people for administration and expansion of a program which serves a population of persons aged 16 to 39. The program shall target those who are entering the criminal justice system for the first or second time and shall assist those individuals through the following program types:

- (a) Alternative sentencing programs in partnership with a local district or circuit court.
- (b) Educational recovery for special adult populations with high rates of illiteracy.
- (c) Career development and continuing education for women.

(2) The program selected shall report by March 30 to the department, the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office. The report shall include program performance measurements, the number of individuals diverted from incarceration, the number of individuals served, and outcomes of participants who complete the program.

FIELD OPERATIONS ADMINISTRATION

Sec. 602. The funds appropriated in part 1 for the supervising region incentive program shall be used only to fund an incentive program for field operations administration regions in accordance with the supervising region incentive act, 2017 PA 11, MCL 791.131 to 791.137.

Sec. 603. (1) All prisoners, probationers, and parolees involved with the curfew monitoring program shall reimburse the department for costs associated with their participation in the program. The department may require community service work reimbursement as a means of payment for those able-bodied individuals unable to pay for the costs of the equipment.

(2) Program participant contributions and local program reimbursement for the curfew monitoring program appropriated in part 1 are related to program expenditures and may be used to offset expenditures for this purpose.

(3) Included in the appropriation in part 1 is adequate funding to implement the curfew monitoring program to be administered by the department. The curfew monitoring program is intended to provide sentencing judges and county sheriffs in coordination with local community corrections advisory boards access to the state's curfew monitoring program to reduce prison admissions and improve local jail utilization. The department shall determine the appropriate distribution of the curfew monitor units throughout the state based upon locally developed comprehensive corrections plans under the community corrections act, 1988 PA 511, MCL 791.401 to 791.414.

(4) For a fee determined by the department, the department shall provide counties with the curfew monitor equipment, replacement parts, administrative oversight of the equipment's operation, notification of violators, and periodic reports regarding county program participants. Counties are responsible for curfew monitor equipment installation and service. For an additional fee as determined by the department, the department shall provide staff to install and service the equipment. Counties are responsible for the coordination and apprehension of program violators.

(5) Any county with curfew monitor charges outstanding over 60 days shall be considered in violation of the community curfew monitor program agreement and lose access to the program.

Sec. 604. (1) The funds appropriated in part 1 for criminal justice reinvestment shall be used only to fund data collection and evidence-based programs designed to reduce recidivism among probationers and parolees.

(2) Of the funds appropriated in part 1 for criminal justice reinvestment, at least \$600,000.00 shall be allocated to an organization that has received a United States Department of Labor training to work 2-adult reentry grant to provide county jail inmates with programming and services to prepare them to get and keep jobs. Examples of eligible programs and services are, but are not limited to: adult education, tutoring, manufacturing skills training, participation in a simulated work environment, mentoring, cognitive therapy groups, life skills classes, substance abuse recovery groups, fatherhood programs, classes in understanding the legal system, family literacy, health and wellness, finance management, employer presentations, and classes on job retention. Programming and support services should begin before release and continue after release from the county jail. To be eligible for funding, an organization must show at least 2 years' worth of data that demonstrate program success.

Sec. 611. The department shall prepare by March 1 individual reports for the residential reentry program, the electronic monitoring program, and the special alternative to incarceration program. The reports shall be submitted to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office. Each program's report shall include information on all of the following:

(a) Monthly new participants by type of offender. Residential reentry program participants shall be categorized by reason for placement. For technical rule violators, the report shall sort offenders by length of time since release from prison, by the most recent violation, and by the number of violations occurring since release from prison.

(b) Monthly participant unsuccessful terminations, including cause.

(c) Number of successful terminations.

(d) End month population by facility/program.

(e) Average length of placement.

(f) Return to prison statistics.

(g) Description of each program location or locations, capacity, and staffing.

(h) Sentencing guideline scores and actual sentence statistics for participants, if applicable.

(i) Comparison with prior year statistics.

(j) Analysis of the impact on prison admissions and jail utilization and the cost effectiveness of the program.

Sec. 612. (1) The department shall review and revise as necessary policy proposals that provide alternatives to prison for offenders being sentenced to prison as a result of technical probation violations and technical parole violations. To the extent the department has insufficient policies or resources to affect the continued increase in prison commitments among these offender populations, the department shall explore other policy options to allow for program alternatives, including department or OCC-funded programs, local level programs, and programs available through private agencies that may be used as prison alternatives for these offenders.

(2) By April 1, the department shall provide a report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office on the number of all parolees returned to prison and probationers sentenced to prison for either a technical violation or new sentence during the preceding fiscal year. The report shall include the following information for probationers, for parolees after their first parole, and for parolees who have been paroled more than once:

(a) The numbers of parole and probation violators returned to or sent to prison for a new crime with a comparison of original versus new offenses by major offense type: assaultive, nonassaultive, drug, and sex.

(b) The numbers of parole and probation violators returned to or sent to prison for a technical violation and the type of violation, including, but not limited to, zero gun tolerance and substance abuse violations. For parole technical rule violators, the report shall list violations by type, by length of time since release from prison, by the most recent violation, and by the number of violations occurring since release from prison.

(c) The educational history of those offenders, including how many had a high school equivalency or high school diploma prior to incarceration in prison, how many received a high school equivalency while in prison, and how many received a vocational certificate while in prison.

(d) The number of offenders who participated in the reentry program versus the number of those who did not.

(e) The unduplicated number of offenders who participated in substance abuse treatment programs, mental health treatment programs, or both, while in prison, itemized by diagnosis.

Sec. 615. (1) The department shall submit a report detailing the number of prisoners who have received life imprisonment sentences with the possibility of parole and who are currently eligible for parole to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office by April 30.

(2) The report shall include the following information on parolable lifers who have served more than 25 years: prisoner name, MDOC identification number, prefix, offense for which life term is being served, county of conviction, age at time offense was committed, current age, race, gender, true security classification, dates of parole board file reviews, dates of parole board interviews, parole guideline scores, and reason for decision not to release.

Sec. 617. From the funds appropriated in part 1 for the residential alternative to prison program, the department shall provide vocational, educational, and cognitive programming in a secure environment to enhance existing alternative sentencing options, increase employment readiness and successful placement rates, and reduce new criminal behavior for the west Michigan probation violator population. The department shall measure and set the following metric goals:

- (a) 85% of participants successfully complete the program.
- (b) Of the participants that complete the program, 75% will earn a nationally recognized credential for career and vocational programs.
- (c) Of the participants that complete the program, 100% will earn a certificate of completion for cognitive programming.
- (d) The prison commitment rate for probation violators will be reduced by 5% within the impacted geographical area after the first year of program operation.

HEALTH CARE

Sec. 802. As a condition of expenditure of the funds appropriated in part 1, the department shall provide the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office with quarterly reports on physical and mental health care detailing quarterly and fiscal year-to-date expenditures itemized by vendor, allocations, status of payments from contractors to vendors, and projected year-end expenditures from accounts for prisoner health care, mental health care, pharmaceutical services, and durable medical equipment. These reports shall include a breakdown of all payments to the integrated care provider itemized by physical health care, mental health care, and pharmacy expenditures.

Sec. 803. (1) The department shall assure that all prisoners, upon any health care treatment, are given the opportunity to sign a release of information form designating a family member or other individual to whom the department shall release records information regarding a prisoner. A release of information form signed by a prisoner shall remain in effect for 1 year, and the prisoner may elect to withdraw or amend the release form at any time.

(2) The department shall assure that any such signed release forms follow a prisoner upon transfer to another department facility or to the supervision of a parole officer.

(3) The form shall be placed online, on a public website managed by the department.

Sec. 804. The department shall report quarterly to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office on prisoner health care utilization. The report shall include the number of inpatient hospital days, outpatient visits, emergency room visits, and prisoners receiving off-site inpatient medical care in the previous quarter, by facility.

Sec. 807. The funds appropriated in part 1 for Hepatitis C treatment shall be used only to purchase specialty medication for Hepatitis C treatment in the prison population. In addition to the above appropriation, any rebates received from the medications used shall be used only to purchase specialty medication for Hepatitis C treatment. On a quarterly basis, the department shall issue a report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office, showing for the previous 4 quarters the total amount spent on specialty medication for the treatment of Hepatitis C, the number of prisoners that were treated, the amount of any rebates that were received from the purchase of specialty medication, and what outstanding rebates are expected to be received.

Sec. 812. (1) The department shall provide the department of health and human services with a monthly list of prisoners newly committed to the department of corrections. The department and the department of health and human services shall enter into an interagency agreement under which the department of health and human services provides the department of corrections with monthly lists of newly committed prisoners who are eligible for Medicaid benefits in order to maintain the process by which Medicaid benefits are suspended rather than terminated. The department shall assist prisoners who may be eligible for Medicaid benefits after release from prison with the Medicaid enrollment process prior to release from prison.

(2) The department shall provide the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office with quarterly updates on the utilization of Medicaid benefits for prisoners.

Sec. 816. By April 1, the department shall provide the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office with a report on pharmaceutical expenditures and prescribing practices. In particular, the report shall provide the following information:

- (a) A detailed accounting of expenditures on antipsychotic medications.
- (b) Any changes that have been made to the prescription drug formularies.

CORRECTIONAL FACILITIES ADMINISTRATION

Sec. 901. From the funds appropriated in part 1 for the enhanced food technology program, the department shall expand the existing food technology education program to at least 700 inmates annually. A participant in the food technology program shall complete 408 hours of on-the-job training in a prison kitchen as a part of the program.

Sec. 902. All inmates working in prison kitchens shall complete the minimum requirements for a ServSafe Food Handler certificate before being allowed to work in the kitchens. Requirements shall be met by using online materials unless the department determines the program would be best served by using other materials. Current prison kitchen

workers shall complete the requirements for a ServSafe Food Handler certificate on or before April 1, to maintain eligibility to work in a prison kitchen.

Sec. 903. (1) All department-operated prisoner food service operations shall be annually inspected to ensure they meet food safety standards established for food service establishments under the food law, 2000 PA 92, MCL 289.1101 to 289.8111, or for food service establishments under the 2001 food code published by the Food and Drug Administration of the Public Health Service of the Department of Health and Human Services. Funds appropriated in part 1 for prison kitchen inspections shall be used for costs to implement this section and for inspecting prison food service operations.

(2) Nothing in this section shall be construed to remove the exemption under section 1107(p) of the food law, 2000 PA 92, MCL 289.1107.

Sec. 903a. From the funds appropriated in part 1 for prison food service, the department shall report biannually to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office on the following:

(a) Average per-meal cost for prisoner food service. Per-meal cost shall include all costs directly related to the provision of food for the prisoner population, and shall include, but not be limited to, actual food costs, total compensation for all food service workers, including benefits and legacy costs, and inspection and compliance costs for food service.

(b) Food service-related contracts, including goods or services to be provided and the vendor.

(c) Major sanitation violations.

Sec. 904. The department shall calculate the per prisoner/per day cost for each prisoner security custody level. This calculation shall include all actual direct and indirect costs for the previous fiscal year, including, but not limited to, the value of services provided to the department by other state agencies and the allocation of statewide legacy costs. To calculate the per prisoner/per day costs, the department shall divide these direct and indirect costs by the average daily population for each custody level. For multilevel facilities, the indirect costs that cannot be accurately allocated to each custody level can be included in the calculation on a per-prisoner basis for each facility. A report summarizing these calculations and the direct and indirect costs included in them shall be submitted to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office not later than December 15.

Sec. 905. (1) From the funds appropriated in part 1 for leased beds and alternatives to leased beds, the department may implement a county jail bed program to house eligible prisoners sentenced to the custody of the department in county jails rather than in state correctional facilities.

(2) A county may volunteer to participate in the county jail bed program and house eligible prisoners sentenced to the custody of the department in its county jails.

(3) If a county participating in the county jail bed program has available bed space in its county jail and the department has prisoners in its custody meeting the eligibility requirements under this section, the department may place the eligible prisoners in the county jail.

(4) A prisoner shall meet all of the following eligibility requirements to be placed in a county jail under this section:

(a) The prisoner has been given a level I classification by a department classification committee on a scale of 6 levels in which level I is the least restrictive level.

(b) The prisoner is not serving a sentence for conviction of a violation or attempted violation of section 520b, 520c, 520d, 520e, or 520g of the Michigan penal code, 1931 PA 328, MCL 750.520b, 750.520c, 750.520d, 750.520e, and 750.520g.

(c) The prisoner is serving a fixed sentence with a determined discharge date.

Sec. 906. Any local unit of government or private nonprofit organization that contracts with the department for public works services shall be responsible for financing the entire cost of such an agreement.

Sec. 907. The department shall report by March 1 to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office on academic and vocational programs. The report shall provide information relevant to an assessment of the department's academic and vocational programs, including, but not limited to, all of the following:

(a) The number of instructors and the number of instructor vacancies, by program and facility.

(b) The number of prisoners enrolled in each program, the number of prisoners completing each program, the number of prisoners who do not complete each program and are not subsequently reenrolled, and the reason for not completing the program, the number of prisoners transferred to another facility while enrolled in a program and not subsequently reenrolled, the number of prisoners enrolled who are repeating the program, and the number of prisoners on waiting lists for each program, all itemized by facility.

(c) The steps the department has undertaken to improve programs, track records, accommodate transfers and prisoners with health care needs, and reduce waiting lists.

(d) The number of prisoners paroled without a high school diploma and the number of prisoners paroled without a high school equivalency.

(e) An explanation of the value and purpose of each program, for example, to improve employability, reduce recidivism, reduce prisoner idleness, or some combination of these and other factors.

(f) An identification of program outcomes for each academic and vocational program.

(g) The number of prisoners not paroled at their earliest release date due to lack of a high school equivalency, and the reason those prisoners have not obtained a high school equivalency.

Sec. 908. From the funds appropriated in part 1, the department shall establish a pilot online career high school education program to serve up to 400 inmates through a regionally accredited public or private school district that offers career-based online high school diplomas designed to prepare adult inmates for transition into the workplace. The department may use federal funds provided to educate inmates to expand this pilot beyond 400 inmates. Funds for the pilot may also be used for certification programs related to the enhanced food technology program. The department shall provide an initial report no later than June 1 regarding the progress of the inmates in the online high school diploma and career certificate programs to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office.

Sec. 910. The department shall allow the Michigan Braille transcribing fund program to operate at its current location. The donation of the building by the Michigan Braille transcribing fund at the G. Robert Cotton Correctional Facility in Jackson is acknowledged and appreciated. The department shall continue to encourage the Michigan Braille transcribing fund program to produce high-quality materials for use by the visually impaired.

Sec. 911. By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office the number of critical incidents occurring each month by type and the number and severity of assaults, escape attempts, suicides, and attempted suicides occurring each month at each facility during the immediately preceding calendar year.

Sec. 912. The department shall report monthly to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office on the ratio of correctional officers to prisoners for each correctional institution, the ratio of shift command staff to line custody staff, and the ratio of noncustody institutional staff to prisoners for each correctional institution.

Sec. 913. (1) From the funds appropriated in part 1, the department shall focus on providing required programming to prisoners who are past their earliest release date because of not having received the required programming. Programming includes, but is not limited to, violence prevention programming, assaultive offender programming, sexual offender programming, substance abuse treatment programming, thinking for a change programming, and any other programming that is required as a condition of parole.

(2) It is the intent of the legislature that any prisoner required to complete a violence prevention program, sexual offender program, or other program as a condition of parole shall be placed on a waiting list for the appropriate programming upon entrance to prison and transferred to a facility where that program is available in order to accomplish timely completion of that program prior to the expiration of his or her minimum sentence and eligibility for parole. Nothing in this section should be deemed to make parole denial appealable in court.

(3) The department shall submit a quarterly report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office detailing enrollment in sex offender programming, assaultive offender programming, violent offender programming, and thinking for a change programming. At a minimum, the report shall include the following:

(a) A full accounting, from the date of entrance to prison, of the number of individuals who are required to complete the programming, but have not yet done so.

(b) The number of individuals who have reached their earliest release date, but who have not completed required programming.

(c) A plan of action for addressing any waiting lists or backlogs for programming that may exist.

Sec. 924. The department shall evaluate all prisoners at intake for substance abuse disorders, serious developmental disorders, serious mental illness, and other mental health disorders. Prisoners with serious mental illness or serious developmental disorders shall not be removed from the general population as a punitive response to behavior caused by their serious mental illness or serious developmental disorder. Due to persistent high violence risk or severe disruptive behavior that is unresponsive to treatment, prisoners with serious mental illness or serious developmental disorders may be placed in secure residential housing programs that will facilitate access to institutional programming and ongoing mental health services. A prisoner with serious mental illness or serious developmental disorder who is confined in these specialized housing programs shall be evaluated or monitored by a medical professional at a frequency of not less than every 12 hours.

Sec. 925. By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office on the annual number of prisoners in administrative segregation between October 1, 2017 and September 30, 2018, and the annual number of prisoners in administrative segregation between October 1, 2017 and September 30, 2018 who at any time during the current or prior prison term were diagnosed with serious mental illness or have a developmental disorder and the number of days each of the prisoners with serious mental illness or a developmental disorder have been confined to administrative segregation.

Sec. 929. From the funds appropriated in part 1, the department shall do all of the following:

(a) Ensure that any inmate care and control staff in contact with prisoners less than 18 years of age are adequately trained with regard to the developmental and mental health needs of prisoners less than 18 years of age. By April 1, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office on the training curriculum used and the number and types of staff receiving annual training under that curriculum.

(b) Provide appropriate placement for prisoners less than 18 years of age who have serious mental illness, serious emotional disturbance, or a serious developmental disorder and need to be housed separately from the general population. Prisoners less than 18 years of age who have serious mental illness, serious emotional disturbance, or a serious developmental disorder shall not be removed from an existing placement as a punitive response to behavior caused by their serious mental illness, serious emotional disturbance, or a serious developmental disorder. Due to persistent high violence risk or severe disruptive behavior that is unresponsive to treatment, prisoners less than 18 years of age with serious emotional disturbance, serious mental illness, or serious developmental disorders may be placed in secure residential housing programs that will facilitate access to institutional programming and ongoing mental health services. A prisoner less than 18 years of age with serious mental illness, serious emotional disturbance, or a serious developmental disorder who is confined in these specialized housing programs shall be evaluated or monitored by a medical professional at a frequency of not less than every 12 hours.

(c) Implement a specialized offender success program that recognizes the needs of prisoners less than 18 years old for supervised offender success.

Sec. 930. The department shall submit a quarterly report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office on the number of youth in prison. The report shall include, but not be limited to, the following information:

(a) The total number of inmates under age 18 who are not on Holmes youthful trainee act status.

(b) The total number of inmates under age 18 who are on Holmes youthful trainee act status.

(c) The total number of inmates aged 18 to 23 who are on Holmes youthful trainee act status.

Sec. 940. (1) Any lease, rental, contract, or other legal agreement that includes a provision allowing a private person or entity to use state-owned facilities or other property to conduct a for-profit business enterprise shall require the lessee to pay fair market value for the use of the state-owned property.

(2) The lease, rental, contract, or other legal agreement shall also require the party using the property to make a payment in lieu of taxes to the local jurisdictions that would otherwise receive property tax revenue, as if the property were not owned by the state.

Sec. 942. The department shall ensure that any contract with a public or private party to operate a facility to house state prisoners includes a provision to allow access by both the office of the legislative auditor general and the office of the legislative corrections ombudsman to the facility and to appropriate records and documents related to the operation of the facility. These access rights for both offices shall be the same for the contracted facility as for a general state-operated correctional facility.

Sec. 943. The department shall submit a report by May 1 to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office on the actual and projected savings achieved by closing correctional facilities. Savings amounts shall be itemized by facility. Information required by this section shall start with the closure of the Pugsley Correctional Facility, which closed in September of 2016.

Sec. 944. When the department is planning to close a correctional facility, the department shall fully consider the potential economic impact of the prison closure on the community where the facility is located. The department, when weighing all factors related to the closure of a facility, shall also consider the impact on the local community where the facility to be closed is located.

MISCELLANEOUS

Sec. 1009. The department shall make an information packet for the families of incoming prisoners available on the department's website. The information packet shall be updated by February 1. The packet shall provide information on topics including, but not limited to: how to put money into prisoner accounts, how to make phone calls or create Jpay electronic mail accounts, how to visit in person, proper procedures for filing complaints or grievances, the rights of prisoners to physical and mental health care, how to utilize the offender tracking information system (OTIS), truth-in-sentencing and how it applies to minimum sentences, the parole process, and guidance on the importance of the role of families in the reentry process. The department is encouraged to partner with external advocacy groups and actual families of prisoners in the packet-writing process to ensure that the information is useful and complete.

Sec. 1011. The department may accept in-kind services and equipment donations to facilitate the addition of a cable network that provides programming that will address the religious needs of incarcerated individuals. This network may be a cable television network that presently reaches the majority of households in the United States. A bilingual channel affiliated with this network may also be added to department programming to assist the religious needs of Spanish-speaking inmates. The addition of these channels shall be at no additional cost to this state.

Sec. 1013. From the funds appropriated in part 1, priority may be given to funding reentry or rehabilitation programs that have been demonstrated to reduce prison violence and recidivism, including faith-based initiatives.

ONE-TIME APPROPRIATIONS

Sec. 1100. From the funds appropriated in part 1 for new custody staff training, the department shall increase the training capacity for new custody staff. The purpose of additional academies is to address higher than normal attrition of correction officers and to decrease overtime costs.

PART 2A
PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS
FOR FISCAL YEAR 2019-2020

GENERAL SECTIONS

Sec. 1201. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2020 for the line items listed in part 1. Fiscal year 2019-2020 appropriations are anticipated to be the same as those for fiscal year 2018-2019, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2019 consensus revenue estimating conference.

ARTICLE VI
DEPARTMENT OF EDUCATION
PART 1
LINE-ITEM APPROPRIATIONS

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

**DEPARTMENT OF EDUCATION
APPROPRIATION SUMMARY**

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	614.5	
GROSS APPROPRIATION		\$ 400,815,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION		\$ 400,815,000
Federal revenues:		
Total federal revenues.....		298,074,500
Special revenue funds:		
Total local revenues		5,852,800
Total private revenues		2,035,800
Total local and private revenues		7,888,600
Total other state restricted revenues		8,668,200
State general fund/general purpose		\$ 86,183,700

Sec. 102. STATE BOARD OF EDUCATION/OFFICE OF THE SUPERINTENDENT

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	13.0	
Unclassified positions—6.0 FTE positions		\$ 868,900
Education commission of the states		120,800
State board of education, per diem payments		24,400
State board/superintendent operations—13.0 FTE positions.....		2,634,000
GROSS APPROPRIATION		\$ 3,648,100

Appropriated from:

Federal revenues:		
Federal revenues		238,400
Special revenue funds:		
Private foundations		28,100
Certification fees		783,800
State general fund/general purpose		\$ 2,597,800

Sec. 103. DEPARTMENTAL ADMINISTRATION AND SUPPORT

Full-time equated classified positions	23.6	
Central support operations—23.6 FTE positions		\$ 3,761,500
Federal and private grants		3,000,000
Property management		3,362,100
Terminal leave payments		353,300
Training and orientation workshops		150,000

	For Fiscal Year Ending Sept. 30, 2019
Worker's compensation.....	28,200
GROSS APPROPRIATION.....	\$ 10,655,100
Appropriated from:	
Federal revenues:	
Federal indirect funds.....	2,480,200
Federal revenues.....	3,688,600
Special revenue funds:	
Private foundations.....	1,000,000
Certification fees.....	411,500
Teacher testing fees.....	4,200
Training and orientation workshop fees.....	150,000
State general fund/general purpose.....	\$ 2,920,600
Sec. 104. INFORMATION TECHNOLOGY	
Information technology services and projects.....	\$ 4,287,500
GROSS APPROPRIATION.....	\$ 4,287,500
Appropriated from:	
Federal revenues:	
Federal indirect funds.....	1,865,600
Federal revenues.....	630,900
Special revenue funds:	
Certification fees.....	406,500
State general fund/general purpose.....	\$ 1,384,500
Sec. 105. SPECIAL EDUCATION SERVICES	
Full-time equated classified positions..... 47.0	
Special education operations—47.0 FTE positions.....	\$ 9,263,800
GROSS APPROPRIATION.....	\$ 9,263,800
Appropriated from:	
Federal revenues:	
Federal revenues.....	8,678,800
Special revenue funds:	
Private foundations.....	110,100
Certification fees.....	45,300
State general fund/general purpose.....	\$ 429,600
Sec. 106. MICHIGAN SCHOOLS FOR THE DEAF AND BLIND	
Full-time equated classified positions..... 82.0	
Camp Tuhsmehta—1.0 FTE position.....	\$ 297,600
Low incidence outreach program.....	750,000
Michigan schools for the deaf and blind operations—81.0 FTE positions.....	13,430,700
Private gifts - blind.....	200,000
Private gifts - deaf.....	150,000
GROSS APPROPRIATION.....	\$ 14,828,300
Appropriated from:	
Federal revenues:	
Federal revenues.....	7,484,600
Special revenue funds:	
Local cost sharing (schools for deaf/blind).....	5,852,800
Gifts, bequests, and donations.....	647,600
Low incidence outreach fund.....	750,000
Student insurance revenue.....	93,300
State general fund/general purpose.....	\$ 0
Sec. 107. PROFESSIONAL PREPARATION SERVICES	
Full-time equated classified positions..... 33.0	
Professional preparation operations—33.0 FTE positions.....	\$ 5,569,700
GROSS APPROPRIATION.....	\$ 5,569,700
Appropriated from:	
Federal revenues:	
Federal revenues.....	1,471,600

	For Fiscal Year Ending Sept. 30, 2019
Special revenue funds:	
Certification fees	3,678,000
Teacher testing fees	193,300
State general fund/general purpose	\$ 226,800
Sec. 108. MICHIGAN OFFICE OF GREAT START	
Full-time equated classified positions 66.0	
Child development and care contracted services.....	\$ 11,500,000
Child development and care external support	28,749,600
Child development and care public assistance.....	202,000,000
Head start collaboration office—1.0 FTE position	313,700
Office of great start operations—65.0 FTE positions	12,350,000
TEACH scholarship program	5,000,000
GROSS APPROPRIATION	\$ 259,913,300
Appropriated from:	
Federal revenues:	
Federal revenues.....	218,266,100
Special revenue funds:	
Private foundations	250,000
Certification fees	64,600
State general fund/general purpose	\$ 41,332,600
Sec. 109. STATE AID AND SCHOOL FINANCE SERVICES	
Full-time equated classified positions 11.5	
State aid and school finance operations—11.5 FTE positions.....	\$ 1,671,500
GROSS APPROPRIATION	\$ 1,671,500
Appropriated from:	
State general fund/general purpose	\$ 1,671,500
Sec. 110. AUDIT SERVICES	
Full-time equated classified positions 4.5	
Audit operations—4.5 FTE positions.....	\$ 624,700
GROSS APPROPRIATION	\$ 624,700
Appropriated from:	
Federal revenues:	
Federal indirect funds.....	496,600
Special revenue funds:	
Certification fees	62,900
State general fund/general purpose	\$ 65,200
Sec. 111. ADMINISTRATIVE LAW SERVICES	
Full-time equated classified positions 2.0	
Administrative law operations—2.0 FTE positions.....	\$ 1,392,900
GROSS APPROPRIATION	\$ 1,392,900
Appropriated from:	
Federal revenues:	
Federal revenues.....	573,800
Special revenue funds:	
Certification fees	717,400
State general fund/general purpose	\$ 101,700
Sec. 112. ACCOUNTABILITY SERVICES	
Full-time equated classified positions 64.6	
Accountability services operations—64.6 FTE positions.....	\$ 14,828,600
GROSS APPROPRIATION	\$ 14,828,600
Appropriated from:	
Federal revenues:	
Federal revenues.....	12,652,400
State general fund/general purpose	\$ 2,176,200
Sec. 113. SCHOOL SUPPORT SERVICES	
Full-time equated classified positions 83.6	

	For Fiscal Year Ending Sept. 30, 2019
Adolescent and school health.....	\$ 100
School support services operations—83.6 FTE positions.....	17,238,700
GROSS APPROPRIATION	\$ 17,238,800
Appropriated from:	
Federal revenues:	
Federal revenues.....	14,690,300
Special revenue funds:	
Certification fees.....	87,600
Commodity distribution fees.....	71,700
State general fund/general purpose.....	\$ 2,389,200
Sec. 114. FIELD SERVICES	
Full-time equated classified positions.....	47.0
Field services operations—47.0 FTE positions.....	\$ 9,494,900
GROSS APPROPRIATION	\$ 9,494,900
Appropriated from:	
Federal revenues:	
Federal revenues.....	8,722,200
Special revenue funds:	
Certification fees.....	37,300
State general fund/general purpose.....	\$ 735,400
Sec. 115. EDUCATIONAL IMPROVEMENT AND INNOVATION SERVICES	
Full-time equated classified positions.....	44.7
Educational improvement and innovation operations—44.7 FTE positions.....	\$ 9,090,000
GROSS APPROPRIATION	\$ 9,090,000
Appropriated from:	
Federal revenues:	
Federal revenues.....	5,942,100
Special revenue funds:	
Certification fees.....	565,100
State general fund/general purpose.....	\$ 2,582,800
Sec. 116. CAREER AND TECHNICAL EDUCATION	
Full-time equated classified positions.....	29.0
Career and technical education operations—29.0 FTE positions.....	\$ 5,312,900
GROSS APPROPRIATION	\$ 5,312,900
Appropriated from:	
Federal revenues:	
Federal revenues.....	3,944,400
State general fund/general purpose.....	\$ 1,368,500
Sec. 117. LIBRARY OF MICHIGAN	
Full-time equated classified positions.....	33.0
Library of Michigan operations—31.0 FTE positions.....	\$ 4,900,200
Library services and technology program—1.0 FTE position.....	5,611,400
Michigan eLibrary—1.0 FTE position.....	1,757,900
Renaissance zone reimbursements.....	2,500,000
State aid to libraries.....	12,067,700
GROSS APPROPRIATION	\$ 26,837,200
Appropriated from:	
Federal revenues:	
Federal revenues.....	5,611,400
Special revenue funds:	
Library fees.....	300,000
State general fund/general purpose.....	\$ 20,925,800
Sec. 118. EDUCATOR TALENT AND POLICY COORDINATION	
Full-time equated classified positions.....	17.0
Educator talent and policy coordination operations—17.0 FTE positions.....	\$ 2,652,700
GROSS APPROPRIATION	\$ 2,652,700

For Fiscal Year
Ending Sept. 30,
2019

Appropriated from:	
Federal revenues:	
Federal revenues	636,500
Special revenue funds:	
Certification fees	245,600
State general fund/general purpose	\$ 1,770,600
Sec. 119. PARTNERSHIP DISTRICT SUPPORT	
Full-time equated classified positions	13.0
Partnership district support operations—13.0 FTE positions	\$ 3,504,900
GROSS APPROPRIATION	\$ 3,504,900
Appropriated from:	
State general fund/general purpose	\$ 3,504,900
Sec. 120. ONE-TIME APPROPRIATIONS	
Drinking water declaration of emergency	\$ 100
GROSS APPROPRIATION	\$ 100
Appropriated from:	
Special revenue funds:	
Drinking water declaration of emergency reserve fund	100
State general fund/general purpose	\$ 0

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2018-2019

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2018-2019 is \$94,851,900.00 and state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is \$14,567,700.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF EDUCATION

State aid to libraries..	\$ 12,067,700
Renaissance zone reimbursements.....	2,500,000
Total department of education.....	\$ 14,567,700

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

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

- (a) “Department” means the Michigan department of education.
- (b) “District” means a local school district as that term is defined in section 6 of the revised school code, 1976 PA 451, MCL 380.6, or a public school academy as that term is defined in section 5 of the revised school code, 1976 PA 451, MCL 380.5.
- (c) “FTE” means full-time equated.
- (d) “IDG” means interdepartmental grant.

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

Sec. 205. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference should be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

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

Sec. 207. The departments and agencies receiving appropriations in part 1 shall prepare a report on out-of-state travel expenses not later than January 1 of each year. The travel report shall be a listing of all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part

with funds appropriated in the department's budget. The report shall be submitted to the senate and house appropriations committees, the house and senate fiscal agencies, and the state budget director. The report must include the following information:

(a) The dates of each travel occurrence.

(b) The transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

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

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

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

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$700,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

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

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

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

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

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

(e) Job specifications and wage rates.

Sec. 212. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the senate and house appropriations chairs, the chairs of the senate and house appropriations subcommittees responsible for the department budget, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2018 and September 30, 2019.

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

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

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

Sec. 217. The department may assist the department of health and human services, other departments, and local school districts to secure reimbursement for eligible services provided in Michigan schools from the federal Medicaid program. The department may submit reports of direct expenses related to this effort to the department of health and human services for reimbursement.

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

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

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

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

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

Sec. 225. (1) From the funds appropriated in part 1, the department must comply with section 17c of the state school aid act of 1979, 1979 PA 94, MCL 388.1617c.

(2) If the department fails to comply with subsection (1), the state funds appropriated in part 1 for unclassified positions, state board/superintendent operations, school support services operations, and field services operations shall each be reduced by 2.5%.

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

Sec. 227. (1) The department shall provide data requested by a member of the legislature, his or her staff, or the house and senate fiscal agencies in a timely manner. If the department fails to provide reasonably requested data within 30 days after the request, the state money appropriated in part 1 for state board/superintendent operations shall be reduced by 1%.

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

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

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

Sec. 231. (1) From the funds appropriated in part 1, the department shall submit to intermediate school districts, school districts, and public school academies information from the final report containing task force recommendations for reducing child sexual abuse in this state as required by section 12b of the child protection law, 1975 PA 238, MCL 722.632b. The information provided shall include the policy recommendations and guidelines for schools and other youth-serving organizations.

(2) The department shall collect information from all school districts, intermediate school districts, and public school academies that have adopted policies that were specified by section 12b of the child protection law, 1975 PA 238, MCL 722.632b. The information collected shall be reported to the house and senate appropriations committees, the house and senate fiscal agencies, and the state budget office. The report shall include a list of each school district, intermediate school district, and public school academy that has adopted each policy specified by section 12b of the child protection law, 1975 PA 238, MCL 722.632b.

Sec. 232. From the funds appropriated in part 1, the department shall ensure that the most recently issued report of regional in-demand occupations issued by the department of technology, management, and budget is distributed in electronic or paper form to all high schools in each school district, intermediate school district, and public school academy.

Sec. 233. (1) From the funds appropriated in part 1, the department shall develop and implement a training program to provide resources and programming to pupils in grades 9 to 12 who are interested in a career in teaching and who are members of groups that are underrepresented in the teaching profession in this state.

(2) The department shall do all of the following with respect to the training program developed and implemented under subsection (1):

- (a) Create a process for nomination and admission of pupils to the program.
- (b) Advertise the program.
- (c) Invite postsecondary institutions in this state that operate a teacher preparation program to participate in the training program.

(d) Connect pupils participating in the program to representatives of teacher preparation programs at postsecondary institutions in this state.

(e) At least once, conduct conferences for pupils participating in the program in locations that are geographically convenient for the majority of pupils attending each conference.

(f) Provide all available research and resources to pupils and postsecondary institutions participating in the training program on at least all of the following:

(i) Successful activities and programs for recruiting and retaining pupils who are members of groups that are underrepresented in the teaching profession for participation in postsecondary teacher preparation programs.

(ii) Teacher certification.

(iii) Employment as a teacher.

Sec. 234. (1) Except as otherwise provided in this section, after the effective date of this act and during the tenure of an appointed interim state superintendent, the department shall not use funds appropriated in part 1 for the development of, staffing of, or activities promoting the promulgation of new, revised, or rescinded administrative rules until a permanent state superintendent of public instruction is appointed by the state board of education.

(2) An administrative rules change for which a request for rule-making has been submitted to the office of regulatory affairs before the effective date of this act may continue to proceed pursuant to the administrative rules process under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.

STATE BOARD OF EDUCATION/OFFICE OF THE SUPERINTENDENT

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

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

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

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

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

CENTRAL SUPPORT

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

SPECIAL EDUCATION SERVICES

Sec. 350. From the funds in part 1 for special education operations, the department shall use \$100,000.00 to design and distribute to all parents and legal guardians of a student with a disability information about federal and state mandates regarding the rights and protections of students with disabilities, including, but not limited to, individualized education programs to ensure that parents and legal guardians are fully informed about laws, rules, procedural safeguards, problem-solving options, and any other information the department determines is necessary so that parents and legal guardians may be able to provide meaningful input in collaboration with districts to develop and implement an individualized education program.

MICHIGAN SCHOOLS FOR THE DEAF AND BLIND

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

Sec. 402. For each student enrolled at the Michigan Schools for the Deaf and Blind, the department shall assess the intermediate school district of residence 100% of the cost of operating the student's instructional program. The amount shall exclude room and board related costs and the cost of weekend transportation between the school and the student's home.

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

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

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

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

Sec. 408. (1) The funds appropriated in part 1 for the low incidence outreach fund are appropriated from money collected by the Michigan Schools for the Deaf and Blind and the low incidence outreach program for providing qualified services and may be used for any expenses necessary to provide the qualified services. Any money that is unexpended at the end of the current fiscal year may be carried forward into the succeeding fiscal year.

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

Sec. 409. When conducting a due process hearing resulting from a parent's appeal of his or her child's individualized education program team's decision on the child's educational placement, a state administrative law judge shall consider designating the Michigan Schools for the Deaf and Blind as the least restrictive environment under federal law for the parent's child who is deaf, deafblind, or hard of hearing.

PROFESSIONAL PREPARATION SERVICES

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

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

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

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

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

SCHOOL SUPPORT SERVICES

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

Sec. 602. From the funds appropriated in part 1 for adolescent and school health, there is appropriated \$100.00 to replace federal funding reductions from the HHS - Centers for Disease Control and Prevention to the department and section 39a(2)(a) of the state school aid act of 1979, 1979 PA 94, MCL 388.1639a.

FIELD SERVICES

Sec. 701. (1) From the funds appropriated in part 1 for field services operations, the department shall produce a report detailing the progress made by districts with grades K to 12 receiving at-risk funding under section 31a of the state school aid act of 1979, 1979 PA 94, MCL 388.1631a, in implementing multitiered systems of supports in the prior school fiscal year for grades K to 12, and in providing reading intervention services described in section 1280f of the revised school code, 1976 PA 451, MCL 380.1280f, for pupils in grades K to 12.

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

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

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

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

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

(3) The department shall provide the report described in subsection (1) to the state budget director, the house and senate subcommittees that oversee the department of education and school aid budgets, and the house and senate fiscal agencies by September 30, 2019.

LIBRARY OF MICHIGAN

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

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

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

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

(2) If the amount appropriated under this section is not sufficient to fully pay obligations under this section, payments shall be prorated on an equal basis among all eligible public libraries.

MICHIGAN OFFICE OF GREAT START

Sec. 1002. (1) From the funds appropriated in part 1 for child development and care public assistance, provider reimbursement rates are as follows:

- (a) The reimbursement rates for child care center providers for children 0 to 2-1/2 years are as follows:
 - (i) The reimbursement rate for child care center providers with an empty star rating is \$4.00 per hour for each child.
 - (ii) The reimbursement rate for child care center providers with a 1-star rating is \$4.00 per hour for each child.
 - (iii) The reimbursement rate for child care center providers with a 2-star rating is \$4.25 per hour for each child.
 - (iv) The reimbursement rate for child care center providers with a 3-star rating is \$4.75 per hour for each child.
 - (v) The reimbursement rate for child care center providers with a 4-star rating is \$5.00 per hour for each child.
 - (vi) The reimbursement rate for child care center providers with a 5-star rating is \$5.50 per hour for each child.
- (b) The reimbursement rates for child care center providers for children over 2-1/2 years are as follows:
 - (i) The reimbursement rate for child care center providers with an empty star rating is \$2.75 per hour for each child.
 - (ii) The reimbursement rate for child care center providers with a 1-star rating is \$2.75 per hour for each child.
 - (iii) The reimbursement rate for child care center providers with a 2-star rating is \$3.00 per hour for each child.
 - (iv) The reimbursement rate for child care center providers with a 3-star rating is \$3.50 per hour for each child.
 - (v) The reimbursement rate for child care center providers with a 4-star rating is \$3.75 per hour for each child.
 - (vi) The reimbursement rate for child care center providers with a 5-star rating is \$4.25 per hour for each child.
- (c) The reimbursement rates for group home providers for children 0 to 2-1/2 years are as follows:
 - (i) The reimbursement rate for group home providers with an empty star rating is \$3.15 per hour for each child.
 - (ii) The reimbursement rate for group home providers with a 1-star rating is \$3.15 per hour for each child.
 - (iii) The reimbursement rate for group home providers with a 2-star rating is \$3.40 per hour for each child.
 - (iv) The reimbursement rate for group home providers with a 3-star rating is \$3.90 per hour for each child.
 - (v) The reimbursement rate for group home providers with a 4-star rating is \$4.15 per hour for each child.
 - (vi) The reimbursement rate for group home providers with a 5-star rating is \$4.65 per hour for each child.
- (d) The reimbursement rates for group home providers for children over 2-1/2 years are as follows:
 - (i) The reimbursement rate for group home providers with an empty star rating is \$2.65 per hour for each child.
 - (ii) The reimbursement rate for group home providers with a 1-star rating is \$2.65 per hour for each child.
 - (iii) The reimbursement rate for group home providers with a 2-star rating is \$2.90 per hour for each child.
 - (iv) The reimbursement rate for group home providers with a 3-star rating is \$3.40 per hour for each child.
 - (v) The reimbursement rate for group home providers with a 4-star rating is \$3.65 per hour for each child.
 - (vi) The reimbursement rate for group home providers with a 5-star rating is \$4.15 per hour for each child.
- (e) The reimbursement rates for registered family home providers for children 0 to 2-1/2 years are as follows:
 - (i) The reimbursement rate for registered family home providers with an empty star rating is \$3.15 per hour for each child.
 - (ii) The reimbursement rate for registered family home providers with a 1-star rating is \$3.15 per hour for each child.
 - (iii) The reimbursement rate for registered family home providers with a 2-star rating is \$3.40 per hour for each child.
 - (iv) The reimbursement rate for registered family home providers with a 3-star rating is \$3.90 per hour for each child.
 - (v) The reimbursement rate for registered family home providers with a 4-star rating is \$4.15 per hour for each child.
 - (vi) The reimbursement rate for registered family home providers with a 5-star rating is \$4.65 per hour for each child.
- (f) The reimbursement rates for registered family home providers for children over 2-1/2 years are as follows:
 - (i) The reimbursement rate for registered family home providers with an empty star rating is \$2.65 per hour for each child.
 - (ii) The reimbursement rate for registered family home providers with a 1-star rating is \$2.65 per hour for each child.
 - (iii) The reimbursement rate for registered family home providers with a 2-star rating is \$2.90 per hour for each child.
 - (iv) The reimbursement rate for registered family home providers with a 3-star rating is \$3.40 per hour for each child.
 - (v) The reimbursement rate for registered family home providers with a 4-star rating is \$3.65 per hour for each child.
 - (vi) The reimbursement rate for registered family home providers with a 5-star rating is \$4.15 per hour for each child.
- (g) The reimbursement rates for unlicensed providers for children 0 to age 2-1/2 years are as follows:
 - (i) The reimbursement rate for unlicensed providers with a tier 1 rating is \$1.60 per hour for each child.
 - (ii) The reimbursement rate for unlicensed providers with a tier 2 rating is \$2.95 per hour for each child.

- (h) The reimbursement rates for unlicensed providers for children over 2-1/2 years are as follows:
- (i) The reimbursement rate for unlicensed providers with a tier 1 rating is \$1.60 per hour for each child.
- (ii) The reimbursement rate for unlicensed providers with a tier 2 rating is \$2.60 per hour for each child.

(2) The department shall ensure that the final provider reimbursement rates determined under this section are published on the department and great start to quality webpages.

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

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

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

(c) The grant recipients.

(d) The activities funded by each grant.

(e) An analysis of each grant recipient's success in addressing the development of a comprehensive system of early childhood services and supports.

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

Sec. 1004. From the funds appropriated in part 1 for the TEACH scholarship program, the department shall ensure that \$5,000,000.00 is appropriated to the TEACH scholarship program. The program shall give preference to the following providers:

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

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

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

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

(a) Both the on-site and off-site activities that are intended to improve child care provider quality and the number of times those activities are performed by the licensing consultants.

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

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

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

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

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

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

Sec. 1009. From the funds appropriated in part 1 for child development and care public assistance, the income entrance threshold for the child development and care program is set to 130% of the federal poverty guidelines.

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

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

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

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

Sec. 1011. (1) From the funds appropriated in part 1 for child development and care public assistance, there is, subject to subsection (4), allocated \$15,000,000.00 to implement a biweekly block reimbursement rate schedule by December 1, 2018 through the following block segments:

(a) The block segment for a biweekly block reimbursement rate schedule for child care centers, group homes, and registered family homes, for paid hours between 1 to 30 hours, shall be reimbursed at the hourly reimbursement rate.

(b) The block segment for a biweekly block reimbursement rate schedule for child care centers, group homes, and registered family homes, for paid hours between 31 to 60 hours, shall be reimbursed as 60 hours.

(c) The block segment for a biweekly block reimbursement rate schedule for child care centers, group homes, and registered family homes, for paid hours between 61 to 80 hours, shall be reimbursed as 80 hours.

(d) The block segment for a biweekly block reimbursement rate schedule for child care centers, group homes, and registered family homes, for paid hours between 81 to 90 hours, shall be reimbursed as 90 hours.

(e) The block segment for a biweekly block reimbursement rate schedule for unlicensed providers shall be reimbursed at their current hourly reimbursement rates.

(2) It is the intent of the legislature that the new biweekly block reimbursement system reimburses providers based on the block segment that is closest to the number of hours actually paid to the provider.

(3) The department shall implement a biweekly block reimbursement rate schedule for the child development and care program and, before implementation, the department shall create a detailed spending report for the biweekly block reimbursement rate schedule that includes, but is not limited to, all of the following:

(a) How the biweekly block reimbursement rate schedule will be implemented throughout the state.

(b) The precise rates charged for the biweekly block reimbursement rate schedule to each provider type and any differentiation of rates charged by age groups.

(c) The overall projected costs for the biweekly block reimbursement rate schedule for the fiscal years ending September 30, 2019, and September 30, 2020.

(4) Before funds described in this section may be expended, the detailed spending report implemented by the department under subsection (3) must be sent to the state budget director, the house and senate subcommittees that oversee the department of education, and the house and senate fiscal agencies.

ONE-TIME APPROPRIATIONS

Sec. 1101. (1) From the funds appropriated in part 1 for drinking water declaration of emergency, the department shall allocate funding to address the child care needs in a city in which a declaration of emergency was issued because of drinking water contamination. Funds shall be used to support the following activities in the city:

(a) Pilot the expansion of the child development and care eligibility to children ages 0 to 3 for 1/2-day child care services by increasing the household income entrance threshold to 300% of the federal poverty guidelines.

(b) Provide information to child care providers on identification and intervention services for children demonstrating potential developmental delays associated with exposure to lead.

(2) The department shall amend definitions and eligibility requirements in the child care and development fund state plan as necessary to implement this section.

(3) Each month, the department shall create a report concerning each city where there is a drinking water declaration of emergency or where a drinking water declaration of emergency has been lifted and the department continues to spend funds under this section. The report shall include, but is not limited to, all of the following:

(a) The number of children ages 0 to 3 in the city.

(b) The number of children ages 0 to 3 in the city served by the child development and care program before the implementation of the increase to the entrance threshold to 300% of the federal poverty guidelines.

(c) The number of children ages 0 to 3 in the city served by the child development and care program after the implementation of the increase to the entrance threshold to 300% of the federal poverty guidelines.

(d) The number of cases including a child aged 0 to 3 in the city being served by the child development and care program.

(e) The number of children receiving referrals for additional screenings, assessments, or services that are ages 0 to 3 in the city served by the child development and care program.

(f) The number of children ages 0 to 3 identified with developmental delays in the city served by the child development and care program.

(g) The number of children ages 0 to 3 who are in 1-parent households in the city served by the child development and care program.

(h) The number of children ages 0 to 3 who are in 2-parent households in the city served by the child development and care program.

(i) The number of child care providers that were provided training on identifying the impacts of lead exposure, as well as related developmental delays that are serving children ages 0 to 3 in the city participating in the child development and care program.

(j) The types and number of communications with parents or caretakers on the impact of developmental delays and available services for children ages 0 to 3 in the city being served by the child development and care program. The department shall create a list of communication types that includes, but is not limited to, all of the following: in person, telephone, letter, and electronic mail.

(4) The report created under subsection (3) shall be sent to the state budget director, the house and senate appropriations subcommittees that oversee the department's budget, and the house and senate fiscal agencies by the first of every month until the department has spent all of the money appropriated in part 1 for a drinking water declaration of emergency.

ARTICLE VII
DEPARTMENT OF ENVIRONMENTAL QUALITY
PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of environmental quality for the fiscal year ending September 30, 2019, from the following funds:

DEPARTMENT OF ENVIRONMENTAL QUALITY

APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	1,231.0	
GROSS APPROPRIATION		\$ 447,502,600
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		3,143,700
ADJUSTED GROSS APPROPRIATION		\$ 444,358,900
Federal revenues:		
Total federal revenues.....		160,225,400
Special revenue funds:		
Total private revenues.....		1,061,700
Total other state restricted revenues		209,325,300
State general fund/general purpose		\$ 73,746,500

FUND SOURCE SUMMARY

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	1,231.0	
GROSS APPROPRIATION		\$ 447,502,600
Interdepartmental grant revenues:		
IDG from department of state police		1,776,100
IDG from state transportation department.....		1,367,600
Total interdepartmental grants and intradepartmental transfers		3,143,700
ADJUSTED GROSS APPROPRIATION		\$ 444,358,900
Federal revenues:		
Federal funds		160,225,400
Total federal revenues.....		160,225,400
Special revenue funds:		
Private funds.....		1,061,700
Total private revenues.....		1,061,700
Air emissions fees		12,427,300
Aquatic nuisance control fund.....		931,400
Aquifer protection revolving fund		524,000
Campground fund.....		326,000
Clean Michigan initiative - clean water fund.....		3,417,100
Clean Michigan initiative - nonpoint source		2,000,000
Cleanup and redevelopment fund		19,939,400
Community pollution prevention fund		250,000
Drinking water declaration of emergency reserve fund		100
Electronic waste recycling fund		334,500
Environmental education fund.....		171,300
Environmental pollution prevention fund.....		6,779,300
Environmental protection fund		2,476,700
Environmental response fund		3,782,600
Fees and collections		393,900
Financial instruments.....		9,489,100
Groundwater discharge permit fees		1,779,800
Infrastructure construction fund		51,400
Laboratory services fees		4,294,900
Land and water permit fees.....		3,306,700
Landfill maintenance trust fund		31,000
Lawsuit settlement proceeds fund		3,000,000
Medical waste emergency response fund		339,700
Metallic mining surveillance fee revenue.....		101,000

	For Fiscal Year Ending Sept. 30, 2019
Mineral well regulatory fee revenue.....	223,100
Native copper mine fund	50,000
Nonferrous metallic mineral surveillance.....	367,300
NPDES fees.....	4,627,700
Oil and gas regulatory fund.....	5,242,400
Orphan well fund.....	2,424,600
Public swimming pool fund	662,600
Public utility assessments.....	417,000
Public water supply fees.....	5,012,000
Refined petroleum fund.....	42,085,200
Revitalization revolving loan fund	103,100
Revolving loan revenue bonds.....	15,000,000
Sand extraction fee revenue.....	92,900
Scrap tire regulatory fund.....	5,109,900
Septage waste contingency fund	3,400
Septage waste program fund	530,300
Settlement funds.....	426,100
Sewage sludge land application fees	1,006,800
Small business pollution prevention revolving loan fund	167,100
Soil erosion and sedimentation control training fund	175,100
Solid waste management fund - staff account.....	5,208,300
Stormwater permit fees	3,078,000
Strategic water quality initiatives fund.....	17,211,900
Underground storage tank cleanup fund.....	20,028,700
Wastewater operator training fees	601,900
Water analysis fees	2,275,200
Water pollution control revolving fund	656,100
Water quality protection fund.....	100,000
Water use reporting fees.....	291,400
Total other state restricted revenues	209,325,300
State general fund/general purpose	\$ 73,746,500
Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT	
Full-time equated unclassified positions.....	6.0
Full-time equated classified positions	83.0
Unclassified salaries—6.0 FTE positions.....	\$ 792,200
Accounting service center	1,419,700
Administrative hearings officers.....	388,000
Central support services—39.0 FTE positions.....	8,159,000
Communications and community outreach—31.0 FTE positions	4,585,900
Environmental support projects.....	5,000,000
Executive direction—13.0 FTE positions.....	2,142,600
Facilities management	1,000,000
Property management.....	7,458,300
GROSS APPROPRIATION	\$ 30,945,700
Appropriated from:	
Interdepartmental grant revenues:	
IDG from department of state police	61,100
Federal revenues:	
Federal funds.....	29,400
Special revenue funds:	
Private funds.....	364,000
Air emissions fees	1,508,500
Campground fund.....	15,600
Cleanup and redevelopment fund.....	1,589,500
Electronic waste recycling fund	15,300
Environmental education fund.....	171,300

	For Fiscal Year Ending Sept. 30, 2019
Environmental pollution prevention fund	1,710,600
Environmental protection fund	323,800
Environmental response fund	529,800
Fees and collections	150,200
Financial instruments.....	7,326,100
Groundwater discharge permit fees	211,700
Laboratory services fees	157,800
Land and water permit fees	612,500
Lawsuit settlement proceeds fund	3,000,000
Medical waste emergency response fund	18,000
Metallic mining surveillance fee revenue.....	5,100
Mineral well regulatory fee revenue.....	9,000
Nonferrous metallic mineral surveillance.....	800
NPDES fees.....	276,100
Oil and gas regulatory fund.....	1,014,800
Orphan well fund.....	52,900
Public swimming pool fund	27,500
Public utility assessments.....	20,400
Public water supply fees.....	288,900
Refined petroleum fund.....	2,583,900
Sand extraction fee revenue.....	4,200
Scrap tire regulatory fund.....	158,800
Septage waste program fund	20,200
Settlement funds.....	426,100
Sewage sludge land application fees	121,600
Small business pollution prevention revolving loan fund	19,400
Soil erosion and sedimentation control training fund	18,900
Solid waste management fund - staff account.....	331,800
Stormwater permit fees	264,700
Wastewater operator training fees	34,600
Water analysis fees	148,400
Water use reporting fees.....	24,700
State general fund/general purpose	\$ 7,297,700
Sec. 103. GREAT LAKES RESTORATION INITIATIVE	
Great Lakes restoration initiative	\$ 6,714,100
GROSS APPROPRIATION	\$ 6,714,100
Appropriated from:	
Federal revenues:	
Federal funds	6,714,100
Special revenue funds:	
State general fund/general purpose	\$ 0
Sec. 104. WATER RESOURCES DIVISION	
Full-time equated classified positions	317.0
Aquatic nuisance control program—6.0 FTE positions	\$ 931,400
Expedited water/wastewater permits—1.0 FTE position.....	51,400
Federal - Great Lakes remedial action plan grants	583,800
Federal - nonpoint source water pollution grants.....	4,083,300
Fish contaminant monitoring.....	316,100
Groundwater discharge permit program—22.0 FTE positions.....	3,253,500
Land and water interface permit programs—82.0 FTE positions	11,848,200
Nonpoint source pollution prevention and control project program	2,000,000
NPDES nonstormwater program—83.0 FTE positions	13,245,000
Program direction and project assistance—27.0 FTE positions.....	3,113,700
Surface water—86.0 FTE positions.....	16,291,600
Technology advancements for water monitoring.....	500,000
Water quality and use initiative/general—5.0 FTE positions.....	1,498,300

	For Fiscal Year Ending Sept. 30, 2019
Water quality protection grants	100,000
Water withdrawal assessment program—5.0 FTE positions	1,618,400
Wetland mitigation banking grants and loans	1,000,000
Wetlands program.....	1,000,000
GROSS APPROPRIATION	\$ 61,434,700
Appropriated from:	
Interdepartmental grant revenues:	
IDG from state transportation department.....	1,281,500
Federal revenues:	
Federal funds.....	20,490,200
Special revenue funds:	
Aquatic nuisance control fund.....	931,400
Aquifer protection revolving fund.....	524,000
Clean Michigan initiative - clean water fund.....	3,417,100
Clean Michigan initiative - nonpoint source	2,000,000
Environmental response fund	204,800
Groundwater discharge permit fees	1,472,500
Infrastructure construction fund	51,400
Land and water permit fees.....	2,347,000
NPDES fees.....	4,176,800
Refined petroleum fund.....	445,900
Sewage sludge land application fees	850,000
Soil erosion and sedimentation control training fund	143,200
Stormwater permit fees	2,724,800
Strategic water quality initiatives fund.....	1,000,000
Wastewater operator training fees	288,700
Water pollution control revolving fund	143,500
Water quality protection fund.....	100,000
Water use reporting fees.....	250,300
State general fund/general purpose	\$ 18,591,600
Sec. 105. LAW ENFORCEMENT	
Full-time equated classified positions	15.0
Environmental investigations—15.0 FTE positions	\$ 3,004,900
GROSS APPROPRIATION	\$ 3,004,900
Appropriated from:	
Federal revenues:	
Federal funds.....	574,800
Special revenue funds:	
Air emissions fees	57,700
Campground fund.....	2,100
Cleanup and redevelopment fund.....	190,400
Electronic waste recycling fund	1,600
Environmental pollution prevention fund.....	261,300
Environmental response fund	41,600
Fees and collections	4,100
Financial instruments.....	527,500
Groundwater discharge permit fees	18,900
Laboratory services fees	15,900
Land and water permit fees.....	78,800
Medical waste emergency response fund	2,400
Metallic mining surveillance fee revenue.....	700
Mineral well regulatory fee revenue.....	1,200
NPDES fees.....	32,400
Oil and gas regulatory fund.....	88,500
Orphan well fund.....	7,100
Public swimming pool fund	3,700

	For Fiscal Year Ending Sept. 30, 2019
Public utility assessments.....	2,000
Public water supply fees.....	26,600
Refined petroleum fund.....	370,500
Sand extraction fee revenue.....	600
Scrap tire regulatory fund.....	29,500
Septage waste program fund.....	2,700
Sewage sludge land application fees.....	12,300
Small business pollution prevention revolving loan fund.....	2,600
Soil erosion and sedimentation control training fund.....	2,600
Solid waste management fund - staff account.....	42,100
Stormwater permit fees.....	17,600
Wastewater operator training fees.....	4,600
Water analysis fees.....	18,300
Water use reporting fees.....	3,100
State general fund/general purpose.....	\$ 559,100
Sec. 106. AIR QUALITY DIVISION	
Full-time equated classified positions.....	187.0
Air quality programs—187.0 FTE positions.....	\$ 27,493,200
GROSS APPROPRIATION.....	\$ 27,493,200
Appropriated from:	
Federal revenues:	
Federal funds.....	7,277,800
Special revenue funds:	
Air emissions fees.....	10,188,000
Fees and collections.....	205,100
Oil and gas regulatory fund.....	142,100
Public utility assessments.....	150,000
Refined petroleum fund.....	3,625,500
State general fund/general purpose.....	\$ 5,904,700
Sec. 107. RESOURCE MANAGEMENT DIVISION	
Full-time equated classified positions.....	319.0
Drinking water and environmental health—115.0 FTE positions.....	\$ 16,554,400
Drinking water program grants.....	830,000
Hazardous waste management program—45.0 FTE positions.....	6,600,700
Low-level radioactive waste authority—2.0 FTE positions.....	236,700
Medical waste program—2.0 FTE positions.....	309,300
Municipal assistance—29.0 FTE positions.....	4,881,200
Noncommunity water grants.....	1,905,700
Oil, gas and mineral services—57.0 FTE positions.....	10,804,700
Pollution prevention—7.0 FTE positions.....	2,095,700
Radiological protection program—12.0 FTE positions.....	2,000,600
Recycling initiative—3.0 FTE positions.....	2,020,300
Scrap tire grants.....	3,500,000
Scrap tire regulatory program—10.0 FTE positions.....	1,357,300
Septage waste compliance grants.....	275,000
Solid waste management program—37.0 FTE positions.....	5,159,600
Water state revolving funds.....	120,000,000
GROSS APPROPRIATION.....	\$ 178,531,200
Appropriated from:	
Interdepartmental grant revenues:	
IDG from department of state police.....	1,689,200
Federal revenues:	
Federal funds.....	117,388,600
Special revenue funds:	
Private funds.....	506,600
Campground fund.....	299,900

	For Fiscal Year Ending Sept. 30, 2019
Cleanup and redevelopment fund	1,000,000
Community pollution prevention fund	250,000
Electronic waste recycling fund	311,100
Environmental pollution prevention fund	4,343,400
Fees and collections	34,500
Medical waste emergency response fund	309,300
Metallic mining surveillance fee revenue.....	92,500
Mineral well regulatory fee revenue.....	208,000
Native copper mine fund	50,000
Nonferrous metallic mineral surveillance.....	366,200
Oil and gas regulatory fund.....	3,667,100
Orphan well fund.....	2,335,100
Public swimming pool fund	616,300
Public utility assessments.....	236,700
Public water supply fees.....	4,231,200
Refined petroleum fund.....	709,900
Revolving loan revenue bonds.....	15,000,000
Sand extraction fee revenue.....	85,800
Scrap tire regulatory fund.....	4,857,300
Septage waste contingency fund	3,400
Septage waste program fund	496,100
Small business pollution prevention revolving loan fund	134,400
Solid waste management fund - staff account.....	4,661,500
Strategic water quality initiatives fund.....	1,211,900
Wastewater operator training fees	254,800
Water pollution control revolving fund	505,200
State general fund/general purpose	\$ 12,675,200
Sec. 108. REMEDIATION AND REDEVELOPMENT DIVISION	
Full-time equated classified positions	294.0
Contaminated site investigations, cleanup and revitalization—130.0 FTE positions.....	\$ 15,674,100
Emergency cleanup actions	1,000,000
Environmental cleanup and redevelopment program	15,000,000
Environmental cleanup support	1,840,000
Federal cleanup project management—40.0 FTE positions	7,052,700
Laboratory services—39.0 FTE positions	6,406,400
Lead remediation grants	2,000,000
Refined petroleum product cleanup program—85.0 FTE positions.....	34,680,000
Superfund cleanup	1,000,000
GROSS APPROPRIATION	\$ 84,653,200
Appropriated from:	
Federal revenues:	
Federal funds	6,412,500
Special revenue funds:	
Private funds.....	191,100
Cleanup and redevelopment fund	16,359,400
Environmental protection fund	2,065,500
Environmental response fund	2,839,100
Laboratory services fees	4,056,400
Landfill maintenance trust fund	31,000
Public water supply fees.....	315,800
Refined petroleum fund.....	32,619,700
Revitalization revolving loan fund	103,100
Strategic water quality initiatives fund.....	15,000,000
Water analysis fees	2,034,200
State general fund/general purpose	\$ 2,625,400

For Fiscal Year
Ending Sept. 30,
2019

Sec. 109. UNDERGROUND STORAGE TANK AUTHORITY

Full-time equated classified positions	5.0	
Underground storage tank cleanup program—5.0 FTE positions		\$ 20,028,700
GROSS APPROPRIATION		\$ 20,028,700

Appropriated from:

Special revenue funds:

Underground storage tank cleanup fund.....		20,028,700
State general fund/general purpose		\$ 0

Sec. 110. INFORMATION TECHNOLOGY

Information technology services and projects		\$ 9,076,800
GROSS APPROPRIATION		\$ 9,076,800

Appropriated from:

Interdepartmental grant revenues:

IDG from department of state police		25,800
IDG from state transportation department.....		86,100

Federal revenues:

Federal funds		1,338,000
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Special revenue funds:

Air emissions fees		673,100
Campground fund.....		8,400
Cleanup and redevelopment fund.....		800,100
Electronic waste recycling fund		6,500
Environmental pollution prevention fund.....		464,000
Environmental protection fund		87,400
Environmental response fund		167,300
Financial instruments.....		1,635,500
Groundwater discharge permit fees		76,700
Laboratory services fees		64,800
Land and water permit fees		268,400
Medical waste emergency response fund		10,000
Metallic mining surveillance fee revenue.....		2,700
Mineral well regulatory fee revenue.....		4,900
Nonferrous metallic mineral surveillance.....		300
NPDES fees.....		142,400
Oil and gas regulatory fund.....		329,900
Orphan well fund.....		29,500
Public swimming pool fund		15,100
Public utility assessments		7,900
Public water supply fees.....		149,500
Refined petroleum fund.....		1,729,800
Sand extraction fee revenue.....		2,300
Scrap tire regulatory fund.....		64,300
Septage waste program fund		11,300
Sewage sludge land application fees		22,900
Small business pollution prevention revolving loan fund		10,700
Soil erosion and sedimentation control training fund		10,400
Solid waste management fund - staff account.....		172,900
Stormwater permit fees		70,900
Wastewater operator training fees		19,200
Water analysis fees		74,300
Water pollution control revolving fund		7,400
Water use reporting fees		13,300
State general fund/general purpose		\$ 472,800

Sec. 111. ONE-TIME APPROPRIATIONS

Full-time equated classified positions	11.0	
Drinking water declaration of emergency		\$ 100
Environmental cleanup and redevelopment program (one-time)—11.0 FTE positions		25,000,000

	For Fiscal Year Ending Sept. 30, 2019
Landfill research, design, and demonstration project.....	120,000
Michigan geological survey.....	500,000
GROSS APPROPRIATION.....	\$ 25,620,100
Appropriated from:	
Special revenue funds:	
Drinking water declaration of emergency reserve fund	100
State general fund/general purpose	\$ 25,620,000

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2018-2019

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2018-2019 is \$283,071,800.00 and state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is \$5,701,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF ENVIRONMENTAL QUALITY

Surface water.....	\$ 160,000
Technology advancements for water monitoring.....	500,000
Drinking water program grants	600,000
Medical waste program.....	65,000
Noncommunity water grants.....	1,800,000
Pollution prevention.....	250,000
Recycling initiative.....	1,500,000
Scrap tire grants.....	500,000
Septage waste compliance grants.....	100,000
Emergency cleanup actions.....	106,000
Landfill research, design, and demonstration project.....	120,000
TOTAL.....	\$ 5,701,000

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

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

- (a) "Department" means the department of environmental quality.
- (b) "Director" means the director of the department.
- (c) "FTE" means full-time equated.
- (d) "IDG" means interdepartmental grant.
- (e) "NPDES" means national pollution discharge elimination system.

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

Sec. 205. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 206. The director shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. The director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

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

- (a) The dates of each travel occurrence.

(b) The total transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

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

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

Sec. 210. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$30,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$5,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$500,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

- (a) Fiscal year-to-date expenditures by category.
- (b) Fiscal year-to-date expenditures by appropriation unit.
- (c) Fiscal year-to-date payments to a selected vendor, including the vendor name, payment date, payment amount, and payment description.
- (d) The number of active department employees by job classification.
- (e) Job specifications and wage rates.

Sec. 212. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the senate and house appropriations chairs, the senate and house appropriations subcommittee chairs, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2018 and September 30, 2019.

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

Sec. 214. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are estimated at \$33,567,400.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$15,475,100.00. Total agency appropriations for retiree health care legacy costs are estimated at \$18,092,300.00.

Sec. 216. (1) The department shall report all of the following information relative to allocations made from appropriations for the environmental cleanup and redevelopment program, state cleanup, emergency actions, superfund cleanup, the revitalization revolving loan program, the brownfield grants and loans program, the leaking underground storage tank cleanup program, the contaminated lake and river sediments cleanup program, the refined petroleum product cleanup program, and the environmental protection bond projects under section 19508(7) of the natural resources and environmental protection act, 1994 PA 451, MCL 324.19508, to the state budget director, the senate and house appropriations subcommittees on environmental quality, and the senate and house fiscal agencies:

- (a) The name and location of the site for which an allocation is made.
 - (b) The nature of the problem encountered at the site.
 - (c) A brief description of how the problem will be resolved if the allocation is made for a response activity.
 - (d) The estimated date that site closure activities will be completed.
 - (e) The amount of the allocation, or the anticipated financing for the site.
 - (f) A summary of the sites and the total amount of funds expended at the sites at the conclusion of the fiscal year.
 - (g) The number of brownfield projects that were successfully redeveloped.
- (2) The report prepared under subsection (1) shall also include all of the following:
- (a) The status of all state-owned facilities that are on the list compiled under part 201 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.20101 to 324.20142.

(b) The report shall include the total amount of funds expended during the fiscal year and the total amount of funds awaiting expenditure.

(c) The total amount of bonds issued for the environmental protection bond program pursuant to part 193 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.19301 to 324.19306, and bonds issued pursuant to the clean Michigan initiative act, 1998 PA 284, MCL 324.95101 to 324.95108.

(3) The report shall be made available by March 31 of each year.

Sec. 217. (1) The department may expend amounts remaining from the current and prior fiscal year appropriations to meet funding needs of legislatively approved sites for the environmental cleanup and redevelopment program, the refined petroleum product cleanup program, brownfield grants and loans, waterfront grants, and the environmental bond site reclamation program.

(2) Unexpended and unencumbered amounts remaining from appropriations from the environmental protection bond fund contained in 2003 PA 173, 2005 PA 109, 2006 PA 343, 2011 PA 63, and 2012 PA 236 are appropriated for expenditure for any site listed in this part and part 1 and any site listed in the public acts referenced in this section.

(3) Unexpended and unencumbered amounts remaining from appropriations from the clean Michigan initiative fund - response activities contained in 2000 PA 52, 2004 PA 309, 2005 PA 11, 2006 PA 343, 2007 PA 121, 2011 PA 63, 2013 PA 59, 2014 PA 252, 2015 PA 84, 2016 PA 268, and 2017 PA 107 are appropriated for expenditure for any site listed in this part and part 1 and any site listed in the public acts referenced in this section.

(4) Unexpended and unencumbered amounts remaining from appropriations from the refined petroleum fund activities contained in 2007 PA 121, 2008 PA 247, 2009 PA 118, 2010 PA 189, 2011 PA 63, 2012 PA 200, 2013 PA 59, 2014 PA 252, 2015 PA 84, 2016 PA 268, and 2017 PA 107 are appropriated for expenditure for any site listed in this part and part 1 and any site listed in the public acts referenced in this section.

(5) Unexpended and unencumbered amounts remaining from the appropriations from the strategic water quality initiatives fund contained in 2011 PA 50, 2011 PA 63, 2012 PA 200, 2013 PA 59, 2014 PA 252, 2015 PA 84, 2016 PA 268, and 2017 PA 107 are appropriated for expenditure for any site listed in this part and part 1 and any site listed in the public acts referenced in this section.

Sec. 219. Unexpended settlement revenues at the end of the fiscal year may be carried forward into the settlement fund in the succeeding fiscal year up to a maximum carryforward of \$2,500,000.00.

Sec. 220. The department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 221. (1) Funds appropriated in part 1 shall not be used by the department to promulgate a rule that will apply to a small business and that will have a disproportionate economic impact on small businesses because of the size of those businesses if the department fails to reduce the disproportionate economic impact of the rule on small businesses as provided under section 40 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.240.

(2) As used in this section:

(a) "Rule" means that term as defined under section 7 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.207.

(b) "Small business" means that term as defined under section 7a of the administrative procedures act of 1969, 1969 PA 306, MCL 24.207a.

Sec. 235. The department shall prepare an annual report to the legislature by March 31 that details all of the following for each of the allocations from the clean Michigan initiative bond fund as described in section 19607(1)(a) to (i) of the natural resources and environmental protection act, 1994 PA 451, MCL 324.19607:

(a) The progress of projects funded in each category.

(b) The current cost to date of all projects funded in each category.

(c) The estimated remaining cost of all projects funded in each category.

(d) The remaining balance of money in the fund allocated for each category.

(e) The total debt obligation on all clean Michigan initiative bonds and the length of time remaining until full bond repayment is achieved.

Sec. 236. The department shall provide a report detailing the expenditure of departmental funds appropriated in 2015 PA 143, 2016 PA 3, 2016 PA 268, and 2016 PA 340. The report shall include the following:

(a) The names and locations of entities receiving funds.

(b) The purpose for each expenditure.

(c) The status of programs supported by this funding.

(d) A brief description of how related problems have been or will be resolved if expenditures are made for immediate response.

(e) The job titles and number of departmental FTEs engaged in the Flint declaration of emergency response effort.

Sec. 237. From the funds appropriated in part 1, the department shall be responsible for the necessary and reasonable attorney fees and costs incurred by private and independent legal counsel chosen by current and former classified and unclassified department employees in the defense of the department employees named as a party in any state or federal lawsuits or investigations related to the city of Flint municipal water system.

Sec. 238. From funds appropriated in part 1, the department shall post the following on the department's publicly accessible website:

(a) By November 1, a report listing each fee the department assessed during the previous fiscal year. The report shall include the dollar amount of each fee, the amount of revenue that was projected to be received from each fee at the beginning of the previous fiscal year, and the actual revenue received for each fee. If the actual revenue for a particular fee is not available by November 1, the department may use an unaudited or estimated figure, and indicate it as such in the report.

(b) By November 1, a report listing all fees currently assessed by the department. The report shall include the dollar amount of each fee, projected revenue for each fee, and the program areas within the department that each fee will support. The report shall also list the fund into which each fee is deposited. By May 1, the department shall update this report with year-to-date revenue for each fee.

(c) By November 1, a report listing all federal and state fund sources utilized by the department during the previous fiscal year. The report shall include the amount of revenue that was projected to be received from each fund source at the beginning of that fiscal year, the current balance of each fund source, and the actual revenue received for each fund source during that fiscal year. If actual revenue for a particular fund or the actual balance of a particular fund is not available by November 1, the department may use an unaudited or estimated figure, and indicate it as such in the report.

(d) By November 1, a report listing the federal and state fund sources that will be utilized by the department during the current fiscal year. The report shall contain the following for each fund source: an estimate of revenue that will be collected during the fiscal year, the balance of the fund source at the beginning of the fiscal year, and the program areas within the department that each fund source will support. If the actual fund balance is not available on November 1, the department may use an unaudited or estimated figure, and indicate it as such in the report. By May 1, the department shall update this report with year-to-date figures for each item in the report, and include year-to-date revenue for each fund source.

(e) Any audits conducted on department programs or funds.

REMEDICATION AND REDEVELOPMENT DIVISION

Sec. 301. Revenues remaining in the laboratory services fees fund at the end of the fiscal year shall carry forward into the succeeding fiscal year.

Sec. 302. The unexpended funds appropriated in part 1 for emergency cleanup actions are considered work project appropriations and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for projects under this section until the projects have been completed. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project to be carried forward is to provide contaminated site cleanup.

(b) The project will be accomplished by contract.

(c) The total estimated cost of the project is \$3,000,000.00.

(d) The tentative completion date is September 30, 2023.

Sec. 303. Effective October 1, 2018, surplus funds not to exceed \$1,000,000.00 in the cleanup and redevelopment trust fund are appropriated to the environmental protection fund created in section 503a of the natural resources and environmental protection act, 1994 PA 451, MCL 324.503a.

Sec. 304. Effective October 1, 2018, surplus funds not to exceed \$1,000,000.00 in the community pollution prevention fund created in section 3f of 1976 IL 1, MCL 445.573f, are appropriated to the environmental protection fund created in section 503a of the natural resources and environmental protection act, 1994 PA 451, MCL 324.503a.

Sec. 305. It is the intent of the legislature to repay the refined petroleum fund for the \$70,000,000.00 that was transferred to the environmental protection fund created in section 503a of the natural resources and environmental protection act, 1994 PA 451, MCL 324.503a, as part of the resolution for the fiscal year 2006-2007 budget.

Sec. 306. (1) Subject to section 314 of this part, the funds appropriated in part 1 for the refined petroleum cleanup program shall be used to fund corrective actions performed by the department pursuant to section 21320 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.21320.

(2) By January 1, the department shall provide a report to the house and senate subcommittees on environmental quality and the state budget director on the refined petroleum product cleanup program containing the following information:

(a) A list of sites the department intends to work on during the current fiscal year, including the fiscal year the project began.

(b) A list of sites at which the department performed corrective actions during the previous fiscal year.

(c) A list of sites the department closed during the previous fiscal year.

Sec. 307. The unexpended funds appropriated in part 1 for the environmental cleanup and redevelopment program are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is to provide contaminated site cleanup.

- (b) The project will be accomplished by contract.
- (c) The total estimated cost of the project is \$15,000,000.00.
- (d) The tentative completion date is September 30, 2023.

Sec. 308. The unexpended funds appropriated in part 1 for the refined petroleum product cleanup program are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the project is to provide contaminated site cleanup.
- (b) The project will be accomplished by contract.
- (c) The total estimated cost of the project is \$34,680,000.00.
- (d) The tentative completion date is September 30, 2023.

Sec. 310. (1) Upon approval by the state budget director, the department may expend from the general fund of the state an amount to meet the cash-flow requirements of projects funded under any of the following that are financed from bond proceeds and for which bonds have been authorized but not yet issued:

- (a) Part 52 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.5201 to 324.5206.
- (b) Part 193 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.19301 to 324.19306.
- (c) Part 196 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.19601 to 324.19616.

(2) Upon the sale of bonds for projects described in subsection (1), the department shall credit the general fund of the state an amount equal to that expended from the general fund.

Sec. 313. From the funds appropriated in part 1 for the vapor intrusion program, the department shall investigate sites to determine whether chemical vapors have migrated from the original location of exposure. The purpose of this program is to evaluate, investigate, and mitigate sites statewide where vapor intrusion issues are or may be present.

Sec. 315. From the funds appropriated in part 1 for lead remediation grants, the department shall distribute grant awards for the remediation and redevelopment of sites contaminated by lead paint. The department shall prioritize sites affecting families with children.

Sec. 316. From the funds appropriated in part 1 for environmental cleanup and redevelopment program (one-time), the department shall perform remediation and redevelopment actions at contaminated sites in accordance with part 201 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.20101 to 324.20142.

WATER RESOURCES DIVISION

Sec. 405. If a certified health department does not exist in a city, county, or district or does not fulfill its responsibilities under part 117 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11701 to 324.11720, then the department may spend funds appropriated in part 1 under the septage waste compliance program in accordance with section 11716 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11716.

Sec. 410. From the funds appropriated in part 1, the department shall compile a report on the status of the implementation plan for the western Lake Erie basin collaborative agreement. In an effort to learn more about the presence and timing of harmful algal blooms, the report shall contain all of the following:

- (a) An estimated cost of removal of total phosphorus per pound at the 4 major wastewater treatment plants.
- (b) A description of the grants that have been awarded.
- (c) A description of the work that has commenced on the issue of dissolved reactive phosphorus, the expected objectives and outcomes of that work, and a list of the parties involved in that effort.
- (d) A description of the efforts and outcomes aimed at the total phosphorus reduction for the River Raisin watershed.

Sec. 412. The unexpended funds appropriated in part 1 for the aquifer protection program are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for projects under this section until the project has been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the project is to provide support for aquifer disputes and their resolution.
- (b) The project will be accomplished by contract.
- (c) The total estimated cost of the project is \$524,000.00.
- (d) The tentative completion date is September 30, 2023.

Sec. 413. From funds appropriated in part 1 for surface water, \$150,000.00 is allocated to the continuation of the department's contract for the cooperative lakes monitoring program to ensure the continued operation of the program.

RESOURCE MANAGEMENT DIVISION

Sec. 604. From the funds appropriated in part 1, the department will host training sessions to public water supply owners and operators to provide technical assistance on the lead and copper rule (LCR) of the safe drinking water act and contact 100% of public water supplies that are subject to the lead and copper rule with information on current LCR requirements including any modifications to Michigan's LCR and associated guidance and policies. The purpose of the program is to ensure that water is in accordance with the safe drinking water act, 1976 PA 399, MCL 325.1001 to 325.1023.

UNDERGROUND STORAGE TANK AUTHORITY

Sec. 701. The unexpended funds appropriated in part 1 for the underground storage tank cleanup program are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for projects under this section until the projects have been completed. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the project is to provide contaminated site cleanup.
- (b) The project will be accomplished by contract.
- (c) The total estimated cost of the project is \$20,000,000.00.
- (d) The tentative completion date is September 30, 2023.

ONE-TIME APPROPRIATIONS

Sec. 801. Funds in part 1 for the landfill research, design, and demonstration project shall be made available as a grant to a county with a population of over 140,000 that owns a landfill and has received a state revolving fund loan to install a septage bioreactor as part of a research, design, and demonstration project. The grant shall be for the purpose of continuing the research, design, and demonstration project at that landfill.

ARTICLE VIII
GENERAL GOVERNMENT
PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the legislature, the executive, the department of attorney general, the department of state, the department of treasury, the department of technology, management, and budget, the department of civil rights, the department of talent and economic development, and certain state purposes related thereto for the fiscal year ending September 30, 2019, from the following funds:

TOTAL GENERAL GOVERNMENT

APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	50.0	
Full-time equated classified positions	8,734.7	
GROSS APPROPRIATION		\$ 5,003,361,400
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		821,066,200
ADJUSTED GROSS APPROPRIATION		\$ 4,182,295,200
Federal revenues:		
Total federal revenues.....		808,698,700
Special revenue funds:		
Total local revenues.....		15,977,300
Total private revenues.....		6,247,400
Total other state restricted revenues		2,276,925,900
State general fund/general purpose		\$ 1,074,445,900

Sec. 102. DEPARTMENT OF ATTORNEY GENERAL

(1) APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	531.0	
GROSS APPROPRIATION		\$ 103,648,900
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		30,386,400
ADJUSTED GROSS APPROPRIATION		\$ 73,262,500
Federal revenues:		
Total federal revenues.....		9,628,500
Special revenue funds:		
Total local revenues.....		0
Total private revenues.....		0
Total other state restricted revenues		22,427,200
State general fund/general purpose		\$ 41,206,800

(2) ATTORNEY GENERAL OPERATIONS

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	531.0	
Attorney general.....		\$ 112,500
Unclassified positions—5.0 FTE positions		792,100
Attorney general operations—486.0 FTE positions		90,505,200
Child support enforcement—25.0 FTE positions		3,578,300

	For Fiscal Year Ending Sept. 30, 2019
Prosecuting attorneys coordinating council—12.0 FTE positions	2,186,800
Public safety initiative—1.0 FTE position	906,200
Sexual assault law enforcement—5.0 FTE positions	1,720,200
Ok2Say—2.0 FTE positions	1,470,000
GROSS APPROPRIATION	\$ 101,271,300
Appropriated from:	
Interdepartmental grant revenues:	
IDG from MDOC	677,900
IDG from MDE	608,900
IDG from MDEQ	2,051,400
IDG from MDHHS, health policy	211,300
IDG from MDHHS, human services	6,069,800
IDG from MDHHS, medical services administration	705,000
IDG from MDHHS, WIC	156,700
IDG from MDIFS, financial and insurance services	1,230,700
IDG from MDLARA, fireworks safety fund	85,300
IDG from MDLARA, health professions	3,108,500
IDG from MDLARA, licensing and regulation fees	344,100
IDG from MDLARA, Michigan occupational safety and health administration	107,700
IDG from MDLARA, remonumentation fees	108,600
IDG from MDLARA, securities fees	193,500
IDG from MDLARA, unlicensed builders	1,087,100
IDG from MDMVA	169,100
IDG from MDOS, children’s protection registry	45,000
IDG from MDOT, comprehensive transportation fund	205,600
IDG from MDOT, state aeronautics fund	181,500
IDG from MDOT, state trunkline fund	2,476,400
IDG from MDSP	262,900
IDG from MDTED, workforce development agency	91,300
IDG from MDTMB	474,300
IDG from MDTMB, civil service commission	313,100
IDG from MDTMB, risk management revolving fund	1,499,700
IDG from Michigan state housing development authority	695,000
IDG from treasury	7,042,400
IDG from MDTED, Michigan strategic fund	183,600
Federal revenues:	
DAG, state administrative match grant/food stamps	137,000
Federal funds	3,209,700
HHS, medical assistance, medigrant	390,700
HHS-OS, state Medicaid fraud control units	5,769,900
National criminal history improvement program	121,200
Special revenue funds:	
Antitrust enforcement collections	778,600
Attorney general’s operations fund	767,000
Auto repair facilities fees	335,800
Franchise fees	389,900
Game and fish protection fund	766,300
Human trafficking commission fund	390,000
Lawsuit settlement proceeds fund	2,602,700
Liquor purchase revolving fund	1,494,700
Marihuana regulatory fund	507,200
Michigan merit award trust fund	506,700
Michigan employment security act - administrative fund	2,298,000
Michigan state waterways fund	142,200
Mobile home code fund	255,400
Prisoner reimbursement	636,500

	For Fiscal Year Ending Sept. 30, 2019
Prosecuting attorneys training fees.....	414,200
Public utility assessments.....	2,123,400
Real estate enforcement fund.....	100,700
Reinstatement fees.....	263,200
Retirement funds.....	1,073,100
Second injury fund.....	833,800
Self-insurers security fund.....	577,900
Silicosis and dust disease fund.....	228,200
State building authority revenue.....	124,300
State casino gaming fund.....	1,907,700
State lottery fund.....	353,500
Student safety fund.....	470,000
Utility consumer representation fund.....	1,009,100
Worker’s compensation administrative revolving fund.....	377,100
State general fund/general purpose.....	\$ 39,529,200
(3) INFORMATION TECHNOLOGY	
Information technology services and projects.....	\$ 1,577,600
GROSS APPROPRIATION	\$ 1,577,600
Appropriated from:	
State general fund/general purpose.....	\$ 1,577,600
(4) ONE-TIME APPROPRIATIONS	
Prosecuting attorneys coordinating council - juvenile life without parole.....	\$ 700,000
Prosecuting attorneys coordinating council - forensic interviewing.....	100,000
GROSS APPROPRIATION	\$ 800,000
Appropriated from:	
Special revenue funds:	
Lawsuit settlement proceeds fund.....	700,000
State general fund/general purpose.....	\$ 100,000
Sec. 103. DEPARTMENT OF CIVIL RIGHTS	
(1) APPROPRIATION SUMMARY	
Full-time equated unclassified positions.....	6.0
Full-time equated classified positions.....	110.0
GROSS APPROPRIATION	\$ 16,201,100
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers.....	299,100
ADJUSTED GROSS APPROPRIATION	\$ 15,902,000
Federal revenues:	
Total federal revenues.....	2,802,700
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	18,700
Total other state restricted revenues.....	58,500
State general fund/general purpose.....	\$ 13,022,100
(2) CIVIL RIGHTS OPERATIONS	
Full-time equated unclassified positions.....	6.0
Full-time equated classified positions.....	110.0
Unclassified positions—6.0 FTE positions.....	\$ 693,700
Civil rights operations—104.0 FTE positions.....	14,068,600
Division on deaf, deafblind, and hard of hearing—6.0 FTE positions.....	715,600
GROSS APPROPRIATION	\$ 15,477,900
Appropriated from:	
Interdepartmental grant revenues:	
IDG from DTMB.....	299,100
Federal revenues:	
EEOC, state and local antidiscrimination agency contracts.....	1,228,500
HUD, grant.....	1,559,200

	For Fiscal Year Ending Sept. 30, 2019
Special revenue funds:	
Private revenues.....	18,700
State restricted indirect funds.....	58,500
State general fund/general purpose	\$ 12,313,900
(3) INFORMATION TECHNOLOGY	
Information technology services and projects.....	\$ 723,200
GROSS APPROPRIATION	\$ 723,200
Appropriated from:	
Federal revenues:	
EEOC, state and local antidiscrimination agency contracts.....	15,000
State general fund/general purpose	\$ 708,200
Sec. 104. EXECUTIVE OFFICE	
(1) APPROPRIATION SUMMARY	
Full-time equated unclassified positions..... 10.0	
Full-time equated classified positions 79.2	
GROSS APPROPRIATION	\$ 6,980,100
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ 6,980,100
Federal revenues:	
Total federal revenues.....	0
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues	0
State general fund/general purpose	\$ 6,980,100
(2) EXECUTIVE OFFICE OPERATIONS	
Full-time equated unclassified positions..... 10.0	
Full-time equated classified positions 79.2	
Governor.....	\$ 159,300
Lieutenant governor.....	111,600
Unclassified positions—8.0 FTE positions	1,333,500
Executive office—79.2 FTE positions.....	5,375,700
GROSS APPROPRIATION	\$ 6,980,100
Appropriated from:	
State general fund/general purpose	\$ 6,980,100
Sec. 105. LEGISLATURE	
(1) APPROPRIATION SUMMARY	
GROSS APPROPRIATION	\$ 183,050,500
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	5,823,400
ADJUSTED GROSS APPROPRIATION	\$ 177,227,100
Federal revenues:	
Total federal revenues.....	0
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	400,000
Total other state restricted revenues	6,403,100
State general fund/general purpose	\$ 170,424,000
(2) LEGISLATURE	
Senate	\$ 37,210,700
Senate automated data processing	2,678,000
Senate fiscal agency	3,971,000
House of representatives.....	57,066,900
House automated data processing	2,678,000
House fiscal agency.....	3,971,000
GROSS APPROPRIATION	\$ 107,575,600

	For Fiscal Year Ending Sept. 30, 2019
Appropriated from:	
State general fund/general purpose	\$ 107,575,600
(3) LEGISLATIVE COUNCIL	
Legislative corrections ombudsman.....	\$ 987,200
Legislative council.....	12,781,900
Legislative service bureau automated data processing	1,740,700
Michigan veterans facility ombudsman.....	309,000
National association dues	454,700
Worker's compensation.....	151,400
GROSS APPROPRIATION	\$ 16,424,900
Appropriated from:	
Special revenue funds:	
Private - gifts and bequests revenues	400,000
State general fund/general purpose	\$ 16,024,900
(4) LEGISLATIVE RETIREMENT SYSTEM	
General nonretirement expenses.....	\$ 5,202,200
GROSS APPROPRIATION	\$ 5,202,200
Appropriated from:	
Special revenue funds:	
Court fees	1,201,300
State general fund/general purpose	\$ 4,000,900
(5) PROPERTY MANAGEMENT	
Binsfeld Office Building	\$ 8,270,900
Cora Anderson Building.....	12,122,600
GROSS APPROPRIATION	\$ 20,393,500
Appropriated from:	
State general fund/general purpose	\$ 20,393,500
(6) STATE CAPITOL HISTORIC SITE	
Bond/lease obligations.....	\$ 100
General operations.....	4,573,200
Restoration, renewal, and maintenance	3,193,000
GROSS APPROPRIATION	\$ 7,766,300
Appropriated from:	
Special revenue funds:	
Capitol historic site fund	3,193,000
State general fund/general purpose	\$ 4,573,300
(7) OFFICE OF THE AUDITOR GENERAL	
Unclassified positions.....	\$ 346,000
Field operations	24,592,000
GROSS APPROPRIATION	\$ 24,938,000
Appropriated from:	
Interdepartmental grant revenues:	
IDG from MDHHS, human services	31,200
IDG from MDLARA, liquor purchase revolving fund.....	76,800
IDG from MDLARA, self-insurers security fund	81,600
IDG from MDMVA, Michigan veterans facility authority.....	50,000
IDG from MDOT, comprehensive transportation fund.....	39,800
IDG from MDOT, Michigan transportation fund	322,100
IDG from MDOT, state aeronautics fund.....	31,000
IDG from MDOT, state trunkline fund	748,200
IDG, legislative retirement system	29,800
IDG, single audit act	2,781,200
IDG, commercial mobile radio system emergency telephone fund	37,500
IDG, contract audit administration fees	51,000
IDG, deferred compensation funds.....	61,200
IDG, Michigan finance authority	337,400

	For Fiscal Year Ending Sept. 30, 2019
IDG, Michigan economic development corporation.....	98,200
IDG, Michigan education trust fund	72,200
IDG, Michigan justice training commission fund	41,700
IDG, Michigan strategic fund.....	172,500
IDG, office of retirement services.....	700,000
IDG, other restricted funding sources	60,000
Special revenue funds:	
21st century jobs trust fund.....	98,200
Brownfield development fund	28,700
Clean Michigan initiative implementation bond fund.....	55,600
Game and fish protection fund.....	32,000
MDTMB, civil service commission	169,500
Michigan state housing development authority fees	115,800
Michigan veterans' trust fund.....	36,200
Motor transport revolving fund	7,500
Office services revolving fund	10,200
State disbursement unit, office of child support.....	58,500
State services fee fund.....	1,385,100
Waterways fund	11,500
State general fund/general purpose	\$ 17,105,800
(8) ONE-TIME APPROPRIATIONS	
Legislative information technology systems design project.....	\$ 750,000
GROSS APPROPRIATION	\$ 750,000
Appropriated from:	
State general fund/general purpose	\$ 750,000
Sec. 106. DEPARTMENT OF STATE	
(1) APPROPRIATION SUMMARY	
Full-time equated unclassified positions.....	6.0
Full-time equated classified positions	1,586.0
GROSS APPROPRIATION	\$ 246,662,800
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	20,000,000
ADJUSTED GROSS APPROPRIATION	\$ 226,662,800
Federal revenues:	
Total federal revenues.....	1,460,000
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	50,100
Total other state restricted revenues	206,686,400
State general fund/general purpose	\$ 18,466,300
(2) DEPARTMENTAL ADMINISTRATION AND SUPPORT	
Full-time equated unclassified positions.....	6.0
Full-time equated classified positions	140.0
Secretary of state	\$ 112,500
Unclassified positions—5.0 FTE positions	660,700
Executive direction—30.0 FTE positions.....	4,662,000
Operations—110.0 FTE positions	25,651,100
Property management	10,028,700
Worker's compensation.....	248,200
GROSS APPROPRIATION	\$ 41,363,200
Appropriated from:	
Special revenue funds:	
Abandoned vehicle fees.....	239,800
Auto repair facilities fees	133,000
Children's protection registry fund.....	270,700
Driver fees	2,497,000

	For Fiscal Year Ending Sept. 30, 2019
Driver improvement course fund.....	308,200
Enhanced driver license and enhanced official state personal identification card fund.....	945,000
Parking ticket court fines.....	440,800
Personal identification card fees.....	289,800
Reinstatement fees - operator licenses	791,700
Scrap tire fund.....	78,600
Transportation administration collection fund.....	30,674,000
State general fund/general purpose	\$ 4,694,600
(3) LEGAL SERVICES	
Full-time equated classified positions	94.0
Operations—94.0 FTE positions	\$ 15,132,600
GROSS APPROPRIATION.....	\$ 15,132,600
Appropriated from:	
Special revenue funds:	
Auto repair facilities fees.....	2,941,100
Driver fees.....	2,145,000
Enhanced driver license and enhanced official state personal identification card fund.....	544,700
Reinstatement fees - operator licenses	959,400
Transportation administration collection fund.....	5,518,700
Vehicle theft prevention fees	1,089,200
State general fund/general purpose	\$ 1,934,500
(4) CUSTOMER DELIVERY SERVICES	
Full-time equated classified positions	1,307.0
Branch operations—925.0 FTE positions.....	\$ 89,279,000
Central operations—380.0 FTE positions	52,665,800
Motorcycle safety education administration—2.0 FTE positions	339,300
Motorcycle safety education grants.....	1,800,000
Organ donor program.....	129,100
GROSS APPROPRIATION.....	\$ 144,213,200
Appropriated from:	
Interdepartmental grant revenues:	
IDG from MDOT, Michigan transportation fund.....	20,000,000
Federal revenues:	
DOT.....	860,000
OHSP.....	600,000
Special revenue funds:	
Private funds.....	100
Thomas Daley gift of life fund.....	50,000
Abandoned vehicle fees.....	450,900
Auto repair facilities fees	901,900
Child support clearance fees	363,600
Driver education provider and instructor fund.....	75,000
Driver fees.....	24,616,300
Driver improvement course fund.....	1,227,600
Enhanced driver license and enhanced official state personal identification card fund.....	9,513,500
Expedient service fees.....	2,943,500
Marine safety fund	1,548,300
Michigan state police auto theft fund.....	123,700
Mobile home commission fees.....	507,500
Motorcycle safety fund.....	1,839,300
Off-road vehicle title fees.....	170,700
Parking ticket court fines.....	1,639,600
Personal identification card fees.....	2,373,900
Recreation passport fee revenue.....	1,000,000
Reinstatement fees - operator licenses	2,357,300
Snowmobile registration fee revenue	390,000

	For Fiscal Year Ending Sept. 30, 2019
State lottery fund.....	1,015,800
Transportation administration collection fund.....	65,684,600
Vehicle theft prevention fees.....	786,000
State general fund/general purpose	\$ 3,174,100
(5) ELECTION REGULATION	
Full-time equated classified positions	45.0
County clerk education and training fund.....	\$ 100,000
Election administration and services—45.0 FTE positions.....	7,297,100
Fees to local units	109,800
GROSS APPROPRIATION	\$ 7,506,900
Appropriated from:	
Special revenue funds:	
Notary education and training fund.....	100,000
Notary fee fund	343,500
State general fund/general purpose	\$ 7,063,400
(6) INFORMATION TECHNOLOGY	
Information technology services and projects.....	\$ 38,446,900
GROSS APPROPRIATION	\$ 38,446,900
Appropriated from:	
Special revenue funds:	
Administrative order processing fee.....	11,700
Auto repair facilities fees.....	129,000
Driver fees.....	785,700
Enhanced driver license and enhanced official state personal identification card fund.....	344,300
Expedient service fees.....	1,082,800
Parking ticket court fines.....	88,800
Personal identification card fees.....	172,900
Reinstatement fees - operator licenses	591,000
Transportation administration collection fund.....	33,460,400
Vehicle theft prevention fees.....	180,600
State general fund/general purpose	\$ 1,599,700
Sec. 107. DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET	
(1) APPROPRIATION SUMMARY	
Full-time equated unclassified positions.....	6.0
Full-time equated classified positions	3,116.0
GROSS APPROPRIATION	\$ 1,347,108,600
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	751,777,000
ADJUSTED GROSS APPROPRIATION	\$ 595,331,600
Federal revenues:	
Total federal revenues.....	5,033,700
Special revenue funds:	
Total local revenues.....	2,341,600
Total private revenues.....	129,400
Total other state restricted revenues	114,037,400
State general fund/general purpose	\$ 473,789,500
(2) DEPARTMENTAL ADMINISTRATION AND SUPPORT	
Full-time equated unclassified positions.....	6.0
Full-time equated classified positions	846.5
Unclassified positions—6.0 FTE positions	\$ 905,100
Administrative services—139.5 FTE positions	18,368,400
Budget and financial management—203.0 FTE positions	39,361,600
Building operation services—255.0 FTE positions.....	93,090,500
Bureau of labor market information and strategies—44.0 FTE positions.....	5,837,500
Business support services—104.0 FTE positions.....	12,759,800
Design and construction services—40.0 FTE positions.....	6,603,300

	For Fiscal Year Ending Sept. 30, 2019
Executive operations—12.0 FTE positions	2,427,700
Motor vehicle fleet—35.0 FTE positions	74,377,800
Office of the state employer—14.0 FTE positions.....	1,725,600
Property management	7,991,600
Legislative retirement	12,400,000
GROSS APPROPRIATION	\$ 275,848,900
Appropriated from:	
Interdepartmental grant revenues:	
IDG from accounting service centers user charges.....	3,969,800
IDG from building occupancy and parking charges.....	95,118,600
IDG from MDHHS, community health.....	494,200
IDG from MDHHS, human services	227,000
IDG from MDLARA	100,000
IDG from motor transport fund.....	74,377,800
IDG from technology user fees	9,999,800
IDG from user fees.....	6,697,300
Federal revenues:	
Federal funds	5,033,700
Special revenue funds:	
Local - MPSCS subscriber and maintenance fees.....	58,600
Local funds	35,000
Health management funds	412,700
MAIN user charges	2,176,000
Other agency charges	1,221,200
Private funds	129,400
Special revenue, internal service, and pension trust funds.....	16,479,400
State restricted indirect funds.....	2,866,300
State general fund/general purpose	\$ 56,452,100
(3) TECHNOLOGY SERVICES	
Full-time equated classified positions	1,629.5
Education services—33.0 FTE positions.....	\$ 4,207,400
General services—354.5 FTE positions	116,405,200
Health and human services—656.5 FTE positions	318,723,300
Public protection—162.5 FTE positions	59,775,900
Resources services—154.5 FTE positions.....	20,934,300
Transportation services—99.5 FTE positions.....	35,113,500
Enterprise identity management—17.0 FTE positions.....	9,775,000
Information technology investment fund.....	35,000,000
Homeland security initiative/cyber security—25.0 FTE positions	14,731,300
Michigan public safety communication system—127.0 FTE positions	40,404,100
GROSS APPROPRIATION	\$ 655,070,000
Appropriated from:	
Interdepartmental grant revenues:	
IDG from technology user fees	555,159,600
Special revenue funds:	
Local - MPSCS subscriber and maintenance fees.....	2,248,000
State general fund/general purpose	\$ 97,662,400
(4) STATEWIDE APPROPRIATIONS	
Professional development fund - NERE.....	\$ 200,000
Professional development fund - UAW	700,000
GROSS APPROPRIATION	\$ 900,000
Appropriated from:	
Interdepartmental grant revenues:	
IDG from employer contributions	900,000
State general fund/general purpose	\$ 0

For Fiscal Year
Ending Sept. 30,
2019

(5) SPECIAL PROGRAMS

Full-time equated classified positions	181.0	
Office of children’s ombudsman—14.0 FTE positions		\$ 1,860,900
Property management executive/legislative		1,195,900
Public private partnership.....		1,500,000
Regional prosperity grants.....		4,000,000
Retirement services—167.0 FTE positions		29,529,300
GROSS APPROPRIATION		<u>\$ 38,086,100</u>

Appropriated from:

Special revenue funds:

Deferred compensation.....		2,800,000
Pension trust funds		21,412,500
Public private partnership investment fund		1,500,000
State general fund/general purpose		<u>\$ 12,373,600</u>

(6) STATE BUILDING AUTHORITY RENT

State building authority rent - state agencies		\$ 49,665,800
State building authority rent - department of corrections		21,029,900
State building authority rent - universities		144,995,300
State building authority rent - community colleges		30,879,600
GROSS APPROPRIATION		<u>\$ 246,570,600</u>

Appropriated from:

State general fund/general purpose		\$ 246,570,600
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(7) CIVIL SERVICE COMMISSION

Full-time equated classified positions	459.0	
Agency services—74.0 FTE positions		\$ 13,345,100
Employee benefits—25.0 FTE positions		7,683,200
Executive direction—40.0 FTE positions.....		9,518,800
Human resources operations—320.0 FTE positions		39,013,800
Information technology services and projects.....		3,484,700
GROSS APPROPRIATION		<u>\$ 73,045,600</u>

Appropriated from:

Special revenue funds:

State restricted funds 1%.....		29,510,400
State restricted indirect funds.....		8,839,600
State sponsored group insurance		10,742,800
State general fund/general purpose		<u>\$ 23,952,800</u>

(8) CAPITAL OUTLAY

Major special maintenance, remodeling, and addition for state agencies.....		\$ 3,800,000
Enterprisewide special maintenance for state facilities.....		26,000,000
GROSS APPROPRIATION		<u>\$ 29,800,000</u>

Appropriated from:

Interdepartmental grant revenues:

IDG from building occupancy charges.....		3,800,000
State general fund/general purpose		<u>\$ 26,000,000</u>

(9) INFORMATION TECHNOLOGY

Information technology services and projects.....		\$ 27,777,200
GROSS APPROPRIATION		<u>\$ 27,777,200</u>

Appropriated from:

Interdepartmental grant revenues:

IDG from building occupancy and parking charges.....		723,200
IDG from user fees.....		209,700

Special revenue funds:

Deferred compensation.....		2,600
MAIN user charges		2,516,700
Pension trust funds		10,266,700
Special revenue, internal service, and pension trust funds.....		<u>2,706,500</u>

	For Fiscal Year Ending Sept. 30, 2019
State restricted indirect funds.....	583,900
State general fund/general purpose	\$ 10,767,900
(10) ONE-TIME APPROPRIATIONS	
Drinking water declaration of emergency	\$ 100
Census-related services.....	100
Office of retirement services actuarial analyses.....	10,000
GROSS APPROPRIATION	\$ 10,200
Appropriated from:	
Special revenue funds:	
Drinking water declaration of emergency reserve fund	100
State general fund/general purpose	\$ 10,100
Sec. 108. DEPARTMENT OF TREASURY	
(1) APPROPRIATION SUMMARY	
Full-time equated unclassified positions.....	10.0
Full-time equated classified positions	1,862.5
GROSS APPROPRIATION	\$ 1,984,413,800
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	12,780,300
ADJUSTED GROSS APPROPRIATION	\$ 1,971,633,500
Federal revenues:	
Total federal revenues.....	27,128,000
Special revenue funds:	
Total local revenues.....	13,135,700
Total private revenues.....	27,500
Total other state restricted revenues	1,721,881,000
State general fund/general purpose	\$ 209,461,300
(2) DEPARTMENTAL ADMINISTRATION AND SUPPORT	
Full-time equated unclassified positions.....	10.0
Full-time equated classified positions	433.5
Unclassified positions—10.0 FTE positions	\$ 1,045,800
Department services—75.0 FTE positions	9,142,500
Executive direction and operations—64.5 FTE positions	9,567,000
Office of accounting services—29.0 FTE positions.....	4,116,000
Office of collections—197.0 FTE positions.....	28,019,800
Office of financial services—40.0 FTE positions	4,883,200
Property management.....	7,019,700
Unclaimed property—28.0 FTE positions.....	4,898,100
Worker’s compensation.....	144,500
GROSS APPROPRIATION	\$ 68,836,600
Appropriated from:	
IDG, data/collection services fees	336,600
IDG from accounting service center user charges	537,500
IDG from MDHHS, title IV-D	791,400
IDG, levy/warrant cost assessment fees	3,663,600
IDG, state agency collection fees.....	4,421,700
Federal revenues:	
DED-OPSE, federal lenders allowance	21,000
DED-OPSE, higher education act of 1965 insured loans.....	47,300
Special revenue funds:	
Delinquent tax collection revenue	35,493,000
Escheats revenue.....	4,898,100
Garnishment fees.....	2,684,400
Justice system fund.....	433,100
Marihuana regulatory fund	190,000
State lottery fund.....	298,400

	For Fiscal Year Ending Sept. 30, 2019
State restricted indirect funds.....	278,600
State services fee fund.....	339,300
Treasury fees	47,200
State general fund/general purpose	\$ 14,355,400
(3) LOCAL GOVERNMENT PROGRAMS	
Full-time equated classified positions	103.0
Local finance—18.0 FTE positions.....	\$ 2,658,900
Property tax assessor training—1.0 FTE position.....	1,043,100
Supervision of the general property tax law—84.0 FTE positions.....	18,894,600
GROSS APPROPRIATION	\$ 22,596,600
Appropriated from:	
Special revenue funds:	
Local - assessor training fees	1,043,100
Local - audit charges	835,500
Local - equalization study chargebacks.....	40,000
Local - revenue from local government	100,000
Delinquent tax collection revenue	1,548,400
Land reutilization fund.....	2,052,000
Municipal finance fees	554,600
State general fund/general purpose	\$ 16,423,000
(4) TAX PROGRAMS	
Full-time equated classified positions	734.0
Bottle act implementation	\$ 250,000
Health insurance claims fund program—13.0 FTE positions	2,110,500
Home heating assistance	3,093,900
Office of revenue and tax analysis—9.0 FTE positions.....	1,818,600
Tax and economic policy—43.0 FTE positions	7,948,900
Tax compliance—318.0 FTE positions	45,501,600
Tax processing—340.0 FTE positions.....	39,185,700
Tobacco tax enforcement—11.0 FTE positions	1,534,700
GROSS APPROPRIATION	\$ 101,443,900
Appropriated from:	
Interdepartmental grant revenues:	
IDG from MDOT, Michigan transportation fund	2,344,900
IDG from MDOT, state aeronautics fund.....	72,200
Federal revenues:	
HHS-SSA, low-income energy assistance.....	3,093,900
Special revenue funds:	
Bottle deposit fund	250,000
Brownfield development fund	214,300
Delinquent tax collection revenue	70,255,000
Health insurance claims fund	2,110,500
Marihuana regulatory fund.....	721,400
Michigan state waterways fund.....	107,100
Tobacco tax revenue	4,137,800
State general fund/general purpose	\$ 18,136,800
(5) FINANCIAL PROGRAMS	
Full-time equated classified positions	178.0
Common cash and debt management—11.0 FTE positions.....	\$ 1,701,600
Dual enrollment payments.....	2,007,600
Investments—81.0 FTE positions.....	21,180,600
John R. Justice grant program.....	288,100
Michigan finance authority - bond finance—64.0 FTE positions	26,097,700
Student financial assistance programs—22.0 FTE positions.....	2,742,800
GROSS APPROPRIATION	\$ 54,018,400

For Fiscal Year
Ending Sept. 30,
2019

Appropriated from:	
Interdepartmental grant revenues:	
IDG, fiscal agent service fees	212,400
Federal revenues:	
DED-OPSE, federal lenders allowance	3,741,800
DED-OPSE, higher education act of 1965, insured loans.....	19,308,100
Federal - John R. Justice grant.....	288,100
Special revenue funds:	
Defined contribution administrative fee revenue.....	300,000
Michigan finance authority bond and loan program revenue.....	3,047,800
Michigan merit award trust fund.....	1,187,300
Retirement funds	18,644,700
School bond fees	872,600
Treasury fees	2,457,200
State general fund/general purpose	\$ 3,958,400
(6) DEBT SERVICE	
Clean Michigan initiative	\$ 62,251,000
Great Lakes water quality bond	22,865,000
Quality of life bond.....	21,964,000
GROSS APPROPRIATION	\$ 107,080,000
Appropriated from:	
State general fund/general purpose	\$ 107,080,000
(7) GRANTS	
Convention facility development distribution.....	\$ 105,356,300
Emergency 911 payments.....	48,800,000
Forensic science commission	100
Health and safety fund grants.....	1,500,000
Medical marihuana excise fund grants.....	10,890,000
Senior citizen cooperative housing tax exemption program.....	10,521,100
GROSS APPROPRIATION	\$ 177,067,500
Appropriated from:	
Special revenue funds:	
Convention facility development fund.....	105,356,300
Emergency 911 fund.....	48,800,000
Health and safety fund	1,500,000
Medical marihuana excise fund.....	10,890,000
State general fund/general purpose	\$ 10,521,200
(8) BUREAU OF STATE LOTTERY	
Full-time equated classified positions	196.0
Lottery information technology services and projects	\$ 5,287,000
Lottery operations—196.0 FTE positions	26,678,200
GROSS APPROPRIATION	\$ 31,965,200
Appropriated from:	
Special revenue funds:	
State lottery fund.....	31,965,200
State general fund/general purpose	\$ 0
(9) CASINO GAMING	
Full-time equated classified positions	143.0
Casino gaming control operations—133.0 FTE positions.....	\$ 26,604,600
Gaming information technology services and projects	2,556,400
Horse racing—10.0 FTE positions	2,052,100
Michigan gaming control board	50,000
GROSS APPROPRIATION	\$ 31,263,100
Appropriated from:	
Special revenue funds:	
Casino gambling agreements.....	963,500
Equine development fund.....	2,176,300

	For Fiscal Year Ending Sept. 30, 2019
Laboratory fees.....	705,400
State services fee fund.....	27,417,900
State general fund/general purpose	\$ 0
(10) PAYMENTS IN LIEU OF TAXES	
Commercial forest reserve.....	\$ 3,368,100
Purchased lands	8,677,900
Swamp and tax reverted lands.....	15,305,600
GROSS APPROPRIATION	\$ 27,351,600
Appropriated from:	
Special revenue funds:	
Private funds.....	27,500
Game and fish protection fund.....	3,007,400
Michigan natural resources trust fund.....	2,064,700
Michigan state waterways fund.....	260,800
State general fund/general purpose	\$ 21,991,200
(11) REVENUE SHARING	
City, village, and township revenue sharing.....	\$ 243,040,000
Constitutional state general revenue sharing grants	835,333,800
County incentive program	43,218,800
County revenue sharing payments.....	177,196,700
Financially distressed cities, villages, or townships.....	2,500,000
GROSS APPROPRIATION	\$ 1,301,289,300
Appropriated from:	
Special revenue funds:	
Sales tax	1,301,289,300
State general fund/general purpose	\$ 0
(12) STATE BUILDING AUTHORITY	
Full-time equated classified positions 3.0	
State building authority—3.0 FTE positions.....	\$ 740,000
GROSS APPROPRIATION	\$ 740,000
Appropriated from:	
Special revenue funds:	
State building authority revenue.....	740,000
State general fund/general purpose	\$ 0
(13) CITY INCOME TAX ADMINISTRATION PROGRAM	
Full-time equated classified positions 72.0	
City income tax administration program—72.0 FTE positions.....	\$ 9,887,900
GROSS APPROPRIATION	\$ 9,887,900
Appropriated from:	
Special revenue funds:	
Local - city income tax fund.....	9,887,900
State general fund/general purpose	\$ 0
(14) INFORMATION TECHNOLOGY	
Treasury operations information technology services and projects.....	\$ 36,207,600
GROSS APPROPRIATION	\$ 36,207,600
Appropriated from:	
Interdepartmental grant revenues:	
IDG from MDOT, Michigan transportation fund.....	400,000
Federal revenues:	
DED-OPSE, federal lender allowance.....	627,800
Special revenue funds:	
Local - city income tax fund.....	1,229,200
Delinquent tax collection revenue	17,588,500
Retirement funds	787,400
Tobacco tax revenue	129,400
State general fund/general purpose	\$ 15,445,300

For Fiscal Year
Ending Sept. 30,
2019

(15) ONE-TIME APPROPRIATIONS

Beat the streets	\$ 100,000
City, village, and township revenue sharing.....	5,916,000
Supplemental county revenue sharing	1,000,000
Courageous cadets	50,000
Drinking water declaration of emergency	100
Financial data analytic tool reimbursement.....	500,000
Supplemental city, village, and township revenue sharing.....	6,200,000
Urban search and rescue.....	900,000
GROSS APPROPRIATION	\$ 14,666,100
Appropriated from:	
Special revenue funds:	
Drinking water declaration of emergency reserve fund	100
Sales tax	13,116,000
State general fund/general purpose	\$ 1,550,000

Sec. 109. DEPARTMENT OF TALENT AND ECONOMIC DEVELOPMENT

(1) APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	6.0
Full-time equated classified positions	1,450.0
GROSS APPROPRIATION	\$ 1,115,295,600
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ 1,115,295,600
Federal revenues:	
Total federal revenues.....	762,645,800
Special revenue funds:	
Total local revenues.....	500,000
Total private revenues.....	5,621,700
Total other state restricted revenues	205,432,300
State general fund/general purpose	\$ 141,095,800

(2) DEPARTMENTAL ADMINISTRATION AND SUPPORT

Full-time equated unclassified positions.....	6.0
Full-time equated classified positions	15.0
Unclassified positions—6.0 FTE positions	\$ 1,108,500
Executive direction and operations—15.0 FTE positions	3,903,500
GROSS APPROPRIATION	\$ 5,012,000
Appropriated from:	
Federal revenues:	
DOL-ETA, unemployment insurance	1,448,500
DOL, federal funds.....	369,100
Federal funds	2,500,000
Special revenue funds:	
Michigan state housing development authority fees and charges	495,900
State general fund/general purpose	\$ 198,500

(3) MICHIGAN STRATEGIC FUND

Full-time equated classified positions	157.0
Administrative services—37.0 FTE positions	\$ 6,418,300
Arts and cultural program	10,150,000
Business attraction and community revitalization.....	105,379,900
Community college skilled trades equipment program debt service.....	4,600,000
Community development block grants	47,000,000
Entrepreneurship ecosystem	16,400,000
Facility for rare isotope beams.....	7,300,000
Job creation services—120.0 FTE positions	22,518,900
Pure Michigan	36,000,000
GROSS APPROPRIATION	\$ 255,767,100

For Fiscal Year
Ending Sept. 30,
2019

Appropriated from:

Federal revenues:

DOL, federal funds.....	2,825,800
DOL-ETA, unemployment insurance	287,000
HUD-CPD community development block grant.....	49,773,300
NFAH-NEA, promotion of the arts, partnership agreements	1,050,000

Special revenue funds:

Private - special project advances	250,000
Private - Michigan council for the arts fund	100,000
21st century jobs trust fund.....	75,000,000
Contingent fund, penalty and interest account.....	4,600,000
Land bank fast track fund	150,000
Michigan film promotion fund	402,200
Michigan state housing development authority fees and charges	4,699,100
State general fund/general purpose	\$ 116,629,700

(4) TALENT INVESTMENT AGENCY

Full-time equated classified positions 979.0

At-risk youth grants.....	\$ 3,000,000
Community ventures.....	4,000,000
Executive direction—14.0 FTE positions.....	3,498,500
Information technology services and projects - TIA.....	22,610,700
Going pro.....	27,918,800
Unemployment insurance agency—760.0 FTE positions.....	137,836,900
Workforce development programs.....	381,556,600
Workforce program administration—205.0 FTE positions	34,645,800
GROSS APPROPRIATION	\$ 615,067,300

Appropriated from:

Federal revenues:

DAG, employment and training.....	4,000,400
DED-OESE, GEAR-UP.....	4,730,700
DED-OVAE, adult education.....	20,000,000
DED-OVAE, basic grants to states	19,000,000
DOL, federal funds.....	108,732,800
DOL-ETA, unemployment insurance	138,940,600
DOL-ETA, workforce investment act.....	173,988,600
Federal funds.....	3,440,200
Social security act, temporary assistance to needy families	63,698,800

Special revenue funds:

Local revenues.....	500,000
Private funds.....	5,271,700
Contingent fund, penalty and interest account.....	67,169,500
Defaulted loan collection fees	153,700
State general fund/general purpose	\$ 5,440,300

(5) LAND BANK FAST TRACK AUTHORITY

Full-time equated classified positions 9.0

Land bank fast track authority—9.0 FTE positions	\$ 4,125,700
GROSS APPROPRIATION	\$ 4,125,700

Appropriated from:

Federal revenues:

Federal revenues.....	1,000,000
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Special revenue funds:

Land bank fast track fund	148,400
State general fund/general purpose	\$ 2,977,300

(6) MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY

Full-time equated classified positions 290.0

Housing and rental assistance—290.0 FTE positions	\$ 45,043,500
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	For Fiscal Year Ending Sept. 30, 2019
Lighthouse preservation program	307,500
Michigan state housing development authority technology services and projects	3,625,100
Payments on behalf of tenants	166,860,000
Property management	3,637,300
GROSS APPROPRIATION	\$ 219,473,400
Appropriated from:	
Federal revenues:	
HUD, lower income housing assistance	166,860,000
Special revenue funds:	
Michigan lighthouse preservation program	307,500
Michigan state housing development authority fees and charges	52,305,900
State general fund/general purpose	\$ 0
(7) ONE-TIME APPROPRIATIONS	
Arts and cultural program	\$ 1,000,000
Drinking water declaration of emergency	100
Entrepreneurship ecosystem	2,500,000
Going pro	10,000,000
MSF - grants	1,350,000
Project rising tide	1,000,000
GROSS APPROPRIATION	\$ 15,850,100
Appropriated from:	
Special revenue funds:	
Drinking water declaration of emergency reserve fund	100
State general fund/general purpose	\$ 15,850,000

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2018-2019

GENERAL SECTIONS

Sec. 201. (1) Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2018-2019 is \$3,351,371,800.00 and state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is \$1,572,099,200.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF STATE

Fees to local units	\$ 109,800
Motorcycle safety grants	1,019,200
Subtotal	\$ 1,129,000

DEPARTMENT OF TREASURY

Airport parking distribution pursuant to section 909	\$ 24,601,900
City, village, and township revenue sharing	248,956,000
Constitutional state general revenue sharing grants	835,333,800
Convention facility development fund distribution	105,356,300
County incentive program	43,218,800
County revenue sharing payments	177,196,700
Emergency 9-1-1 payments	48,800,000
Financial data analytic tool reimbursement	500,000
Financially distressed cities, villages, or townships	2,500,000
Health and safety fund grants	1,500,000
Medical marihuana excise fund grants	6,534,000
Payments in lieu of taxes	27,351,600
Senior citizen cooperative housing tax exemption	10,521,100
Supplemental city, village, and township revenue sharing	6,200,000
Supplemental county revenue sharing	1,000,000
Subtotal	\$ 1,539,570,200

DEPARTMENT OF TALENT AND ECONOMIC DEVELOPMENT

Going pro	\$ 20,100,000
Welfare-to-work programs	11,300,000
Subtotal	\$ 31,400,000

TOTAL GENERAL GOVERNMENT	\$ 1,572,099,200
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(2) Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources for fiscal year 2018-2019 is estimated at \$32,826,746,600.00 in the 2018-2019 appropriations acts and total state spending from state sources paid to local units of government for fiscal year 2018-2019 is estimated at \$18,481,357,200.00. The state-local proportion is estimated at 56.3% of total state spending from state sources.

(3) If payments to local units of government and state spending from state sources for fiscal year 2018-2019 are different than the amounts estimated in subsection (2), the state budget director shall report the payments to local units of government and state spending from state sources that were made for fiscal year 2018-2019 to the senate and house of representatives standing committees on appropriations within 30 days after the final book-closing for fiscal year 2018-2019.

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

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

- (a) "ATM" means automated teller machine.
- (b) "COBRA" means the consolidated omnibus budget reconciliation act of 1985, Public Law 99-272, 100 Stat 82.
- (c) "DAG" means the United States Department of Agriculture.
- (d) "DED" means the United States Department of Education.
- (e) "DED-OESE" means the DED Office of Elementary and Secondary Education.
- (f) "DED-OPSE" means the DED Office of Postsecondary Education.
- (g) "DED-OVAE" means the DED Office of Vocational and Adult Education.
- (h) "DOE-OEERE" means the United States Department of Energy, Office of Energy Efficiency and Renewable Energy.
- (i) "DOL" means the United States Department of Labor.
- (j) "DOL-ETA" means the United States Department of Labor, Employment and Training Administration.
- (k) "EEOC" means the United States Equal Employment Opportunity Commission.
- (l) "FTE" means full-time equated.
- (m) "Fund" means the Michigan strategic fund.
- (n) "GEAR-UP" means gaining early awareness and readiness for undergraduate programs.
- (o) "GED" means a general educational development certificate.
- (p) "GF/GP" means general fund/general purpose.
- (q) "HHS" means the United States Department of Health and Human Services.
- (r) "HHS-OS" means the HHS Office of the Secretary.
- (s) "HHS-SSA" means the HHS Social Security Administration.
- (t) "HUD" means the United States Department of Housing and Urban Development.
- (u) "HUD-CPD" means the United States Department of Housing and Urban Development - Community Planning and Development.
- (v) "IDG" means interdepartmental grant.
- (w) "JCOS" means the joint capital outlay subcommittee.
- (x) "MAIN" means the Michigan administrative information network.
- (y) "MCL" means the Michigan Compiled Laws.
- (z) "MDE" means the Michigan department of education.
- (aa) "MDEQ" means the Michigan department of environmental quality.
- (bb) "MDHHS" means the Michigan department of health and human services.
- (cc) "MDLARA" means the Michigan department of licensing and regulatory affairs.
- (dd) "MDMVA" means the Michigan department of military and veterans affairs.
- (ee) "MDOT" means the Michigan department of transportation.
- (ff) "MDSP" means the Michigan department of state police.
- (gg) "MDTMB" means the Michigan department of technology, management, and budget.
- (hh) "MEDC" means the Michigan economic development corporation, which is the public body corporate created under section 28 of article VII of the state constitution of 1963 and the urban cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to 124.512, by contractual interlocal agreement effective April 5, 1999, between local participating economic development corporations formed under the economic development corporations act, 1974 PA 338, MCL 125.1601 to 125.1636, and the Michigan strategic fund.
- (ii) "MEGA" means the Michigan economic growth authority.
- (jj) "MFA" means the Michigan finance authority.
- (kk) "MPE" means the Michigan public employees.
- (ll) "MSF" means the Michigan strategic fund.
- (mm) "MSHDA" means the Michigan state housing development authority.
- (nn) "NERE" means nonexclusively represented employees.
- (oo) "NFAH-NEA" means the National Foundation of the Arts and the Humanities - National Endowment for the Arts.

- (pp) "PA" means public act.
- (qq) "PATH" means Partnership. Accountability. Training. Hope.
- (rr) "RFP" means a request for a proposal.
- (ss) "SEIU" means Service Employees International Union.
- (tt) "SIGMA" means statewide integrated governmental management applications.
- (uu) "WDA" means the workforce development agency.
- (vv) "WIC" means women, infants, and children.

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

Sec. 205. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference should be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 206. The director of each department and agency receiving appropriations in part 1 shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. Each director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

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

- (a) The dates of each travel occurrence.
- (b) The total transportation and related costs of each travel occurrence, including the proportion funded with state

GF/GP revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

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

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

Sec. 210. (1) Pursuant to section 352 of the management and budget act, 1984 PA 431, MCL 18.1352, which provides for a transfer of state general fund revenue into or out of the countercyclical budget and economic stabilization fund, the calculations required by section 352 of the management and budget act, 1984 PA 431, MCL 18.1352, are determined as follows:

	2017	2018	2019
Michigan personal income (millions).....	\$450,847	\$469,332	\$489,982
less: transfer payments.....	94,836	97,871	101,966
Subtotal	\$356,011	\$371,461	\$388,016
Divided by: Detroit Consumer Price Index for 12 months ending June 30..	2.249	2.297	2.342
Equals: real adjusted Michigan personal income.....	\$158,331	\$161,706	\$165,686
Percentage change.....	N/A	2.1%	2.5%
Growth rate in excess of 2%.....	N/A	0.1%	0.5%
Equals: countercyclical budget and economic stabilization fund pay-in calculation for the fiscal year ending September 30, 2019 (millions)...	N/A	\$13.6	\$47.9
Growth rate less than 0%.....	N/A	NO	NO
Equals: countercyclical budget and economic stabilization fund pay-out calculation for the fiscal year ending September 30, 2018 (millions)...	N/A	N/A	\$0.0

(2) Notwithstanding subsection (1), there is appropriated for the fiscal year ending September 30, 2019, from GF/GP revenue for deposit into the countercyclical budget and economic stabilization fund the sum of \$0.00.

Sec. 211. The departments and agencies receiving appropriations in part 1 shall cooperate with the department of technology, management, and budget to maintain a searchable website that is updated at least quarterly and that is accessible by the public at no cost that includes, but is not limited to, all of the following for each department or agency:

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

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

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

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

(e) Job specifications and wage rates.

Sec. 212. Within 14 days after the release of the executive budget recommendation, the departments and agencies receiving appropriations in part 1 shall cooperate with the state budget director to provide the chairs of the senate and house of representatives standing committees on appropriations, the chairs of the senate and house of representatives standing committees on appropriations subcommittees on general government, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2018 and September 30, 2019.

Sec. 213. The departments and agencies receiving appropriations in part 1 shall maintain, on a publicly accessible website, a department or agency scorecard that identifies, tracks, and regularly updates key metrics that are used to monitor and improve the department's or agency's performance.

Sec. 215. Funds appropriated in part 1 shall not be used by this state, a department, an agency, or an authority of this state to purchase an ownership interest in a casino enterprise or a gambling operation as those terms are defined in the Michigan gaming control and revenue act, 1996 IL 1, MCL 432.201 to 432.226.

Sec. 216. The departments and agencies receiving appropriations in part 1 shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The department may electronically retain copies of reports unless otherwise required by federal and state guidelines.

Sec. 217. General fund appropriations in part 1 shall not be expended for items in cases where federal funding or private grant funding is available for the same expenditures.

Sec. 218. A department or state agency shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 221. Each department and agency shall report no later than April 1 on each specific policy change made to implement a public act affecting the department that took effect during the prior calendar year to the senate and house of representatives standing committees on appropriations subcommittees on general government, the joint committee on administrative rules, and the senate and house fiscal agencies.

Sec. 229. (1) If the office of the auditor general has identified an initiative or made a recommendation that is related to savings and efficiencies in an audit report for an executive branch department or agency, the department or agency shall report within 6 months of the release of the audit on their efforts and progress made toward achieving the savings and efficiencies identified in the audit report. The report shall be submitted to the chairs of the senate and house of representatives standing committees on appropriations, the chairs of the senate and house of representatives standing committees with jurisdiction over matters relating to the department that is audited, and the senate and house fiscal agencies.

(2) If the office of the auditor general does not receive the required report regarding initiatives related to savings and efficiencies within the 6-month time frame, the office of the auditor general may charge noncompliant executive branch departments and agencies for the cost of performing a subsequent audit to ensure that the initiatives related to savings and efficiencies have been implemented.

Sec. 235. By April 1, the state budget director shall submit a report to the senate and house appropriations committees, the chairpersons of the relevant appropriations subcommittees, and the senate and house fiscal agencies. The report shall recommend a contingency plan for each federal funding source included in the state budget of \$10,000,000.00 or more in the event that the federal government reduces funding to the state through that source by 10% or greater.

Sec. 240. (1) Concurrently with the submission of the fiscal year 2019-2020 executive budget recommendations, the state budget office shall provide the senate and house appropriations committees, the chairpersons of the relevant appropriations subcommittees, the senate and house fiscal agencies, and the policy offices a report that lists each new program or program enhancement for which funds in excess of \$500,000.00 are appropriated in part 1 of each departmental appropriation act.

(2) By July 1, 2019, the state budget director and the chairs of the senate and house appropriations committees shall identify new programs or program enhancements identified under subsection (1) for measurement using program-specific metrics, in addition to the metrics required under section 447 of the management and budget act, 1984 PA 431, MCL 18.1447.

(3) By September 30, 2020, the state budget office shall provide a report on the specific metrics and the progress in meeting the estimated performance for each program identified under subsection (2) to the senate and house appropriations committees, the senate and house appropriations subcommittees on each state department, and the senate and house fiscal agencies and policy offices. It is the intent of the legislature that the governor consider the estimated performance of the new program or program enhancement as the basis for any increase in funds appropriated from the prior year.

DEPARTMENT OF ATTORNEY GENERAL

Sec. 301. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$1,500,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$1,500,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 302. (1) The attorney general shall perform all legal services, including representation before courts and administrative agencies rendering legal opinions and providing legal advice to a principal executive department or state agency. A principal executive department or state agency shall not employ or enter into a contract with any other person for services described in this section.

(2) The attorney general shall defend judges of all state courts if a claim is made or a civil action is commenced for injuries to persons or property caused by the judge through the performance of the judge's duties while acting within the scope of his or her authority as a judge.

(3) The attorney general shall perform the duties specified in 1846 RS 12, MCL 14.28 to 14.35, and 1919 PA 232, MCL 14.101 to 14.102, and as otherwise provided by law.

Sec. 303. The attorney general may sell copies of the biennial report in excess of the 350 copies that the attorney general may distribute on a gratis basis. Gratis copies shall not be provided to members of the legislature. Electronic copies of biennial reports shall be made available on the department of attorney general's website. The attorney general shall sell copies of the report at not less than the actual cost of the report and shall deposit the money received into the general fund.

Sec. 304. The department of attorney general is responsible for the legal representation for state of Michigan state employee worker's disability compensation cases. The risk management revolving fund revenue appropriation in part 1 is to be satisfied by billings from the department of attorney general for the actual costs of legal representation, including salaries and support costs.

Sec. 305. In addition to the funds appropriated in part 1, not more than \$400,000.00 shall be reimbursed per fiscal year for food stamp fraud cases heard by the third circuit court of Wayne County that were initiated by the department of attorney general pursuant to the existing contract between the department of health and human services, the Prosecuting Attorneys Association of Michigan, and the department of attorney general. The source of this funding is money earned by the department of attorney general under the agreement after the allowance for reimbursement to the department of attorney general for costs associated with the prosecution of food stamp fraud cases. It is recognized that the federal funds are earned by the department of attorney general for its documented progress on the prosecution of food stamp fraud cases according to the United States Department of Agriculture regulations and that, once earned by this state, the funds become state funds.

Sec. 306. Any proceeds from a lawsuit initiated by or settlement agreement entered into on behalf of this state against a manufacturer of tobacco products by the attorney general are state funds and are subject to appropriation as provided by law.

Sec. 307. (1) In addition to the antitrust revenues in part 1, antitrust, securities fraud, consumer protection or class action enforcement revenues, or attorney fees recovered by the department, not to exceed \$250,000.00, are appropriated to the department for antitrust, securities fraud, and consumer protection or class action enforcement cases.

(2) Any unexpended funds from antitrust, securities fraud, or consumer protection or class action enforcement revenues at the end of the fiscal year, including antitrust funds in part 1, may be carried forward for expenditure in the following fiscal year up to the maximum authorization of \$250,000.00. The total amount of carry forward funds shall not exceed a total of \$250,000.00.

(3) The attorney general's office shall make available upon request information detailing the amount of revenue from subsection (1) recovered by the attorney general, including a description of the source of the revenue and the carryforward amount.

Sec. 308. (1) In addition to the funds appropriated in part 1, there is appropriated up to \$1,000,000.00 from litigation expense reimbursements awarded to the state.

(2) The funds may be expended for the payment of court judgments, settlements, arbitration awards or other administrative and litigation decisions, attorney fees, and litigation costs, assessed against the office of the governor, the department of the attorney general, the governor, or the attorney general when acting in an official capacity as the named party in litigation against the state. The funds may also be expended for the payment of state costs incurred under section 16 of chapter X of the code of criminal procedure, 1927 PA 175, MCL 770.16.

(3) Unexpended funds at the end of the fiscal year may be carried forward for expenditure in the following year, up to a maximum authorization of \$250,000.00.

Sec. 309. (1) From the prisoner reimbursement funds appropriated in part 1, the department may spend up to \$636,500.00 on activities related to the state correctional facility reimbursement act, 1935 PA 253, MCL 800.401 to 800.406. In addition to the funds appropriated in part 1, if the department collects in excess of \$1,131,000.00 in gross annual prisoner reimbursement receipts provided to the general fund, the excess, up to a maximum of \$1,000,000.00, is appropriated to the department of attorney general and may be spent on the representation of the department of corrections and its officers, employees, and agents, including, but not limited to, the defense of litigation against the state, its departments, officers, employees, or agents in civil actions filed by prisoners.

(2) The attorney general's office shall make available upon request information on the dollar amount of prisoner reimbursements collected from subsection (1) as well as descriptions of all expenditures made from the reimbursements, including what activities related to the state correctional facility reimbursement act, 1935 PA 253, MCL 800.401 to 800.406, funds were spent on.

Sec. 310. (1) For the purposes of providing title IV-D child support enforcement funding, the attorney general shall maintain a cooperative agreement with the department of health and human services, as the state IV-D agency, for federal IV-D funding to support the child support enforcement activities within the office of the attorney general.

(2) The attorney general or his or her designee shall, to the extent allowable under federal law, have access to any information used by the state to locate parents who fail to pay court-ordered child support.

Sec. 312. The department of attorney general shall not receive and expend funds in addition to those authorized in part 1 for legal services provided specifically to other state departments or agencies except for costs for expert witnesses, court costs, or other nonsalary litigation expenses associated with a pending legal action.

Sec. 314. (1) From the lawsuit settlement proceeds fund appropriated in part 1, the department may spend the funds for the costs of all associated expenses related to the declaration of emergency due to drinking water contamination up to \$2,600,000.00.

(2) The attorney general's office must submit a quarterly report to the house and senate standing committees on appropriations, the house and senate appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget director, detailing how funds in subsection (1) and all other currently and previously budgeted funds associated with legal costs pertaining to the Flint water declaration of emergency were expended. The report must itemize expenditures by case, purpose, hourly rate of retained attorney, and department involved.

(3) As a condition of receiving funds appropriated in part 1, the attorney general must not retain the services of an outside counsel associated with the declaration of emergency due to drinking water contamination at an hourly rate of more than \$250.00 unless all reporting requirements under subsection (2) are satisfied.

Sec. 314a. (1) From the lawsuit settlement proceeds fund appropriated in part 1 for one-time appropriations for juvenile life without parole, the prosecuting attorneys coordinating council shall allocate \$700,000.00 for investigations, crime victim rights, prosecutions, and appeals for retroactive juvenile life without parole cases.

(2) The prosecuting attorneys coordinating council shall submit a detailed expenditure report to the house and senate appropriations subcommittees on general government and the judiciary, the senate and house fiscal agencies, and the state budget director by September 30 detailing how the funds provided in subsection (1) were expended.

Sec. 315. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are \$18,049,500.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$8,321,100.00. Total agency appropriations for retiree health care legacy costs are estimated at \$9,728,400.00.

Sec. 316. (1) From the funds appropriated in part 1 for sexual assault law enforcement efforts, the department shall use the funds for testing of backlogged sexual assault kits across this state. The funding provided in part 1 shall be distributed in the following order of priority:

- (a) To eliminate all county sexual assault kit backlogs across this state.
- (b) To assist local prosecutors with investigations and prosecutions of viable cases.
- (c) To provide victim services.

(2) The department of the attorney general shall provide a report by February 1. The report shall include the following information:

- (a) The number of sexual assault kits across this state that remain untested as of January 31.
- (b) A detailed work plan outlining the department's action plan to eliminate all outstanding sexual assault kits and the time frame for completion of testing of all untested sexual assault kits.
- (c) A detailed work and spending plan outlining anticipated litigation action and expenditures resulting from findings of the sexual assault kit testing. The report shall be submitted to the state budget office, the senate and house fiscal agencies, and the senate and house of representatives standing committees on appropriations subcommittees on general government.

(3) Any funds remaining after the department has met the obligations required under subsection (1) may be used for the purpose of retesting any previously tested sexual assault kits across this state using currently available DNA testing.

Funds only may be used for DNA testing on previously tested kits that were not tested for DNA. If there are remaining untested sexual assault kits on January 31, 2019, funds appropriated in part 1 shall only be used for the testing of those kits.

Sec. 316a. The department of attorney general shall develop the address confidentiality program within the department and allow an individual to participate if he or she is a victim of domestic violence, stalking, human trafficking, or sexual assault, or at risk of physical harm if his or her address is disclosed. This section does not take effect unless Senate Bill No. 655 of the 99th Legislature is enacted into law.

Sec. 317. (1) The department of attorney general shall report all legal costs and associated expenses related to the declaration of emergency due to drinking water contamination, and the investigations and any resulting prosecutions, for publication in the Flint water emergency-financial and activities tracking and reporting document that is posted by the state budget director on the public website, michigan.gov/flintwater. The tracking and reporting documents shall include the budget line item source for each expenditure.

(2) At the conclusion of all attorney general investigations related to the declaration of emergency due to drinking water contamination, all materials related to any investigations shall be preserved pursuant to applicable document retention policies.

Sec. 318. From the one-time funds appropriated in part 1 for forensic interviewing, the prosecuting attorneys coordinating council shall spend the funds to provide the necessary additional forensic interviewing trainings to meet the excess demand for the trainings. Funds shall be limited for use by child advocacy centers and local prosecutors to complete their trainings.

Sec. 319. From the funds appropriated in part 1, the attorney general shall provide a quarterly report on the wrongful imprisonment compensation fund to the chairpersons of the appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget director. The report shall include at least the following:

(a) All payments made from the wrongful imprisonment fund in the previous quarter, including if the payment is part of a new settlement or part of an installment plan.

(b) Any settlements that have been decided, but have yet to receive a payment.

(c) The number of known cases seeking a settlement, but do not have a final judgment, and the dollar amount of each potential payment for these known cases.

(d) The balance of the wrongful imprisonment fund at the end of the previous quarter.

DEPARTMENT OF CIVIL RIGHTS

Sec. 401. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$2,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$750,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 402. (1) In addition to the appropriations contained in part 1, the department of civil rights may receive and expend funds from local or private sources for all of the following purposes:

(a) Developing and presenting training for employers on equal employment opportunity law and procedures.

(b) The publication and sale of civil rights related informational material.

(c) The provision of copy material made available under freedom of information requests.

(d) Other copy fees, subpoena fees, and witness fees.

(e) Developing, presenting, and participating in mediation processes for certain civil rights cases.

(f) Workshops, seminars, and recognition or award programs consistent with the programmatic mission of the individual unit sponsoring or coordinating the programs.

(g) Staffing costs for all activities included in this subsection.

(2) The department of civil rights shall annually report to the state budget director, the senate and house of representatives standing committees on appropriations, the chairpersons of the relevant appropriations subcommittees, and the senate and house fiscal agencies the amount of funds received and expended for purposes authorized under this section.

Sec. 403. The department of civil rights may contract with local units of government to review equal employment opportunity compliance of potential contractors and may charge for and expend amounts received from local units of government for the purpose of developing and providing these contractual services.

Sec. 404. (1) The department of civil rights shall prepare and transmit a detailed report that includes, but is not limited to, the following information for the most recent fiscal year:

(a) A detailed description of the department operations.

(b) A detailed description of all subunits within the department, including FTE positions associated with each subunit, responsibilities of each subunit, and all revenues and expenditures for each subunit.

(c) The number of complaints by type of complaint.

(d) The average cost of, and time expended, investigating complaints.

- (e) The percentage of complaints that are meritorious and worthy of investigation or settlement and the percentage of complaints that have no merit.
 - (f) A listing of amounts awarded to claimants.
 - (g) Expenditures associated with complaint investigation and enforcement.
 - (h) A listing of complaint investigations closed per FTE position for each of the past 5 years.
 - (i) A listing of complaint evaluations completed per FTE position for each of the past 5 years.
 - (j) Productivity projections for the current fiscal year, including investigations closed per FTE, complaint evaluations completed per FTE, and average time expended investigating complaints.
 - (k) Revenues and expenditures associated with section 403 of this part by local unit.
- (2) The report required under subsection (1) shall be posted online and transmitted electronically not later than November 30 to the state budget director, the chairpersons of the senate and house of representatives standing committees on appropriations, the senate and house appropriations subcommittees on general government, and the senate and house fiscal agencies.

Sec. 405. The department of civil rights shall notify the office of the state budget, senate and house of representatives standing committees on appropriations, the chairpersons of the appropriations subcommittees on general government, and senate and house fiscal agencies prior to submitting a report or complaint to the United States Commission on Civil Rights or other federal departments.

Sec. 410. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are \$2,558,000.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$1,179,300.00. Total agency appropriations for retiree health care legacy costs are estimated at \$1,378,700.00.

LEGISLATURE

Sec. 600. The senate, the house of representatives, or an agency within the legislative branch may receive, expend, and transfer funds in addition to those authorized in part 1.

Sec. 601. (1) Funds appropriated in part 1 to an entity within the legislative branch shall not be expended or transferred to another account without written approval of the authorized agent of the legislative entity. If the authorized agent of the legislative entity notifies the state budget director of its approval of an expenditure or transfer before the year-end book-closing date for that legislative entity, the state budget director shall immediately make the expenditure or transfer. The authorized legislative entity agency shall be designated by the speaker of the house of representatives for house entities, the senate majority leader for senate entities, and the legislative council for legislative council entities.

(2) Funds appropriated within the legislative branch, to a legislative council component, shall not be expended by any agency or other subgroup included in that component without the approval of the legislative council.

Sec. 602. The senate may charge rent and assess charges for utility costs. The amounts received for rent charges and utility assessments are appropriated to the senate for the renovation, operation, and maintenance of the Binsfeld Office Building.

Sec. 603. (1) From the appropriation contained in part 1 for national association dues, the first \$34,800.00 shall be paid to the National Conference of Commissioners of Uniform State Laws. The remaining funds shall be distributed accordingly by the legislative council.

(2) If any funds remain after all required dues payments have been made as specified in subsection (1), the Legislative Council may approve the use of up to \$10,000.00 to pay for the registration fees of any state employees who serve as board members to any of the national associations receiving state funds for annual dues to attend that national association's annual conference. If any of the \$10,000.00 remains after national board member's registration fees are paid, the remaining funds may be used to pay for the registration fees for any other state employees to attend the annual conference of any of the national associations receiving state funds for annual dues as prescribed in subsection (1).

Sec. 604. (1) The appropriation in part 1 to the Michigan state capitol historic site includes funds to operate the legislative parking facilities in the capitol area. The Michigan state capitol commission shall establish rules regarding the operation of the legislative parking facilities.

(2) The Michigan state capitol commission shall collect a fee from state employees and the general public using certain legislative parking facilities. The revenues received from the parking fees are appropriated upon receipt and shall be allocated by the Michigan state capitol commission.

Sec. 605. The unexpended funds appropriated in part 1 for the legislative council are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the project is publication of the Michigan manual.
- (b) The project will be accomplished by utilizing state employees or contracts with service providers, or both.
- (c) The total estimated cost of the project is \$3,000,000.00.
- (d) The tentative completion date is September 30, 2023.

Sec. 606. The unexpended funds appropriated in part 1 for property management are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available

for expenditures for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is to purchase equipment and services for building maintenance in order to ensure a safe and productive work environment.

(b) The project will be accomplished by utilizing state employees or contracts with service providers, or both.

(c) The total estimated cost of the project is \$2,000,000.00.

(d) The tentative completion date is September 30, 2023.

Sec. 607. The unexpended funds appropriated in part 1 for automated data processing are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is to purchase equipment, software, and services in order to support and implement data processing requirements and technology improvements.

(b) The project will be accomplished by utilizing state employees or contracts with service providers, or both.

(c) The total estimated cost of the project is \$3,000,000.00.

(d) The tentative completion date is September 30, 2023.

Sec. 608. In addition to funds appropriated in part 1, the Michigan capitol committee publications save the flags fund account may accept contributions, gifts, bequests, devises, grants, and donations. Those funds that are not expended in the fiscal year ending September 30 shall not lapse at the close of the fiscal year, and shall be carried forward for expenditure in the following fiscal years.

Sec. 615. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are \$29,587,600.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$13,640,400.00. Total agency appropriations for retiree health care legacy costs are estimated at \$15,947,200.00.

Sec. 616. The unexpended funds appropriated in part 1 for the legislative IT design special project are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is for the continued design, development, implementation, operation, and administration of the legislative computer system.

(b) The project will be accomplished by utilizing state employees or contracts with service providers, or both.

(c) The total estimated cost of the project is \$12,750,000.00.

(d) The tentative completion date is September 30, 2023.

(e) Funds described in this section shall not be expended without written approval of the senate majority leader or his or her designee, the speaker of the house of representatives or his or her designee, and the legislative council administrator or his or her designee.

LEGISLATIVE AUDITOR GENERAL

Sec. 620. Pursuant to section 53 of article IV of the state constitution of 1963, the auditor general shall conduct audits of the judicial branch. The audits may include the supreme court and its administrative units, the court of appeals, and trial courts.

Sec. 621. (1) The auditor general shall take all reasonable steps to ensure that certified minority- and women-owned and operated accounting firms, and accounting firms owned and operated by persons with disabilities participate in the audits of the books, accounts, and financial affairs of each principal executive department, branch, institution, agency, and office of this state.

(2) The auditor general shall strongly encourage firms with which the auditor general contracts to perform audits of the principal executive departments and state agencies to subcontract with certified minority- and women-owned and operated accounting firms, and accounting firms owned and operated by persons with disabilities.

(3) The auditor general shall compile an annual report regarding the number of contracts entered into with certified minority- and women-owned and operated accounting firms, and accounting firms owned and operated by persons with disabilities. The auditor general shall deliver the report to the state budget director and the senate and house of representatives standing committees on appropriations subcommittees on general government by November 1 of each year.

Sec. 622. From the funds appropriated in part 1 to the legislative auditor general, the auditor general's salary and the salaries of the remaining 2.0 FTE unclassified positions shall be set by the speaker of the house of representatives, the senate majority leader, the house of representatives minority leader, and the senate minority leader.

Sec. 623. Any audits, reviews, or investigations requested of the auditor general by the legislature or by legislative leadership, legislative committees, or individual legislators shall include an estimate of the additional costs involved and, when those costs exceed \$50,000.00, should provide supplemental funding. The auditor general shall determine whether to perform those activities in keeping with Operations Manual Policy No. 2-26, which describes the office of the auditor general's policy on responding to legislative requests.

Sec. 624. If the auditor general conducts a subsequent audit pursuant to section 229 of this part, the auditor general may charge fees and collect revenues in excess of appropriations in part 1 not to exceed the cost of any audit conducted pursuant to section 229 of this part. Any revenues and fees collected pursuant to this section are appropriated for expenditure for all expenses associated with an audit conducted pursuant to section 229 of this part.

DEPARTMENT OF STATE

Sec. 701. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$2,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$7,500,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$50,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 703. From the funds appropriated in part 1, the department of state shall sell copies of records including, but not limited to, records of motor vehicles, off-road vehicles, snowmobiles, watercraft, mobile homes, personal identification cardholders, drivers, and boat operators and shall charge \$11.00 per record sold only as authorized in section 208b of the Michigan vehicle code, 1949 PA 300, MCL 257.208b, section 7 of 1972 PA 222, MCL 28.297, and sections 80130, 80315, 81114, and 82156 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.80130, 324.80315, 324.81114, and 324.82156. The revenue received from the sale of records shall be credited to the transportation administration collection fund created under section 810b of the Michigan vehicle code, 1949 PA 300, MCL 257.810b. The department of state shall provide quarterly reports to the legislature, the chairpersons of the relevant appropriations subcommittees, and the senate and house fiscal agencies. The report shall be provided within 15 days of the close of the quarter and shall include the number of records sold and the revenues collected.

Sec. 704. From the funds appropriated in part 1, the secretary of state may enter into agreements with the department of corrections for the manufacture of vehicle registration plates 15 months before the registration year in which the registration plates will be used.

Sec. 705. (1) The department of state may accept gifts, donations, contributions, and grants of money and other property from any private or public source to underwrite, in whole or in part, the cost of a departmental publication that is prepared and disseminated under the Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923. A private or public funding source may receive written recognition in the publication and may furnish a traffic safety message, subject to departmental approval, for inclusion in the publication. The department may reject a gift, donation, contribution, or grant. The department may furnish copies of a publication underwritten, in whole or in part, by a private source to the underwriter at no charge.

(2) The department of state may sell and accept paid advertising for placement in a departmental publication that is prepared and disseminated under the Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923. The department may charge and receive a fee for any advertisement appearing in a departmental publication and shall review and approve the content of each advertisement. The department may refuse to accept advertising from any person or organization. The department may furnish a reasonable number of copies of a publication to an advertiser at no charge.

(3) Pending expenditure, the funds received under this section shall be deposited in the Michigan department of state publications fund created by section 211 of the Michigan vehicle code, 1949 PA 300, MCL 257.211. Funds given, donated, or contributed to the department from a private source are appropriated and allocated for the purpose for which the revenue is furnished. Funds granted to the department from a public source are allocated and may be expended upon receipt. The department shall not accept a gift, donation, contribution, or grant if receipt is conditioned upon a commitment of state funding at a future date. Revenue received from the sale of advertising is appropriated and may be expended upon receipt.

(4) Any unexpended revenues received under this section shall be carried over into subsequent fiscal years and shall be available for appropriation for the purposes described in this section.

(5) On March 1 of each year, the department of state shall file a report with the senate and house of representatives standing committees on appropriations, the chairpersons of the relevant appropriations subcommittees, the senate and house fiscal agencies, and the state budget director. The report shall include all of the following information:

(a) The amount of gifts, contributions, donations, and grants of money received by the department under this section for the prior fiscal year.

(b) A listing of the expenditures made from the amounts received by the department as reported in subdivision (a).

(c) A listing of any gift, donation, contribution, or grant of property other than funding received by the department under this section for the prior year.

(d) The total revenue received from the sale of paid advertising accepted under this section and a statement of the total number of advertising transactions.

(6) In addition to copies delivered without charge as the secretary of state considers necessary, the department of state may sell copies of manuals and other publications regarding the sale, ownership, or operation or regulation of motor vehicles, with amendments, at prices to be established by the secretary of state. As used in this subsection, the term "manuals and other publications" includes videos and proprietary electronic publications. All funds received from sales of these manuals and other publications shall be credited to the Michigan department of state publications fund.

Sec. 707. Funds collected by the department of state under section 211 of the Michigan vehicle code, 1949 PA 300, MCL 257.211, are appropriated for all expenses necessary to provide for the costs of the publication. Funds are allotted for expenditure when they are received by the department of treasury and shall not lapse to the general fund at the end of the fiscal year.

Sec. 708. From the funds appropriated in part 1, the department of state shall use available balances at the end of the state fiscal year to provide payment to the department of state police in the amount of \$332,000.00 for the services provided by the traffic accident records program as first appropriated in 1990 PA 196 and 1990 PA 208.

Sec. 709. From the funds appropriated in part 1, the department of state may restrict funds from miscellaneous revenue to cover cash shortages created from normal branch office operations. This amount shall not exceed \$50,000.00 of the total funds available in miscellaneous revenue.

Sec. 711. Collector plate and fund-raising registration plate revenues collected by the department of state are appropriated and allotted for distribution to the recipient university or public or private agency overseeing a state-sponsored goal when received. Distributions shall occur on a quarterly basis or as otherwise authorized by law. Any revenues remaining at the end of the fiscal year shall not lapse to the general fund but shall remain available for distribution to the university or agency in the next fiscal year.

Sec. 712. The department of state may produce and sell copies of a training video designed to inform registered automotive repair facilities of their obligations under Michigan law. The price shall not exceed the cost of production and distribution. The money received from the sale of training videos shall revert to the department of state and be placed in the auto repair facility account.

Sec. 713. (1) The department of state, in collaboration with the gift of life transplantation society or its successor federally designated organ procurement organization, may develop and administer a public information campaign concerning the Michigan organ donor program.

(2) The department of state may solicit funds from any private or public source to underwrite, in whole or in part, the public information campaign authorized by this section. The department may accept gifts, donations, contributions, and grants of money and other property from private and public sources for this purpose. A private or public funding source underwriting the public information campaign, in whole or in substantial part, shall receive sponsorship credit for its financial backing.

(3) Funds received under this section, including grants from state and federal agencies, shall not lapse to the general fund at the end of the fiscal year but shall remain available for expenditure for the purposes described in this section.

(4) Funding appropriated in part 1 for the organ donor program shall be used for producing a pamphlet to be distributed with driver licenses and personal identification cards regarding organ donations. The funds shall be used to update and print a pamphlet that will explain the organ donor program and encourage people to become donors by marking a checkoff on driver license and personal identification card applications.

(5) The pamphlet shall include a return reply form addressed to the gift of life organization. Funding appropriated in part 1 for the organ donor program shall be used to pay for return postage costs.

(6) In addition to the appropriations in part 1, the department of state may receive and expend funds from the organ and tissue donation education fund for administrative expenses.

(7) The department must submit a report to the house and senate appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget director by March 1 that provides the amount of revenue collected by the department of state authorized under this section, the purpose of each expenditure, and the amount of revenue carried forward.

Sec. 714. (1) Except as otherwise provided under subsection (2), at least 180 days before closing a branch office or consolidating a branch office and at least 60 days before relocating a branch office, the department of state shall inform members of the senate and house of representatives standing committees on appropriations and legislators who represent affected areas regarding the details of the proposal. The information provided shall be in written form and include all analyses done regarding criteria for changes in the location of branch offices, including, but not limited to, branch transactions, revenue, and the impact on citizens of the affected area. The impact on citizens shall include information regarding additional distance to branch office locations resulting from the plan. The written notice provided by the department of state shall also include detailed estimates of costs and savings that will result from the overall changes made to the branch office structure and the same level of detail regarding costs for new leased facilities and expansions of current leased space.

(2) If the consolidation of a branch office is with another branch office that is located within the same local unit of government or the relocation of a branch office is to another location that is located within the same local unit of government, the department of state is not required to provide the notification or written information described in subsection (1).

(3) As used in this section, "local unit of government" means a city, village, township, or county.

Sec. 715. (1) Any service assessment collected by the department of state from the user of a credit or debit card under section 3 of 1995 PA 144, MCL 11.23, may be used by the department for necessary expenses related to that service and may be remitted to a credit or debit card company, bank, or other financial institution.

(2) The service assessment imposed by the department of state for credit and debit card services may be based either on a percentage of each individual credit or debit card transaction, or on a flat rate per transaction, or both, scaled to the amount of the transaction. However, the department shall not charge any amount for a service assessment which exceeds the costs billable to the department for service assessments.

(3) If there is a balance of service assessments received from credit and debit card services remaining on September 30, the balance may be carried forward to the following fiscal year and appropriated for the same purpose.

(4) As used in this section, "service assessment" means and includes costs associated with service fees imposed by credit and debit card companies and processing fees imposed by banks and other financial institutions.

Sec. 717. (1) The department of state may accept nonmonetary gifts, donations, or contributions of property from any private or public source to support, in whole or in part, the operation of a departmental function relating to licensing, regulation, or safety. The department may recognize a private or public contributor for making the contribution. The department may reject a gift, donation, or contribution.

(2) The department of state shall not accept a gift, donation, or contribution under subsection (1) if receipt of the gift, donation, or contribution is conditioned upon a commitment of future state funding.

(3) On March 1 of each year, the department of state shall file a report with the senate and house of representatives standing committees on appropriations, the chairpersons of the relevant appropriations subcommittees, the senate and house fiscal agencies, and the state budget director. The report shall list any gift, donation, or contribution received by the department under subsection (1) for the prior calendar year.

Sec. 718. From the funds appropriated in part 1 to the department of state, branch operations, the department shall maintain a full service secretary of state branch office in Buena Vista Township.

Sec. 719. From the funds appropriated in part 1 for election administration and services, the department of state shall make available at least 1 voting machine to at least 1 high school per regional prosperity region for the purpose of allowing pupils to familiarize themselves with the voting procedure through a simulated election to be determined by the high schools receiving a voting machine. The voting machines shall be made available to the selected high schools at no cost to the high school or school district in which the high school is located.

Sec. 720. (1) The department of state must develop a plan to implement enhanced postelection audit procedures to ensure accurate reporting processes and accurate counting of cast election ballots. The plan shall recommend best practices for the conduct of postelection audits by the Michigan bureau of elections and county election offices. The recommendations shall include instructions for manual audits of paper ballots to verify tabulated results.

(2) The plan must be completed by July 1 and distributed to the house and senate appropriations subcommittees on general government and the house and senate fiscal agencies.

Sec. 722. (1) From the funds appropriated in part 1 for information technology services and projects, the department of state shall continue implementation of a legacy modernization project. The purpose of this project is modernization of the entire system and removal of existing programs from the legacy mainframes.

(2) The department of state shall provide a report on the status of the legacy modernization project that includes, but is not limited to, itemization of all expenditures made on behalf of the project, anticipated completion date of the project, time frame of each phase of the project, the cost of the project, the number of employees assigned to implement each phase of the project, the contracts entered into for the project, anticipated overall cost of the project, and any other information the department considers necessary. The plan shall be distributed to the senate and house of representatives standing committees on appropriations subcommittees on general government, as well as the senate and house fiscal agencies, and the state budget director by January 1.

Sec. 725. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are estimated at \$30,655,900.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$14,132,900.00. Total agency appropriations for retiree health care legacy costs are estimated at \$16,523,000.00.

DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET

Sec. 801. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$4,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$150,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 802. Proceeds in excess of necessary costs incurred in the conduct of transfers or auctions of state surplus, salvage, or scrap property made pursuant to section 267 of the management and budget act, 1984 PA 431, MCL 18.1267, are appropriated to the department to offset costs incurred in the acquisition and distribution of federal surplus property. The MDTMB shall provide consolidated internet auction services through the state's contractors for all local units of government.

Sec. 803. (1) The MDTMB may receive and expend funds in addition to those authorized by part 1 for maintenance and operation services provided specifically to other principal executive departments or state agencies, the legislative branch, the judicial branch, or private tenants, or provided in connection with facilities transferred to the operational jurisdiction of the department.

(2) The MDTMB may receive and expend funds in addition to those authorized by part 1 for real estate, architectural, design, and engineering services provided specifically to other principal executive departments or state agencies, the legislative branch, the judicial branch, or private tenants.

(3) The MDTMB may receive and expend funds in addition to those authorized in part 1 for mail pickup and delivery services provided specifically to other principal executive departments and state agencies, the legislative branch, or the judicial branch.

(4) The MDTMB may receive and expend funds in addition to those authorized in part 1 for purchasing services provided specifically to other principal executive departments and state agencies, the legislative branch, or the judicial branch.

Sec. 804. (1) Financing in part 1 for statewide appropriations shall be funded by assessments against longevity and insurance appropriations throughout state government in a manner prescribed by the department. Funds shall be used as specified in joint labor/management agreements or through the coordinated compensation hearings process. Any deposits made under this subsection and any unencumbered funds are restricted revenues, may be carried over into the succeeding fiscal years, and are appropriated.

(2) In addition to the funds appropriated in part 1 for statewide appropriations, the MDTMB may receive and expend funds in such additional amounts as may be specified in joint labor/management agreements or through the coordinated compensation hearings process in the same manner and subject to the same conditions as prescribed in subsection (1).

Sec. 805. To the extent a specific appropriation is required for a detailed source of financing included in part 1 for the MDTMB appropriations financed from special revenue and internal service and pension trust funds, or SIGMA user charges, the specific amounts are appropriated within the special revenue internal service and pension trust funds in portions not to exceed the aggregate amount appropriated in part 1.

Sec. 806. In addition to the funds appropriated in part 1 to the MDTMB, the MDTMB may receive and expend funds from other principal executive departments and state agencies to implement administrative leave bank transfer provisions as may be specified in joint labor/management agreements. The amounts may also be transferred to other principal executive departments and state agencies under the joint agreement and any amounts transferred under the joint agreement are authorized for receipt and expenditure by the receiving principal executive department or state agency. Any amounts received by the MDTMB under this section and intended, under the joint labor/management agreements, to be available for use beyond the close of the fiscal year and any unencumbered funds may be carried over into the succeeding fiscal year.

Sec. 807. Financing in part 1 for SIGMA shall be funded by proportionate charges assessed against the respective state funds benefiting from this project in the amounts determined by the department.

Sec. 808. (1) Deposits against the interdepartmental grant from building occupancy and parking charges appropriated in part 1 shall be collected, in part, from state agencies, the legislative branch, and the judicial branch based on estimated costs associated with maintenance and operation of buildings managed by the department. To the extent excess revenues are collected due to estimates of building occupancy charges exceeding actual costs, the excess revenues may be carried forward into succeeding fiscal years for the purpose of returning funds to state agencies.

(2) Appropriations in part 1 to the MDTMB, for management and budget services from building occupancy charges and parking charges, may be increased to return excess revenue collected to state agencies.

Sec. 809. On a quarterly basis, the MDTMB shall notify the chairpersons of the senate and house of representatives standing committees on appropriations, the chairpersons of the senate and house of representatives standing committees on appropriations subcommittees on general government, the house and senate fiscal agencies, and the state budget director on any revisions either individually or in the aggregate that increase or decrease current contracts by more than \$500,000.00 for computer software development, hardware acquisition, or quality assurance.

Sec. 810. The MDTMB shall maintain an internet website that contains notice of all invitations for bids and requests for proposals over \$50,000.00 issued by the department or by any state agency operating under delegated authority. This information must appear on the first page of each department or state agency dashboard. The MDTMB shall not accept an invitation for bid or request for proposal in less than 14 days after the notice is made available on the internet website, except in situations where it would be in the best interest of the state and documented by the MDTMB. In addition to the requirements of this section, the MDTMB may advertise the invitations for bids and requests for proposals in any manner the MDTMB determines appropriate, in order to give the greatest number of individuals and businesses the opportunity to make bids or requests for proposals.

Sec. 811. The MDTMB may receive and expend funds from the Vietnam veterans memorial monument fund as provided in the Michigan Vietnam veterans memorial act, 1988 PA 234, MCL 35.1051 to 35.1057. Funds are appropriated and allocated when received and may be expended upon receipt.

Sec. 812. The Michigan veterans' memorial park commission may receive and expend money from any source, public or private, including, but not limited to, gifts, grants, donations of money, and government appropriations, for the purposes described in Executive Order No. 2001-10. Funds are appropriated and allocated when received and may be expended upon receipt. Any deposits made under this section and unencumbered funds are restricted revenues and may be carried over into succeeding fiscal years.

Sec. 813. (1) Funds in part 1 for motor vehicle fleet are appropriated to the MDTMB for administration and for the acquisition, lease, operation, maintenance, repair, replacement, and disposal of state motor vehicles.

(2) The appropriation in part 1 for motor vehicle fleet shall be funded by revenue from rates charged to principal executive departments and agencies for utilizing vehicle travel services provided by the MDTMB. Revenue in excess of the amount appropriated in part 1 from the motor transport fund and any unencumbered funds are restricted revenues and may be carried over into the succeeding fiscal year.

(3) Pursuant to the MDTMB's authority under sections 213 and 215 of the management and budget act, 1984 PA 431, MCL 18.1213 and 18.1215, the MDTMB shall maintain a plan regarding the operation of the motor vehicle fleet. The plan shall include the number of vehicles assigned to, or authorized for use by, state departments and agencies, efforts to reduce travel expenditures, the number of cars in the motor vehicle fleet, the number of miles driven by fleet vehicles, and the number of gallons of fuel consumed by fleet vehicles. The plan shall include a calculation of the amount of state motor vehicle fuel taxes that would have been incurred by fleet vehicles if fleet vehicles were required by law to pay motor fuel taxes. The plan shall include a description of fleet garage operations, the goods sold and services provided by the fleet garage, the cost to operate the fleet garage, the number of fleet garage locations, and the number of employees assigned to each fleet garage. The plan may be adjusted during the fiscal year based on needs and cost savings to achieve the maximum value and efficiency from the state motor fleet. Within 60 days after the close of the fiscal year, the MDTMB shall provide a report to the senate and house of representatives standing committees on appropriations, the chairpersons of the relevant appropriations subcommittees, the senate and house fiscal agencies, and the state budget director detailing the current plan and changes made to the plan during the fiscal year. The plan shall also be posted on the department website.

(4) The MDTMB may charge state agencies for fuel cost increases that exceed \$3.04 per gallon of unleaded gasoline. The MDTMB shall notify state agencies, in writing or by electronic mail, at least 30 days before implementing additional charges for fuel cost increases. Revenues received from these charges are appropriated upon receipt.

(5) The state budget director, upon notification to the senate and house of representatives standing committees on appropriations, may adjust spending authorization and the IDG from motor transport fund in the MDTMB in order to ensure that the appropriations for motor vehicle fleet in the MDTMB budget equal the expenditures for motor vehicle fleet in the budgets for all executive branch agencies.

Sec. 814. The MDTMB shall develop a plan regarding the use of the funds appropriated in part 1 for the information technology investment fund. The plan shall include, but not be limited to, a description of proposed information technology investment projects, the time frame for completion of the information technology investment projects, the proposed cost of the information technology investment projects, the number of employees assigned to implement each information technology investment project, the contracts entered into for each information technology investment project, and any other information the MDTMB deems necessary. The plan shall be distributed to the senate and house of representatives standing committees on appropriations subcommittees on general government, as well as the senate and house fiscal agencies, and the state budget director on a quarterly basis. The submitted plan shall also include anticipated spending reductions or overages for each of the proposed information technology investment projects. The MDTMB shall notify the senate and house of representatives standing committees on appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget director when a project funded under an information technology investment project line item in part 1 is expected to require a transfer of dollars from another project in excess of \$500,000.00.

Sec. 814a. The funds appropriated in part 1 for information technology investment fund shall be used for the modernization of state information technology systems, improvement of the state's cyber security framework, and to achieve efficiencies.

Sec. 816. An RFP issued for the purpose of privatization shall include all factors used in evaluating and determining price.

Sec. 818. In addition to the funds appropriated in part 1, the MDTMB may receive and expend money from the Michigan law enforcement officers memorial monument fund as provided in the Michigan law enforcement officers memorial act, 2004 PA 177, MCL 28.781 to 28.787.

Sec. 820. The MDTMB shall make available to the public a list of all parcels of real property owned by the state that are available for purchase. The list shall be posted on the internet through the MDTMB's website.

Sec. 822. The MDTMB shall compile a report by January 1 pertaining to the salaries of unclassified employees, as well as gubernatorial appointees, within all state departments and agencies. The report shall enumerate each unclassified employee and gubernatorial appointee and his or her annual salary individually. The report shall be distributed to the chairs of the senate and house of representatives standing committees on appropriations subcommittees on general government, as well as the senate and house fiscal agencies and be made available electronically.

Sec. 822b. (1) A public-private partnership investment fund is created in the MDTMB. Subject to subsections (2) and (3), public-private partnership investments shall include, but are not limited to, all of the following:

- (a) Capital asset improvements including buildings, land, or structures.
- (b) Energy resource exploration, extraction, generation, and sales.
- (c) Financial and investment incentive opportunities.
- (d) Infrastructure construction, maintenance, and operation.
- (e) Public-private sector joint ventures that provide economic benefit to an area or to the state.

(2) Public-private investments shall not include projects, consultant expenses, staff effort, or any other activity related to the development, financing, construction, operation, or implementation of the Detroit River International Crossing or any successor project unless the project is approved by the legislature and signed into law.

(3) The state budget director shall determine whether or not a specific public-private partnership investment opportunity qualifies for funding under subsection (1).

(4) Investment development revenue, including a portion of the proceeds from the sale of any public-private partnership investment designated in subsection (1), shall be deposited into the fund created in subsection (1) and shall be available for administration, development, financing, marketing, and operating expenditures associated with public-private partnerships, unless otherwise provided by law. Public-private partnership investments authorized in subsection (1) are authorized for public or private operation or sale consistent with state law. Expenditures from the fund are authorized for investment purposes as designated in subsection (1) to enhance the marketable value of each investment. The unencumbered balance remaining in the fund at the end of the fiscal year may be carried forward for appropriation in future years.

(5) An annual report shall be transmitted to the senate and house of representatives standing committees on appropriations, the chairpersons of the relevant appropriations subcommittees, the senate and house fiscal agencies, and the state budget office not later than December 31 of each year. This report shall detail both of the following:

- (a) The revenue and expenditure activity in the fund for the preceding fiscal year.
- (b) Public-private partnership investments as identified under subsection (1).

(6) The MDTMB shall monitor the revenue deposited in the public-private partnership investment fund created in subsection (1). If the revenue in the fund is insufficient to pay the amount appropriated in part 1 for public-private partnership investment, then the MDTMB shall propose a legislative transfer to fund the line from the appropriations in part 1.

Sec. 822c. The funds appropriated in part 1 shall not be used to support any staff effort, projects, consultant expenses, or any other activity related to the development, financing, construction, operation, or implementation of the Detroit River International Crossing or any successor project unless the project is approved by the legislature and signed into law.

Sec. 822d. By December 31, the MDTMB shall provide a report to the senate and house appropriations subcommittees on general government and the senate and house fiscal agencies that identifies fee and rate schedules to be used by state departments and agencies for services, including information technology, provided by the MDTMB during fiscal year 2018-2019. The report shall also identify changes from fees and rates charged in fiscal year 2017-2018 and include an explanation of the factors that justify each fee and rate increase.

Sec. 822e. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are estimated at \$85,199,900.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$39,278,600.00. Total agency appropriations for retiree health care legacy costs are estimated at \$45,921,300.00.

Sec. 822f. (1) The funds appropriated in part 1 for the regional prosperity initiative are to be used as competitive grants to eligible regional planning organizations qualifying for funding as a regional prosperity collaborative, a regional prosperity council, or a regional prosperity board. A regional planning organization may not qualify for funding under more than 1 category in the same state fiscal year. As used in this section:

- (a) "Eligible regional planning organization" means any of the following:
 - (i) An existing regional planning commission created pursuant to 1945 PA 281, MCL 125.11 to 125.25.

(ii) An existing regional economic development commission created pursuant to 1966 PA 46, MCL 125.1231 to 125.1237.

(iii) An existing metropolitan area council formed pursuant to the metropolitan councils act, 1989 PA 292, MCL 124.651 to 124.729.

(iv) A Michigan metropolitan planning organization established pursuant to the moving ahead for progress in the 21st century act, Public Law 112-141.

(b) "Freedom of Information Act" means the freedom of information act, 5 USC 552.

(c) "Open meetings act" means the open meetings act, 1976 PA 267, MCL 15.261 to 15.275.

(d) "Regional prosperity board" means a regional body that has a singular governing board with representation from private, public, and nonprofit entities engaged in joint decision-making practices for the purpose of creating or maintaining a phase three: regional prosperity plan.

(e) "Regional prosperity collaborative" means any committee developed by a regional planning organization or a metropolitan planning organization that serves to bring organizational representation together from private, public, and nonprofit entities within a region for the purpose of creating or maintaining a phase one: regional prosperity plan.

(f) "Regional prosperity council" means a regional body with representation from private, public, and nonprofit entities with shared administrative services and an executive governing entity, as demonstrated by a formal local agreement or agreements for the purpose of creating or maintaining a phase two: regional prosperity plan.

(2) Regional planning organizations may qualify to receive not more than \$45,000.00 of incentive-based funding as a regional prosperity collaborative subject to meeting all of the following requirements:

(a) The regional prosperity collaborative has created a phase one: regional prosperity plan, as follows:

(i) The regional prosperity collaborative must include regional representatives from adult education, workforce development, community development, economic development, transportation, and higher education organizations.

(ii) The plan is required, at a minimum, to include a 5-year plan focused on economic growth and vitality for the region, as well as a performance dashboard and measurable annual goals to support the 5-year plan.

(iii) The 5-year plan shall address regional strategies related to adult education, workforce development, economic development, transportation, higher education, and business development.

(iv) The regional prosperity collaborative shall adopt the plan by a minimum 2/3 majority vote of its members.

(b) The regional prosperity collaborative adheres to accountability and transparency measures required in the open meetings act and the freedom of information act.

(c) The regional prosperity collaborative convenes monthly meetings, open to the public, to consider and discuss issues leading to a common vision of economic prosperity for the region, including, but not limited to, community development, economic development, talent, and infrastructure opportunities.

(d) The regional prosperity collaborative makes available on the grant recipient's publicly accessible internet site pertinent documents, including, but not limited to, monthly meeting agendas, minutes of monthly meetings, voting records, and the regional prosperity plan and performance dashboard.

(e) The regional prosperity collaborative keeps a status report detailing the spending associated with previous regional prosperity initiative grants. Organizations that have successfully received grant awards in previous fiscal years shall be required to make available to the MDTMB and on a publicly accessible internet site information regarding the use of those grant dollars.

(3) Regional planning organizations eligible to receive a payment as a regional prosperity collaborative under subsection (2) may qualify to receive a one-time grant of not more than \$70,000.00 to produce a plan to transform the regional prosperity collaborative into a regional prosperity council or regional prosperity board, including necessary local formal agreements, to make recommendations that eliminate duplicative efforts and administrative functions, and to leverage resources through cooperation, collaboration, and consolidations of organizations or programs throughout the region. Plans produced to transform the regional prosperity collaborative into a regional prosperity council or regional prosperity board shall be made available on the grant recipient's publicly accessible internet site. The regional prosperity collaborative may apply instead to use up to \$70,000.00 of the one-time grant for integrated asset management under guidance from the Michigan infrastructure council in the Michigan department of treasury. The regional prosperity collaborative may not apply for funds under both the transformation grant and the integrated asset management grant.

(4) Regional planning organizations may qualify to receive not more than \$340,000.00 of incentive-based funding as a regional prosperity council subject to meeting all of the following requirements:

(a) A regional prosperity council has been formed and includes regional representatives from adult education, workforce development, community development, economic development, transportation, and higher education organizations.

(b) An eligible regional prosperity council will demonstrate shared administrative services between 2 public regional entities included in subdivision (a). In addition, the council must have and maintain an executive governing entity, as demonstrated by a formal local agreement or agreements.

(c) The regional prosperity council has created a phase two: regional prosperity plan, as follows:

(i) The regional prosperity council shall identify opportunities for shared administrative services and decision-making among the private, public, and nonprofit entities within the region and shall continue collaboration with regional

prosperity council members, including, but not limited to, representatives from adult education providers, workforce development agencies, community development agencies, economic development agencies, transportation service providers, and higher education institutions.

(ii) The plan is required to include, but is not limited to, all of the following:

(A) A status report of the approved 5-year plan.

(B) The addition of a 10-year plan for the region which builds upon prior work and is focused on economic growth and vitality in the region.

(C) A prioritized list of regional projects.

(D) A performance dashboard with measurable annual goals.

(iii) The regional prosperity council shall adopt the plan by a minimum 2/3 vote of its members.

(d) The regional prosperity council adheres to accountability and transparency measures required in the open meetings act and the freedom of information act.

(e) The regional prosperity council convenes monthly meetings, open to the public, to consider and discuss issues leading to a common vision of economic prosperity for the region, including, but not limited to, community development, economic development, talent, and infrastructure opportunities.

(f) The regional prosperity council makes available on the grant recipient's publicly accessible internet site pertinent documents, including, but not limited to, monthly meeting agendas, minutes of monthly meetings, voting records, and the regional prosperity plan and performance dashboard.

(g) The regional prosperity council keeps a status report detailing the spending associated with previous regional prosperity initiative grants. Organizations that have successfully received grant awards in previous fiscal years shall be required to make available to the MDTMB and on a publicly accessible internet site information regarding the use of those grant dollars.

(5) Regional planning organizations eligible to receive a payment as a regional prosperity council under subsection (4) may qualify to receive a one-time grant of not more than \$70,000.00 to produce a plan to transform the regional prosperity council into a regional prosperity board, including a singular private/public governance structure that comports with federal guidelines for governance under the workforce investment act, Public Law 105-220, the moving ahead for progress in the 21st century act, Public Law 112-141, the economic development administration and Appalachian regional development reform act of 1998, Public Law 105-393, and recommendations to eliminate duplicative efforts, administrative functions, and leverage resources through cooperation, collaboration, and consolidations of organizations or programs throughout the region. The regional prosperity council may apply instead to use up to \$70,000.00 of the one-time grant for integrated asset management under guidance from the Michigan infrastructure council in the Michigan department of treasury. The regional prosperity council may not apply for funds under both the transformation grant and the integrated asset management grant.

(6) Regional planning organizations may qualify to receive not more than \$445,000.00 of incentive-based funding as a regional prosperity board subject to meeting all of the following requirements:

(a) The regional prosperity board has been formed and, at a minimum, must demonstrate the consolidation of a regional metropolitan planning organization, where one exists, state designated regional planning agency boards, workforce development boards, and federally designated regional economic development districts within a region.

(b) The regional prosperity board has created a phase three: regional prosperity plan, as follows:

(i) The regional prosperity board shall create a regional services recommendations report prioritizing the list of state-funded services and programs provided to the region, and recommendations for state-regional partnerships to support the adopted regional prosperity plan.

(ii) The plan is required to include a status report of the approved 10-year plan for the creation of an updated regional prosperity plan.

(iii) The regional prosperity board shall adopt the plan by a minimum 2/3 vote of its members.

(c) The regional prosperity board adheres to accountability and transparency measures required in the open meetings act and the freedom of information act.

(d) The regional prosperity board convenes monthly meetings, open to the public, to consider and discuss issues leading to a common vision of economic prosperity for the region, including, but not limited to, community development, economic development, talent, and infrastructure opportunities.

(e) The regional prosperity board makes available on the grant recipient's publicly accessible internet site pertinent documents, including, but not limited to, monthly meeting agendas, minutes of monthly meetings, voting records, and the regional prosperity plan and performance dashboard. The regional prosperity board may apply instead to use up to \$70,000.00 of the one-time grant for integrated asset management under guidance from the Michigan infrastructure council in the Michigan department of treasury. The regional prosperity board may not apply for funds under both the transformation grant and the integrated asset management grant.

(7) Regional planning organizations eligible to receive a payment as a regional prosperity board under subsection (6) may qualify to receive not more than \$125,000.00, to implement the prioritized regional prosperity plan projects.

(8) Regional planning organizations eligible to receive a payment as a regional prosperity collaborative, board, or council may partner with other eligible regional planning organizations to submit joint applications. In the instance of a joint application, 1 regional planning organization shall be utilized as the overall applicant. The MDTMB may award a joint application award of no greater than the sum of potential application dollars which would have otherwise been available through individual applications.

(9) The MDTMB shall develop an application process and method of grant distribution for the regional prosperity initiative. Funding applications from regional planning organizations shall be due to the MDTMB by November 26, 2018. The MDTMB shall notify regional planning organizations of grant application status by December 31, 2018. The MDTMB shall ensure that processes are established to verify that qualifying regional planning organizations meet the requirements under subsections (2), (3), (4), (5), (6), and (7), as applicable.

(10) Unexpended funds appropriated in part 1 for the regional prosperity initiative are designated as work project appropriations, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for regional prosperity initiative projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the projects is to provide incentive-based grants to recipients under this section.

(b) The projects will be accomplished by grants to qualified regional planning organizations.

(c) The total estimated cost of all projects is \$3,970,000.00.

(d) The estimated completion date is September 30, 2023.

(11) The department may dedicate 0.3 FTEs with \$30,000.00 to manage the evaluation of the regional prosperity initiative, departmental implementation of the regional prosperity initiative, and grant management.

Sec. 822g. The MDTMB shall report quarterly to the senate and house of representatives standing committees on appropriations, the senate and house appropriations subcommittees on general government, and the senate and house fiscal agencies on legal service fund expenditures. The report shall itemize expenditures by case, purpose, and department involved and shall include expenditures related to all previously appropriated funds.

Sec. 822m. (1) From the funds appropriated in part 1, the MDTMB shall establish a system that collaborates with other departments to keep track of the performance of vendors in fulfilling contract obligations. The performance of these vendors shall be recorded and used as a factor to determine future contracts awarded in the procurement process.

(2) By March 15 the MDTMB shall provide a complete listing of all state departments and agencies that have not complied with the requirements of this section by March 1. The report listing noncompliant state departments and agencies shall be submitted no later than March 15 to the chairpersons of the subcommittees on general government, the senate and house fiscal agencies, and the state budget director.

Sec. 822n. From the funds appropriated in part 1, beginning on October 1, the MDTMB shall ensure that all new requests for proposals that are publicly displayed on the webpage include the proposal's corresponding department and agency for the purpose of searching for requests for proposals by department and agency.

Sec. 822o. By November 1, 2018, the MDTMB shall work cooperatively with the department of health and human services to identify a location for the new Northern Satellite Psychiatric Facility capital outlay project approved for planning authorization in article II of 2017 PA 107. If a location has not been identified by November 1, 2018, the department of technology, management, and budget shall provide a status report on potential locations, a reasoning why a location has not been identified, and the progress toward completing the new Northern Satellite Psychiatric Facility capital outlay project approved for planning authorization in article II of 2017 PA 107. The report shall be provided to the state budget office, the house and senate standing committees on appropriations, the joint capital outlay subcommittee, and the house and senate fiscal agencies.

INFORMATION TECHNOLOGY

Sec. 823. (1) The MDTMB may sell and accept paid advertising for placement on any state website under its jurisdiction. The MDTMB shall review and approve the content of each advertisement. The MDTMB may refuse to accept advertising from any person or organization or require modification to advertisements based upon criteria determined by the MDTMB. Revenue received under this subsection shall be used for operating costs of the MDTMB and for future technology enhancements to state of Michigan e-government initiatives. Funds received under this subsection shall be limited to \$250,000.00. Any funds in excess of \$250,000.00 shall be deposited in the state general fund.

(2) The MDTMB may accept gifts, donations, contributions, bequests, and grants of money from any public or private source to assist with the underwriting or sponsorship of state webpages or services offered on those webpages. A private or public funding source may receive recognition in the webpage. The MDTMB may reject any gift, donation, contribution, bequest, or grant.

(3) Funds accepted by the MDTMB under subsection (1) or (2) are appropriated and allotted when received and may be expended upon approval of the state budget director. The state budget office shall notify the senate and house of representatives standing committees on appropriations subcommittees on general government and the senate and house fiscal agencies within 10 days after the approval is given. The MDTMB shall provide a report to the senate and house of representatives appropriations subcommittees on general government and senate and house fiscal agencies that details the funds accepted for the prior fiscal year by November 1.

Sec. 824. The MDTMB may enter into agreements to supply spatial information and technical services to other principal executive departments, state agencies, local units of government, and other organizations. The MDTMB may receive and expend funds in addition to those authorized in part 1 for providing information and technical services, publications, maps, and other products. The MDTMB may expend amounts received for salaries, supplies, and equipment necessary to provide informational products and technical services. Prior to December 1 of each year, the MDTMB shall provide a report to the senate and house of representatives standing committees on appropriations subcommittees on general government and the state budget office detailing the sources of funding and expenditures made under this section.

Sec. 825. The legislature shall have access to all historical and current data contained within SIGMA, or its predecessor, pertaining to state departments. State departments shall have access to all historical and current data contained within SIGMA or its predecessor.

Sec. 826. When used in this part and part 1, "information technology services" means services involving all aspects of managing and processing information, including, but not limited to, all of the following:

- (a) Application and mobile development and maintenance.
- (b) Desktop computer support and management.
- (c) Cyber security.
- (d) Social media.
- (e) Mainframe computer support and management.
- (f) Server support and management.
- (g) Local area network support and management, including, but not limited to, wired and wireless network build-out, support, and management.
- (h) Information technology project management.
- (i) Information technology planning and budget management.
- (j) Telecommunication services, infrastructure, and support.

Sec. 827. (1) Funds appropriated in part 1 for the Michigan public safety communications system shall be expended upon approval of an expenditure plan by the state budget director.

(2) The MDTMB shall assess all subscribers of the Michigan public safety communications system reasonable access and maintenance fees and shall deposit the fees in the Michigan public safety communications systems fees fund.

(3) All money received by the MDTMB under this section shall be expended for the support and maintenance of the Michigan public safety communications system.

Sec. 827a. From the funds appropriated in part 1 for the Michigan public safety communications system, up to \$2,000,000.00 of the funds shall be used to pay the outstanding unpaid invoices for local agencies billed by the Michigan public safety communications system that are dated at least 3 years prior to the current fiscal year. Any unpaid invoices for local agencies that are dated after September 30, 2015 are not eligible for payment under this section and must be paid in full by the local entity before receiving payments under this section.

Sec. 828. The MDTMB shall submit a report for the immediately preceding fiscal year ending September 30 to the senate and house of representatives standing committees on appropriations subcommittees on general government and the senate and house fiscal agencies by March 1. The report shall include the following:

(a) The total amount of funding appropriated for information technology services and projects, by funding source, for all principal executive departments and agencies.

(b) A listing of the expenditures made from the amounts received by the department as reported in subdivision (a).

Sec. 829. The MDTMB shall provide a report that analyzes and makes recommendations on the life-cycle of information technology hardware and software. The report shall be submitted to the senate and house of representatives standing committees on appropriations subcommittees on general government and the senate and house fiscal agencies by March 1.

Sec. 830. (1) The department of technology, management, and budget, enterprise portfolio management office (EPMO), must provide a report on a quarterly basis providing key information on all executive branch department and enterprisewide information technology projects. The report must be submitted to the senate and house appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget director as well as being posted online.

(2) The report must contain the following information, as applicable, for each active information technology project and each completed information technology project closed within the 2-year period immediately preceding the quarterly due date of the report:

- (a) The client department, agency, or organization for which the project is being undertaken.
- (b) The active or completed status.
- (c) For active projects, the number of days the current approved completion date differs from the initial planned completion date.
- (d) For active projects, the dollar amount the current approved budget differs from the initial planned budget.
- (e) For completed projects, the number of days the actual completion date differed from the initial planned completion date.

- (f) For completed projects, the dollar amount the actual cost differed from the initial planned budget.
 - (g) The project name.
 - (h) The purpose and high-level description.
 - (i) Whether the project is managed by EPMO.
 - (j) The initial planned budget.
 - (k) The revised budget if there is any increase or decrease to the project's initial budget.
 - (l) The actual cost to date.
 - (m) The planned start date.
 - (n) The actual start date.
 - (o) The initial planned completion date.
 - (p) The revised planned completion date if there is a change from the initial planned completion date.
 - (q) The actual completion date.
 - (r) A brief description of the benefit or justification of changes by project change request that impact a project's schedule or budget.
 - (s) Whether quality assurance services are assigned to the project.
 - (t) The project success score after project closure.
 - (u) The customer satisfaction rating after project closure.
- (3) The report must include the total number of completed projects for which costs exceeded the initial budget, the total number of completed projects for which the completion date occurred after the initial planned completion date, the total number of completed projects that exceeded both the initial planned budget and schedule, and the corresponding percentages of each of these numbers of all completed projects.

Sec. 831. (1) From funds appropriated in part 1 for the office of retirement services actuarial analyses, up to \$4,000.00 must be used to conduct an actuarial analysis to determine the costs incurred by the state employees retirement system as a result of implementing the provisions of House Bill No. 5411 of the 99th Legislature. Funds authorized under this subsection and the requirements of this subsection do not take effect unless House Bill No. 5411 of the 99th Legislature is enacted into law.

(2) From funds appropriated in part 1 for the office of retirement services actuarial analyses, up to \$6,000.00 must be used to conduct an actuarial analysis to determine the costs incurred by the state employees retirement system as a result of implementing the provisions of Senate Bill No. 747 of the 99th Legislature. Funds authorized under this subsection and the requirements of this subsection do not take effect unless Senate Bill No. 747 of the 99th Legislature is enacted into law.

Sec. 832. (1) The MDTMB shall inform the senate and house appropriations subcommittees on general government and the senate and house fiscal agencies within 30 days of any potential or actual penalties assessed by the federal government for failure of the Michigan child support enforcement system to achieve certification by the federal government.

(2) If potential penalties are assessed by the federal government, the MDTMB shall submit a report to the senate and house appropriations subcommittees on general government and the senate and house fiscal agencies within 90 days specifying the MDTMB's plans to avoid actual penalties and ensure federal certification of the Michigan child support enforcement system.

Sec. 833. (1) The state budget director, upon notification to the senate and house of representatives standing committees on appropriations, may adjust spending authorization and user fees in the MDTMB in order to ensure that the appropriations for information technology in the MDTMB equal the appropriations for information technology in the budgets for all executive branch agencies.

(2) If during the course of the fiscal year a transfer or supplemental to or from the information technology line item within an agency budget is made under section 393 of the management and budget act, 1984 PA 431, MCL 18.1393, there is appropriated an equal amount of user fees in the MDTMB budget to accommodate an increase or decrease in spending authorization.

Sec. 834. (1) Revenue collected from licenses issued under the antenna site management project shall be deposited into the antenna site management revolving fund created for this purpose in the MDTMB. The MDTMB may receive and expend money from the fund for costs associated with the antenna site management project, including the cost of a third-party site manager. Any excess revenue remaining in the fund at the close of the fiscal year shall be proportionately transferred to the appropriate state restricted funds as designated in statute or by constitution.

(2) An antenna shall not be placed on any site pursuant to this section without complying with the respective local zoning codes and local unit of government processes.

Sec. 835. (1) In addition to the funds appropriated in part 1, the funds collected by the MDTMB for supplying census-related information and technical services, publications, statistical studies, population projections and estimates, and other demographic products are appropriated for all expenses necessary to provide the required services. These funds are available for expenditure when they are received and may be carried forward into the next succeeding fiscal year.

(2) The MDTMB must submit a report to the house and senate appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office by March 1 that provides the amount of revenue collected by the MDTMB from the authorization in subsection (1) and the amount of revenue carried forward.

Sec. 835a. (1) From the funds appropriated in part 1 for census-related services, for every \$4.00 in private matching funds received, this state shall allocate \$1.00, up to \$500,000.00 in state contributions, to support census outreach and preparation for citizen participation in the upcoming 2020 federal census. The purpose of the funding is to prepare for the census to ensure an accurate citizen count. The funding shall be used to support a 2020 Michigan complete count committee, staffing related to census outreach, and implementation of outreach strategies, including, but not limited to, training for local officials, support of local complete count committees, and coordination with the Michigan nonprofit complete count committee.

(2) Unexpended and unencumbered funds up to a maximum \$500,000.00 in general fund/general purpose revenue plus any contributions of private matching funds, up to \$2,000,000.00 remaining in accounts appropriated in part 1 for census-related services, are designated as work project appropriations, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures to support census outreach and preparation for citizen participation in the 2020 federal census under this section until the work project has been completed. All of the following are in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the work project is to fund the cost of the Michigan Nonprofits Count Campaign to support census outreach and citizen participation preparation for the 2020 federal census.

(b) The work project will be accomplished by partnering with the Michigan Nonprofit Association.

(c) The total estimated completion cost of the work project is \$2,500,000.00.

(d) The tentative completion date is September 30, 2022.

Sec. 836. From the increased funds appropriated in part 1 for the information technology investment fund, the MDTMB shall provide for the modernization of state information technology systems, and integrate state system interfaces to improve customer service.

Sec. 840. From the funds appropriated in part 1 for enterprise portfolio management, the MDTMB shall identify specific outcomes and performance measures including, but not limited to, the following:

(a) Implement enhanced IT project management service delivery through statewide application of best practice models and services.

(b) Collaborate with state agencies to bring all project management and project control office contracts under the enterprise portfolio management office.

(c) Initiate steps to improve the state unified information technology environment compliance rating.

STATE BUILDING AUTHORITY RENT

Sec. 842. (1) The state building authority rent appropriations in part 1 may also be expended for the payment of required premiums for insurance on facilities owned by the state building authority or payment of costs that may be incurred as the result of any deductible provisions in such insurance policies.

(2) If the amount appropriated in part 1 for state building authority rent is not sufficient to pay the rent obligations and insurance premiums and deductibles identified in subsection (1) for state building authority projects, there is appropriated from the general fund of the state the amount necessary to pay such obligations.

CIVIL SERVICE COMMISSION

Sec. 850. (1) In accordance with section 5 of article XI of the state constitution of 1963, all restricted funds shall be assessed a sum not less than 1% of the total aggregate payroll paid from those funds for financing the civil service commission on the basis of actual 1% restricted sources total aggregate payroll of the classified service for the preceding fiscal year. This includes, but is not limited to, restricted funds appropriated in part 1 of any appropriations act. Unexpended 1% appropriated funds shall be returned to each 1% fund source at the end of the fiscal year.

(2) The appropriations in part 1 are estimates of actual charges based on payroll appropriations. With the approval of the state budget director, the commission is authorized to adjust financing sources for civil service charges based on actual payroll expenditures, provided that such adjustments do not increase the total appropriation for the civil service commission.

(3) The financing from restricted sources shall be credited to the civil service commission by the end of the second fiscal quarter.

Sec. 851. Except where specifically appropriated for this purpose, financing from restricted sources shall be credited to the civil service commission. For restricted sources of funding within the general fund that have the legislative authority for carryover, if current spending authorization or revenues are insufficient to accept the charge, the shortage shall be taken from carryforward balances of that funding source. Restricted revenue sources that do not have carryforward authority shall be utilized to satisfy commission operating deducts first and civil service obligations second. General fund dollars are appropriated for any shortfall, pursuant to approval by the state budget director.

Sec. 852. The appropriation in part 1 to the civil service commission, for state-sponsored group insurance, flexible spending accounts, and COBRA, represents amounts, in part, included within the various appropriations throughout state government for the current fiscal year to fund the flexible spending account program included within the civil service commission. Deposits against state-sponsored group insurance, flexible spending accounts, and COBRA for the flexible spending account program shall be made from assessments levied during the current fiscal year in a manner prescribed by the civil service commission. Unspent employee contributions to the flexible spending accounts may be used to

offset administrative costs for the flexible spending account program, with any remaining balance of unspent employee contributions to be lapsed to the general fund.

CAPITAL OUTLAY

Sec. 860. As used in sections 861 through 867 of this part:

- (a) "Board" means the state administrative board.
- (b) "Community college" means a community college organized under the community college act of 1966, 1966 PA 331, MCL 389.1 to 389.195, or under part 25 of the revised school code, 1976 PA 451, MCL 380.1601 to 380.1607, and does not include a state agency or university.
- (c) "Department" means the department of technology, management, and budget.
- (d) "Director" means the director of the department of technology, management, and budget.
- (e) "Fiscal agencies" means the senate fiscal agency and the house fiscal agency.
- (f) "State agency" means an agency of state government. State agency does not include a community college or university.
- (g) "State building authority" means the authority created under 1964 PA 183, MCL 830.411 to 830.425.
- (h) "University" means a 4-year university supported by the state. University does not include a community college or a state agency.

Sec. 861. Each capital outlay project authorized in this part and part 1 or any previous capital outlay act shall comply with the procedures required by the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 862. (1) The department shall provide the JCOS, state budget director, and the senate and house fiscal agencies with reports as considered necessary relative to the status of each planning or construction project financed by the state building authority, by this part and part 1, or by previous acts.

(2) Before the end of each fiscal year, the department shall report to the JCOS, state budget director, and the senate and house fiscal agencies for each capital outlay project other than lump sums all of the following:

- (a) The account number and name of each construction project.
- (b) The balance remaining in each account.
- (c) The date of the last expenditure from the account.
- (d) The anticipated date of occupancy if the project is under construction.
- (e) The appropriations history for the project.
- (f) The professional service contractor.
- (g) The amount of the project financed with federal funds.
- (h) The amount of the project financed through the state building authority.
- (i) The total authorized cost for the project and the state authorized share if different than the total.

(3) Before the end of each fiscal year, the department shall report the following for each project by a state agency, university, or community college that is authorized for planning but is not yet authorized for construction:

- (a) The name of the project and account number.
- (b) Whether a program statement is approved.
- (c) Whether schematics are approved by the department.
- (d) Whether preliminary plans are approved by the department.
- (e) The name of the professional service contractor.

(4) As used in this section, "project" includes appropriation line items made for purchase of real estate.

Sec. 864. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with the provisions of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

Sec. 865. (1) A site preparation economic development fund is created in the department. As used in this section, "economic development sites" means those state-owned sites declared as surplus property pursuant to section 251 of the management and budget act, 1984 PA 431, MCL 18.1251, that would provide economic benefit to the area or to the state. The MEDC board and the state budget director shall determine whether or not a specific state-owned site qualifies for inclusion in the fund created under this subsection.

(2) Proceeds from the sale of any sites designated in subsection (1) shall be deposited into the fund created in subsection (1) and shall be available for site preparation expenditures, unless otherwise provided by law. The economic development sites authorized in subsection (1) are authorized for sale consistent with state law. Expenditures from the fund are authorized for site preparation activities that enhance the marketable sale value of the sites. Site preparation activities include, but are not limited to, demolition, environmental studies and abatement, utility enhancement, and site excavation.

(3) A cash advance in an amount of not more than \$25,000,000.00 is authorized from the general fund to the site preparation economic development fund.

(4) An annual report shall be transmitted to the senate and house of representatives standing committees on appropriations not later than December 31 of each year. This report shall detail both of the following:

- (a) The revenue and expenditure activity in the fund for the preceding fiscal year.
- (b) The sites identified as economic development sites under subsection (1).

Sec. 867. Proceeds from the sale of the Farnum Building shall be subsequently appropriated to the department in accordance with any legislation enacted that authorizes the sale of that property. If the net proceeds from the sale of the Farnum Building are less than the \$7,000,000.00 authorized for senate relocation costs in section 896 of article VIII of 2014 PA 252, an amount equal to the difference between the net sale proceeds and \$7,000,000.00 shall be appropriated by the legislature to the department.

CAPITAL OUTLAY - UNIVERSITIES AND COMMUNITY COLLEGES

Sec. 873. (1) This section applies only to projects for community colleges.

(2) State support is directed towards the remodeling and additions, special maintenance, or construction of certain community college buildings. The community college shall obtain or provide for site acquisition and initial main utility installation to operate the facility. Funding shall be composed of local and state shares and not more than 50% of a capital outlay project, not including a lump-sum special maintenance project or remodeling and addition project, for a community college shall be appropriated from state and federal funds, unless otherwise appropriated by the legislature.

(3) An expenditure under this part and part 1 is authorized when the release of the appropriation is approved by the board upon the recommendation of the director. The director may recommend to the board the release of any appropriation in part 1 only after the director is assured that the legal entity operating the community college to which the appropriation is made has complied with this part and part 1 and has matched the amounts appropriated as required by this part and part 1. A release of funds in part 1 shall not exceed 50% of the total cost of planning and construction of any project, not including lump-sum remodeling and additions and special maintenance, unless otherwise appropriated by the legislature. Further planning and construction of a project authorized by this part and part 1 or applicable sections of the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, shall be in accordance with the purpose and scope as defined and delineated in the approved program statements and planning documents. This part and part 1 are applicable to all projects for which planning appropriations were made in previous acts.

(4) The community college shall take the steps necessary to secure available federal construction and equipment money for projects funded for construction in this part and part 1 if an application was not previously made. If there is a reasonable expectation that a prior year unfunded application may receive federal money in a subsequent year, the college shall take whatever action necessary to keep the application active.

Sec. 874. If university and community college matching revenues are received in an amount less than the appropriations for capital projects contained in this part and part 1, the state funds shall be reduced in proportion to the amount of matching revenue received.

Sec. 875. (1) The director may require that community colleges and universities that have an authorized project listed in part 1 submit documentation regarding the project match and governing board approval of the authorized project not more than 60 days after the beginning of the fiscal year.

(2) If the documentation required by the director under subsection (1) is not submitted, or does not adequately authenticate the availability of the project match or board approval of the authorized project, the authorization may terminate. The authorization terminates 30 days after the director notifies the JCOS of the intent to terminate the project unless the JCOS convenes to extend the authorization.

ONE-TIME APPROPRIATIONS

Sec. 880. (1) The drinking water declaration of emergency reserve fund is created within the department of treasury.

(2) Any unexpended funds in the drinking water declaration of emergency reserve fund created in section 880 of article VIII of 2017 PA 107 shall be carried forward and available for expenditure under this section pursuant to section 880(5) of article VIII of 2017 PA 107.

(3) Funds may only be spent from the drinking water declaration of emergency reserve fund upon appropriation, or legislative transfer pursuant to section 393 of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) Interest and earnings from the investment of funds deposited in the drinking water declaration of emergency reserve fund shall be deposited in the general fund.

(5) Funds in the drinking water declaration of emergency reserve fund at the close of a fiscal year shall remain in the drinking water declaration of emergency reserve fund and shall not lapse to the general fund.

DEPARTMENT OF TREASURY OPERATIONS

Sec. 901. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$1,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$200,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$40,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 902. (1) Amounts needed to pay for interest, fees, principal, mandatory and optional redemptions, arbitrage rebates as required by federal law, and costs associated with the payment, registration, trustee services, credit enhancements, and issuing costs in excess of the amount appropriated to the department of treasury in part 1 for debt service on notes and bonds that are issued by the state under sections 14, 15, and 16 of article IX of the state constitution of 1963 as implemented by 1967 PA 266, MCL 17.451 to 17.455, are appropriated.

(2) In addition to the amount appropriated to the department of treasury for debt service in part 1, there is appropriated an amount for fiscal year cash-flow borrowing costs to pay for interest on interfund borrowing made under 1967 PA 55, MCL 12.51 to 12.53.

(3) In addition to the amount appropriated to the department of treasury for debt service in part 1, there is appropriated all repayments received by the state on loans made from the school bond loan fund not required to be deposited in the school loan revolving fund by or pursuant to section 4 of 1961 PA 112, MCL 388.984, to the extent determined by the state treasurer, for the payment of debt service, including, without limitation, optional and mandatory redemptions, on bonds, notes or commercial paper issued by the state pursuant to 1961 PA 112, MCL 388.981 to 388.985.

Sec. 902a. The department of treasury shall notify the senate and house of representatives standing committees on appropriations, the chairpersons of the relevant appropriations subcommittees, the senate and house fiscal agencies, and the state budget office not more than 30 days after a refunding or restructuring bond issue is sold. The notification shall compare the annual debt service prior to the refinancing or restructuring, the annual debt service after the refinancing or restructuring, the change in the principal and interest over the duration of the debt, and the projected change in the present value of the debt service due to the refinancing and restructuring.

Sec. 902b. As a condition of receiving funds appropriated in part 1, the department of treasury shall report by February 1 to the chairpersons of the senate and house of representatives appropriations subcommittees on general government, the house and senate fiscal agencies, and the state budget office on all funds that are controlled or administered by the department and not appropriated in part 1. This notification can be completed electronically and the department of treasury must notify the recipients when the report is publicly available. Both the current and any previous reports required under this section shall be saved and publicly available on the department of treasury public internet website and stored in a common location with all other statutory and boilerplate required reports. The link to the location of the reports shall be clearly indicated on the main page of the department of treasury internet website. The report shall include all of the following information:

- (a) The starting balance for each fund from the previous fiscal year.
- (b) Total revenue generated by both transfers in and investments for each fund in the previous fiscal year.
- (c) Total expenditures for each fund in the previous fiscal year.
- (d) The ending balance for each fund for the previous fiscal year.

Sec. 903. (1) From the funds appropriated in part 1, the department of treasury may contract with private collection agencies and law firms to collect taxes and other accounts due this state. In addition to the amounts appropriated in part 1 to the department of treasury, there are appropriated amounts necessary to fund collection costs and fees not to exceed 25% of the collections or 2.5% plus operating costs, whichever amount is prescribed by each contract. The appropriation to fund collection costs and fees for the collection of taxes or other accounts due this state are from the fund or account to which the revenues being collected are recorded or dedicated. However, if the taxes collected are constitutionally dedicated for a specific purpose, the appropriation of collection costs and fees are from the general purpose account of the general fund.

(2) From the funds appropriated in part 1, the department of treasury may contract with private collections agencies and law firms to collect defaulted student loans and other accounts due the Michigan guaranty agency. In addition to the amounts appropriated in part 1 to the department of treasury, there are appropriated amounts necessary to fund collection costs and fees not to exceed 24.34% of the collection or a lesser amount as prescribed by the contract. The appropriation to fund collection costs and fees for the auditing and collection of defaulted student loans due the Michigan guaranty agency is from the fund or account to which the revenues being collected are recorded or dedicated.

(3) The department of treasury shall submit a report for the immediately preceding fiscal year ending September 30 to the state budget director, the senate and house of representatives standing committees on appropriations, and the chairpersons of the relevant appropriations subcommittees, not later than November 30 stating the agencies or law firms employed, the amount of collections for each, the costs of collection, and other pertinent information relating to determining whether this authority should be continued.

(4) As a condition of receiving funds appropriated in part 1 for collection services, the department of treasury shall issue an RFP for secondary placement collection services when RFPs are issued for primary collection services. The RFP shall allow for a multiple collection contract approach. It shall also allow a bidder to bid on the entire contract, or for individual components of the contract. The department of treasury shall issue a request for competitive proposals from service providers interested in providing collection services, including secondary placement collections services. The

competitive proposal for secondary placement services shall meet all of the following requirements when an RFP for primary collections services is issued:

- (a) Be issued no later than November 30 with responses due by January 30.
- (b) The department of treasury shall make a determination regarding the RFP by May 30.
- (c) Establish criteria for when delinquent accounts will be referred to the secondary placement service.
- (d) Provide information to the department of treasury necessary to evaluate the performance of the program.
- (e) Demonstrate that the vendor has the ability to interface its technology systems with the existing technology framework of the department of treasury.

Sec. 904. (1) The department of treasury, through its bureau of investments, may charge an investment service fee against the applicable retirement funds. The fees may be expended for necessary salaries, wages, contractual services, supplies, materials, equipment, travel, worker's compensation insurance premiums, and grants to the civil service commission and state employees' retirement funds. Service fees shall not exceed the aggregate amount appropriated in part 1. The department of treasury shall maintain accounting records in sufficient detail to enable the retirement funds to be reimbursed periodically for fee revenue that is determined by the department of treasury to be surplus.

(2) In addition to the funds appropriated in part 1 from the retirement funds to the department of treasury, there is appropriated from retirement funds an amount sufficient to pay for the services of money managers, investment advisors, investment consultants, custodians, and other outside professionals, the state treasurer considers necessary to prudently manage the retirement funds' investment portfolios. The state treasurer shall report annually to the senate and house of representatives standing committees on appropriations, the chairpersons of the relevant appropriations subcommittees, and the state budget office concerning the performance of each portfolio by investment advisor.

Sec. 904a. (1) There is appropriated an amount sufficient to recognize and pay expenditures for financial services provided by financial institutions or equivalent vendors that perform these services including treasury as provided under section 1 of 1861 PA 111, MCL 21.181.

(2) The appropriations under subsection (1) shall be funded by restricting revenues from common cash interest earnings and investment earnings in an amount sufficient to record these expenditures. If the amounts of common cash interest earnings are insufficient to cover these costs, then miscellaneous revenues shall be used to fund the remaining balance of these expenditures.

Sec. 905. A revolving fund known as the municipal finance fee fund is created in the department of treasury. Fees are established under the revised municipal finance act, 2001 PA 34, MCL 141.2101 to 141.2821, and the fees collected shall be credited to the municipal finance fee fund and may be carried forward for future appropriation.

Sec. 906. (1) The department of treasury shall charge for audits as permitted by state or federal law or under contractual arrangements with local units of government, other principal executive departments, or state agencies. However, the charge shall not be more than the actual cost for performing the audit. A report detailing audits performed and audit charges for the immediately preceding fiscal year shall be submitted to the state budget director, the chairpersons of the relevant appropriations subcommittees, and the senate and house fiscal agencies not later than November 30.

(2) A revolving fund known as the audit charges fund is created in the department of treasury. The contractual charges collected shall be credited to the audit charges fund and may be carried forward for future appropriation.

Sec. 907. A revolving fund known as the assessor certification and training fund is created in the department of treasury. The assessor certification and training fund shall be used to organize and operate a property assessor certification and training program. Each participant certified and trained shall pay to the department of treasury examination fees not to exceed \$50.00 per examination and certification fees not to exceed \$175.00. Training courses shall be offered in assessment administration. Each participant shall pay a fee to cover the expenses incurred in offering the optional programs to certified assessing personnel and other individuals interested in an assessment career opportunity. The fees collected shall be credited to the assessor certification and training fund.

Sec. 908. The amount appropriated in part 1 to the department of treasury, home heating assistance program, is to cover the costs, including data processing, of administering federal home heating credits to eligible claimants and to administer the supplemental fuel cost payment program for eligible tax credit and welfare recipients.

Sec. 909. Revenue from the airport parking tax act, 1987 PA 248, MCL 207.371 to 207.383, is appropriated and shall be distributed under section 7a of the airport parking tax act, 1987 PA 248, MCL 207.377a.

Sec. 910. The disbursement by the department of treasury from the bottle deposit fund to dealers as required by section 3c(2) of 1976 IL 1, MCL 445.573c, is appropriated.

Sec. 911. There is appropriated an amount sufficient to recognize and pay refundable income tax credits as provided by law.

Sec. 912. A plaintiff in a garnishment action involving this state shall pay to the state treasurer 1 of the following:

(a) A fee of \$6.00 at the time a writ of garnishment of periodic payments is served upon the state treasurer, as provided in section 4012 of the revised judicature act of 1961, 1961 PA 236, MCL 600.4012.

(b) A fee of \$6.00 at the time any other writ of garnishment is served upon the state treasurer, except that the fee shall be reduced to \$5.00 for each writ of garnishment for individual income tax refunds or credits filed by magnetic media.

Sec. 913. (1) The department of treasury may contract with private firms to appraise and, if necessary, appeal the assessments of senior citizen cooperative housing units. Payment for this service shall be from savings resulting from the appraisal or appeal process.

(2) Of the funds appropriated in part 1 to the department of treasury for the senior citizens' cooperative housing tax exemption program, a portion may be utilized for a program audit of the program. The department of treasury shall forward copies of any audit report completed to the senate and house of representatives standing committees on appropriations subcommittees on general government and to the state budget office. The department of treasury may utilize up to 1% of the funds for program administration and auditing.

Sec. 914. The department of treasury may provide a \$200.00 annual prize from the Ehlers internship award account in the gifts, bequests, and deposit fund to the runner-up of the Rosenthal prize for interns. The Ehlers internship award account is interest bearing.

Sec. 915. Pursuant to section 61 of the Michigan campaign finance act, 1976 PA 388, MCL 169.261, there is appropriated from the general fund to the state campaign fund an amount equal to the amounts designated for tax year 2016. Except as otherwise provided in this section, the amount appropriated shall not revert to the general fund and shall remain in the state campaign fund. Any amounts remaining in the state campaign fund in excess of \$10,000,000.00 on December 31 shall revert to the general fund.

Sec. 916. The department of treasury may make available to interested entities otherwise unavailable customized unclaimed property listings of nonconfidential information in its possession. The charge for this information is as follows: 1 to 100,000 records at 2.5 cents per record and 100,001 or more records at .5 cents per record. The revenue received from this service shall be deposited to the appropriate revenue account or fund. The department of treasury shall submit an annual report on or before June 1 to the state budget director and the senate and house of representatives standing committees on appropriations that states the amount of revenue received from the sale of information.

Sec. 917. (1) There is appropriated for write-offs and advances an amount equal to total write-offs and advances for departmental programs, but not to exceed current year authorizations that would otherwise lapse to the general fund.

(2) The department of treasury shall submit a report for the immediately preceding fiscal year to the state budget director, the chairpersons of the relevant appropriations subcommittees, and the senate and house fiscal agencies not later than November 30 stating the amounts appropriated for write-offs and advances under subsection (1).

Sec. 919. (1) From funds appropriated in part 1, the department of treasury may contract with private auditing firms to audit for and collect unclaimed property due this state in accordance with the uniform unclaimed property act, 1995 PA 29, MCL 567.221 to 567.265. In addition to the amounts appropriated in part 1 to the department of treasury, there are appropriated amounts necessary to fund auditing and collection costs and fees not to exceed 12% of the collections, or a lesser amount as prescribed by the contract. The appropriation to fund collection costs and fees for the auditing and collection of unclaimed property due this state is from the fund or account to which the revenues being collected are recorded or dedicated.

(2) The department of treasury shall submit a report for the immediately preceding fiscal year ending September 30 to the state budget director, the senate and house of representatives standing committees on appropriations, and the chairpersons of the relevant appropriations subcommittees not later than November 30 stating the auditing firms employed, the amount of collections for each, the costs of collection, and other pertinent information relating to determining whether this authority should be continued.

Sec. 920. (1) The department of treasury shall produce a listing of all personal property tax reimbursement payments to be distributed by the local community stabilization authority related to property taxes levied in the current calendar year and shall post the list of payments on the department website by September 30.

(2) The department of treasury shall prepare a written notice that describes the potential for adjustments in personal property tax reimbursement payments that will affect the subsequent payment. The department of treasury shall provide the notice to the local community stabilization authority by March 31.

(3) The local community stabilization authority shall distribute the notice prepared under subsection (2) to all municipalities by April 30. The notice may be distributed electronically.

Sec. 924. (1) In addition to the funds appropriated in part 1, the department of treasury may receive and expend principal residence audit fund revenue for administration of principal residence audits under the general property tax act, 1893 PA 206, MCL 211.1 to 211.155.

(2) The department of treasury shall submit a report for the immediately preceding fiscal year to the state budget director, the chairpersons of the relevant appropriations subcommittees, and the senate and house fiscal agencies not later than December 31 stating the amount of exemptions denied and the revenue received under the program.

Sec. 926. Unexpended appropriations of the John R. Justice grant program are designated as work project appropriations and shall not lapse at the end of the fiscal year and shall continue to be available for expenditure until the project has been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the project is to provide student loan forgiveness to qualified public defenders and prosecutors.
- (b) The project will be accomplished by utilizing state employees or contracts with private vendors, or both.

(c) The total estimated cost of the project is \$287,700.00.

(d) The tentative completion date is September 30, 2020.

Sec. 927. The department of treasury shall submit annual progress reports to the senate and house of representatives standing committees on appropriations subcommittees on general government and the senate and house fiscal agencies, regarding personal property tax audits and essential service assessment audits. The report shall include the number of audits, revenue generated, and number of complaints received by the department of treasury related to the audits.

Sec. 928. The department of treasury may provide receipt, check and cash processing, data, collection, investment, fiscal agent, levy and check cost assessment, writ of garnishment, and other user services on a contractual basis for other principal executive departments and state agencies. Funds for the services provided are appropriated and shall be expended for salaries and wages, fees, supplies, and equipment necessary to provide the services. Any unobligated balance of the funds received shall revert to the general fund of this state as of September 30.

Sec. 930. (1) The department of treasury shall provide accounts receivable collections services to other principal executive departments and state agencies under 1927 PA 375, MCL 14.131 to 14.134. The department of treasury shall deduct a fee equal to the cost of collections from all receipts except unrestricted general fund collections. Fees shall be credited to a restricted revenue account and appropriated to the department of treasury to pay for the cost of collections. The department of treasury shall maintain accounting records in sufficient detail to enable the respective accounts to be reimbursed periodically for fees deducted that are determined by the department of treasury to be surplus to the actual cost of collections.

(2) The department of treasury shall submit a report for the immediately preceding fiscal year to the state budget director, the chairpersons of the relevant appropriations subcommittees, and the senate and house fiscal agencies not later than November 30 stating the principal executive departments and state agencies served, funds collected, and costs of collection under subsection (1).

Sec. 931. (1) The appropriation in part 1 to the department of treasury for treasury fees shall be assessed against all restricted funds that receive common cash earnings or other investment income. Treasury fees include all costs, including administrative overhead, relating to the investment of each restricted fund. The fee assessed against each restricted fund will be based on the size of the restricted fund (the absolute value of the average daily cash balance plus the market value of investments in the prior fiscal year) and the level of effort necessary to maintain the restricted fund as required by each department. The department of treasury shall provide a report to the state budget office, the senate and house of representatives standing committees on appropriations subcommittees on general government, and the senate and house fiscal agencies by November 30 of each year identifying the fees assessed against each restricted fund and the methodology used for assessment.

(2) In addition to the funds appropriated in part 1, the department of treasury may receive and expend investment fees relating to new restricted funding sources that participate in common cash earnings or other investment income during the current fiscal year. When a new restricted fund is created starting on or after October 1, that restricted fund shall be assessed a fee using the same criteria identified in subsection (1).

Sec. 932. Revenue received under the Michigan education trust act, 1986 PA 316, MCL 390.1421 to 390.1442, may be expended by the board of directors of the Michigan education trust for necessary salaries, wages, supplies, contractual services, equipment, worker's compensation insurance premiums, and grants to the civil service commission and state employees' retirement fund.

Sec. 934. (1) The department of treasury may expend revenues received under the hospital finance authority act, 1969 PA 38, MCL 331.31 to 331.84, the shared credit rating act, 1985 PA 227, MCL 141.1051 to 141.1076, the higher education facilities authority act, 1969 PA 295, MCL 390.921 to 390.934, the Michigan public educational facilities authority, Executive Reorganization Order No. 2002-3, MCL 12.192, the Michigan tobacco settlement finance authority act, 2005 PA 226, MCL 129.261 to 129.279, the land bank fast track act, 2003 PA 258, MCL 124.751 to 124.774, part 505 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.50501 to 324.50522, the state housing development authority act of 1966, 1966 PA 346, MCL 125.1401 to 125.1499c, and the Michigan finance authority, Executive Reorganization Order No. 2010-2, MCL 12.194, for necessary salaries, wages, supplies, contractual services, equipment, worker's compensation insurance premiums, grants to the civil service commission and state employees' retirement fund, and other expenses as allowed under those acts.

(2) The department of treasury shall report by January 31 to the senate and house appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget director on the amount and purpose of expenditures made under subsection (1) from funds received in addition to those appropriated in part 1. The report shall also include a listing of reimbursement of revenue, if any. The report shall cover the previous fiscal year.

Sec. 935. The funds appropriated in part 1 for dual enrollment payments for an eligible student enrolled in a state-approved nonpublic school shall be distributed as provided under the postsecondary enrollment options act, 1996 PA 160, MCL 388.511 to 388.524, and the career and technical preparation act, 2000 PA 258, MCL 388.1901 to 388.1913, in a form and manner as determined by the department of treasury.

Sec. 936. (1) From the funds appropriated in part 1 for financial data analytic tool reimbursement, there is allocated an amount not to exceed \$500,000.00 for reimbursements to cities, villages, townships, counties, and regional councils

of government for the licensing of data analytic tools as described under this section. Reimbursements are for cities, villages, townships, counties, and regional councils of governments that choose to use a data analytic tool with 1 of the 2 vendors approved by the MDTMB in 2017-2018. Funds allocated under this section are intended to provide cities, villages, townships, counties, and regional councils of government with financial forecasting and transparency reporting tools to improve the financial health of cities, villages, townships, counties, and regional councils of government and to improve communication with the public.

(2) The approved data analytic tool vendors from 2017-2018 must continue to do all of the following:

- (a) Analyze financial data.
- (b) Analyze pension and other postemployment benefit trends.
- (c) Provide early warning indicators of financial stress.
- (d) Provide peer community comparisons of financial data.
- (e) Provide financial projections for at least 3 subsequent fiscal years.

(3) Funds from any financial data analytic tool reimbursement work projects shall be used prior to using funds appropriated in the current year. Funds allocated under this section shall be paid to cities, villages, townships, counties, and regional councils of government that execute an agreement on behalf of their geographic local units as a reimbursement for already having a licensing agreement or for entering into a licensing agreement not later than December 1, 2018 with a vendor approved under subsection (2) from the 2017-2018 appropriation, to implement a data analytic agreement. Reimbursement under this section shall be made as follows:

(a) All cities, villages, townships, counties, and regional councils of government seeking reimbursement shall submit requests not later than December 1, 2018 indicating the cost paid for the financial data analytic tool by virtue of providing an invoice, purchase order, or proof of payment.

(b) The department of treasury shall determine the sum of the funding requested by all cities, villages, townships, counties, and regional councils of government under subdivision (a) and, if there are sufficient funds, shall reimburse 1/2 of the costs submitted by each city, village, township, county, and regional council of government under subdivision (a). If there are insufficient funds to pay 1/2 of the costs submitted under subdivision (a), the reimbursement shall be made on an equal percentage basis using 2016 census population estimates from the United States Census Bureau.

(c) The reimbursement to a city, village, township, county, or regional council of government shall not be greater than the amount paid for a data analytic application.

(d) A city, village, township, county, or regional council of government shall not be reimbursed for the purchase of more than 1 software application.

(e) Any unexpended funds are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a.

(i) The purpose of the project is for financial data analytic tool reimbursement.

(ii) The project will be accomplished by utilizing state employees, contracts with a vendor, or contracts with local units, or any combination of these.

(iii) The total estimated cost of the project is \$500,000.00.

(iv) The tentative completion date is September 30, 2023.

(4) Payments under this section shall be made on a schedule determined by the department.

(5) Within 30 days after the department of treasury has made all payments under subsection (3), the department of treasury shall report the following to the senate and house of representatives standing committees on appropriations subcommittees on general government, the state budget office, and the fiscal agencies:

(a) The total amount of payments made.

(b) If the payments were prorated, the amount of proration.

(c) A list of each payment made to cities, villages, townships, counties, and regional councils of government.

Sec. 937. As a condition of receiving funds appropriated in part 1, the department of treasury shall submit a report to the state budget director, the senate and house standing committees on appropriations, the chairpersons of the relevant appropriations subcommittees, and the senate and house fiscal agencies not later than March 31 regarding the performance of the Michigan accounts receivable collections system. The report shall include, but is not limited to:

(a) Information regarding the effectiveness of the department's current collection strategies, including use of vendors or contractors.

(b) The amount of delinquent accounts and collection referrals to vendors and contractors.

(c) The liquidation rates for declining delinquent accounts.

(d) The profile of uncollected delinquent accounts, including specific uncollected amounts by category.

(e) The department of treasury's strategy to manage delinquent accounts once those accounts exceed the vendor's or contractor's contracted collectible period.

(f) A summary of the strategies used in other states, including, but not limited to, secondary placement services, and assessing the benefits of those strategies.

Sec. 940. The department of treasury shall study the feasibility of requiring homeowners to file principal residence exemption documents directly with the department of treasury. The feasibility study shall include information regarding additional staffing and administrative resources necessary and a comparison to the cost of existing third-party validation services to implement the change. The department of treasury shall provide a report of its findings to the chairpersons of the senate and house of representatives standing committees on appropriations, the chairpersons of the senate and house of representatives standing committees on appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget director by January 1.

Sec. 941. (1) The department of treasury, in conjunction with the Michigan strategic fund, shall report to the senate and house of representatives standing committees on appropriations, the senate and house of representatives appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office by November 1 on the annual cost of the Michigan economic growth authority tax credits. The report shall include for each year the board-approved credit amount, adjusted for credit amendments where applicable, and the actual and projected value of tax credits for each year from 1995 to the expiration of the credit program. For years for which credit claims are complete, the report shall include the total of actual certificated credit amounts. For years for which claims are still pending or not yet submitted, the report shall include a combination of actual credits where available and projected credits. Credit projections shall be based on updated estimates of employees, wages, and benefits for eligible companies.

(2) In addition to the report under subsection (1), the department of treasury, in conjunction with the Michigan strategic fund, shall report to the senate and house of representatives standing committees on appropriations, the senate and house of representatives appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office by November 1 on the annual cost of all other certificated credits by program, for each year until the credits expire or can no longer be collected. The report shall include estimates on the brownfield redevelopment credit, film credits, MEGA photovoltaic technology credit, MEGA polycrystalline silicon manufacturing credit, MEGA vehicle battery credit, and other certificated credits.

Sec. 942. As a condition of receiving funds appropriated in part 1 for supervision of the general property tax law, the department of treasury shall prioritize maintaining existing contracts related to the property services division.

Sec. 943. From the funds appropriated in part 1, the department of treasury may establish a closed-loop payment processing and digital patient identification delivery and authentication system under which the department creates accounts to be used only by registered patients and caregivers at licensed dispensaries as well as by all license holders and licensed marihuana businesses, vendors, and other approved participants in the state program.

Sec. 944. If the department of treasury hires a pension plan consultant using any of the funds appropriated in part 1, the department shall retain any report provided to the department by that consultant, notify the senate and house of representatives appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget director, and shall make that report available upon request to the senate and house of representatives standing committees on appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget director. A rationale for retention of a pension plan consultant shall be included in the notification of retention.

Sec. 945. Reviews of local unit assessment administration practices, procedures, and records, also known as the audit of minimal assessing requirements, shall be conducted in each assessment jurisdiction a minimum of once every 5 years.

Sec. 946. Revenue collected in the convention facility development fund is appropriated and shall be distributed under sections 8, 9, and 10 of the state convention facility development act, 1985 PA 106, MCL 207.628 and 207.629.

Sec. 947. Financial independence teams shall cooperate with the financial responsibility section to coordinate and streamline efforts in identifying and addressing fiscal emergencies in school districts and intermediate school districts.

Sec. 948. Total authorized appropriations from all department of treasury sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are \$44,037,800.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$20,302,200.00. Total agency appropriations for retiree health care legacy costs are estimated at \$23,735,600.00.

Sec. 949. (1) From the funds appropriated in part 1, the department of treasury may contract with private agencies to prevent the disbursement of fraudulent tax refunds. In addition to the amounts appropriated in part 1 to the department of treasury, there are appropriated amounts necessary to pay contract costs or fund operations designed to reduce fraudulent income tax refund payments not to exceed \$1,200,000.00 of the refunds identified as potentially fraudulent and for which payment of the refund is denied. The appropriation to fund fraud prevention efforts is from the fund or account to which the revenues being collected are recorded or dedicated.

(2) The department of treasury shall submit a report for the immediately preceding fiscal year ending September 30 to the state budget director, the senate and house of representatives standing committees on appropriations, and the chairpersons of the relevant appropriations subcommittees not later than November 30 stating the number of refund claims denied due to the fraud prevention operations, the amount of refunds denied, the costs of the fraud prevention operations, and other pertinent information relating to determining whether this authority should be continued.

Sec. 949a. From the funds appropriated in part 1 for additional staff in city income tax administration, the department shall expand individual income tax return administration to 1 additional city to leverage the department's capabilities to assist cities with their taxation efforts.

Sec. 949d. (1) From the funds appropriated in part 1 for financial review commission, the department of treasury shall continue financial review commission efforts in the current fiscal year. The purpose of the funding is to cover ongoing costs associated with the operation of the commission.

(2) The department of treasury shall identify specific outcomes and performance measures for this initiative, including, but not limited to, the department of treasury's ability to perform a critical fiscal review to ensure the city of Detroit does not reenter distress following its exit from bankruptcy and to ensure that the community district does not enter distress and maintains a balanced budget.

(3) The department of treasury must submit a report to the house and senate appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office by March 15. The report must describe the specific outcomes and measures required in subsection (1) and provide the results and data related to these outcomes and measures.

Sec. 949e. From the funds appropriated in part 1 for the state essential services assessment program, the department of treasury shall administer the state essential services assessment program. The program will provide the department of treasury the ability to collect the state essential services assessment which is a phased-in replacement of locally collected personal property taxes on eligible manufacturing personal property.

Sec. 949f. Revenue from the tobacco products tax act, 1993 PA 327, MCL 205.421 to 205.436, related to counties with a 2000 population of more than 2,000,000 is appropriated and shall be distributed under section 12(4)(d) of the tobacco products tax act, 1993 PA 327, MCL 205.432.

Sec. 949g. From the one-time funds appropriated in part 1 for urban search and rescue task force, \$900,000.00 shall be expended to support the urban search and rescue task force. In distributing funds under this section, the department of treasury shall require the task force to provide to the department the following information:

(a) A final year-end report providing information on all revenue received by source and expenditures by categories, with the funds distributed to the task force under section 949g of article VIII of 2017 PA 107 discretely presented.

(b) Detail on the proposed expenditure of the funds distributed under this section.

(c) A final year-end report providing information on all revenue received by source and expenditures by categories, with the funds distributed under this section discretely presented.

Sec. 949h. Revenue from part 6 of the medical marijuana facilities licensing act, 2016 PA 281, MCL 333.27601 to 333.27605, is appropriated and distributed pursuant to part 6 of the medical marijuana facilities licensing act, 2016 PA 281, MCL 333.27601 to 333.27605.

Sec. 949j. All funds in the wrongful imprisonment compensation fund created in the wrongful imprisonment compensation act, 2016 PA 343, MCL 691.1751 to 691.1757, are appropriated and available for expenditure. Expenditures are limited to support wrongful imprisonment compensation payments pursuant to section 6 of the wrongful imprisonment compensation act, 2016 PA 343, MCL 691.1756.

Sec. 949k. There is appropriated an amount equal to the tax captured revenues due under approved transformational brownfield plans created in the brownfield redevelopment financing act, 1996 PA 381, MCL 125.2651 to 125.2670.

Sec. 949l. From the funds appropriated in part 1, the department of treasury shall issue an RFP for program data analytics with a requirement that the vendor primarily specialize in data analytics. The scope of the data analytics RFP must include, but is not limited to, work related to the implementation of the protecting local government retirement and benefits act, 2017 PA 202, MCL 38.2801 to 38.2812, and the recodified tax increment financing act, 2018 PA 57, MCL 125.4101 to 125.4915. The RFP must be issued by December 15, 2018.

REVENUE SHARING

Sec. 950. The funds appropriated in part 1 for constitutional revenue sharing shall be distributed by the department of treasury to cities, villages, and townships, as required under section 10 of article IX of the state constitution of 1963. Revenue collected in accordance with section 10 of article IX of the state constitution of 1963 in excess of the amount appropriated in part 1 for constitutional revenue sharing is appropriated for distribution to cities, villages, and townships, on a population basis as required under section 10 of article IX of the state constitution of 1963.

Sec. 952. (1) The funds appropriated in part 1 for city, village, and township revenue sharing are for grants to cities, villages, and townships such that, subject to fulfilling the requirements under subsection (3), each city, village, or township that received a payment under section 950(2) of 2009 PA 128 greater than \$1,000.00 is eligible to receive a payment equal to 78.51044% of its total payment received under section 950(2) of 2009 PA 128 or for each city, village, or township with a population in excess of 7,500, notwithstanding whether it received a payment greater than \$1,000.00 under section 950(2) of 2009 PA 128, a payment equal to the population of the city, village, or township multiplied by \$2.648299, whichever is greater, rounded to the nearest dollar. Payments under this section to cities, villages, or townships that did not receive a payment under section 950(2) of 2009 PA 128 greater than \$4,500.00 are one-time payments for which eligibility is based on a presumed level of local services provided. For purposes of this subsection, any city, village, or township that completely merges with another city, village, or township will be treated as a single entity, such that when determining the eligible payment under section 950(2) of 2009 PA 128 for the combined single entity, the amount each of the merging local units was eligible to receive under section 950(2) of 2009 PA 128 is summed. For purposes of this subsection, population is determined in the same manner as under section 3 of the Glenn Steil state revenue sharing

act of 1971, 1971 PA 140, MCL 141.903. In addition, any city or village that according to the 2010 federal decennial census is determined to have population in more than 1 county shall be treated as a single entity when determining the eligible payment under section 950(2) of 2009 PA 128.

(2) The funds appropriated in part 1 for the county incentive program are to be used for grants to counties such that each county is eligible to receive an amount equal to 20% of the amount determined pursuant to the Glenn Steil state revenue sharing act of 1971, 1971 PA 140, MCL 141.901 to 141.921. The amount calculated under this subsection shall be adjusted as necessary to reflect partial county fiscal years and prorated based on the total amount appropriated for distribution to all eligible counties. Except as otherwise provided under this subsection, payments under this subsection will be distributed to an eligible county subject to the county's fulfilling the requirements under subsection (3).

(3) For purposes of accountability and transparency, each eligible city, village, township, or county shall certify by December 1, or the first day of a payment month, that it has produced a citizen's guide of its most recent local finances, including a recognition of its unfunded liabilities; a performance dashboard; a debt service report containing a detailed listing of its debt service requirements, including, at a minimum, the issuance date, issuance amount, type of debt instrument, a listing of all revenues pledged to finance debt service by debt instrument, and a listing of the annual payment amounts until maturity; and a projected budget report, including, at a minimum, the current fiscal year and a projection for the immediately following fiscal year. The projected budget report shall include revenues and expenditures and an explanation of the assumptions used for the projections. Each eligible city, village, township, or county shall include in any mailing of general information to its citizens the internet website address location for its citizen's guide, performance dashboard, debt service report, and projected budget report or the physical location where these documents are available for public viewing in the city, village, township, or county clerk's office. Each city, village, township, and county applying for a payment under this subsection shall submit a copy of the performance dashboard, a copy of the debt service report, and a copy of the projected budget report to the department of treasury. In addition, each eligible city, village, township, or county applying for a payment under this subsection shall either submit a copy of the citizen's guide or certify that the city, village, township, or county will be utilizing treasury's online citizen's guide. The department of treasury shall develop detailed guidance for a city, village, township, or county to follow to meet the requirements of this subsection. The detailed guidance shall be posted on the department of treasury website and distributed to cities, villages, townships, and counties by October 1.

(4) City, village, and township revenue sharing payments and county incentive program payments are subject to the following conditions:

(a) The city, village, township, or county shall certify to the department that it has met the required criteria for subsection (3) and submitted the required citizen's guide, performance dashboard, debt service report, and projected budget report as required by subsection (3). A department of treasury review of the citizen's guide, dashboard, or reports is not required in order for a city, village, township, or county to receive a payment under subsection (1) or (2). The department shall develop a certification process and method for cities, villages, townships, and counties to follow.

(b) Subject to subdivisions (c), (d), and (e), if a city, village, township, or county meets the requirements of subsection (3), the city, village, township, or county shall receive its full potential payment under this section.

(c) Cities, villages, and townships eligible to receive a payment under subsection (1) shall receive 1/6 of their eligible payment on the last business day of October, December, February, April, June, and August. Payments under subsection (1) shall be issued to cities, villages, and townships until the specified due date for subsection (3). After the specified due date for subsection (3), payments shall be made to a city, village, or township only if that city, village, or township has complied with subdivision (a).

(d) Payments under subsection (2) shall be issued to counties until the specified due date for subsection (3). After the specified due date for subsection (3), payments shall be made to a county only if that county has complied with subdivision (a).

(e) If a city, village, township, or county does not submit the required certification, citizen's guide, performance dashboard, debt service report, and projected budget report by the first day of a payment month, the city, village, township, or county shall forfeit the payment in that payment month.

(f) Any city, village, township, or county that falsifies certification documents shall forfeit any future city, village, and township revenue sharing payments or county incentive program payments and shall repay to this state all payments it has received under this section.

(g) City, village, and township revenue sharing payments and county incentive program payments under this section shall be distributed on the last business day of October, December, February, April, June, and August.

(h) Payments distributed under this section may be withheld pursuant to sections 17a and 21 of the Glenn Steil state revenue sharing act of 1971, 1971 PA 140, MCL 141.917a and 141.921.

(5) The unexpended funds appropriated in part 1 for city, village, and township revenue sharing and the county incentive program shall be available for expenditure under the program for financially distressed cities, villages, or townships after the approval of transfers by the legislature pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 955. (1) The funds appropriated in part 1 for county revenue sharing shall be distributed by the department of treasury so that each eligible county receives a payment equal to 102% of the amount determined pursuant to the Glenn Steil state revenue sharing act of 1971, 1971 PA 140, MCL 141.901 to 141.921, less the amount for which the county is eligible under section 952(2) of this part. The amount calculated under this subsection shall be adjusted as necessary to reflect partial county fiscal years and prorated based on the total amount appropriated for distribution to all eligible counties.

(2) The department of treasury shall annually certify to the state budget director the amount each county is authorized to expend from its revenue sharing reserve fund.

Sec. 956. (1) The funds appropriated in part 1 for financially distressed cities, villages, or townships shall be granted by the department of treasury to cities, villages, and townships that have 1 or more conditions that indicate probable financial distress, as determined by the department of treasury. A city, village, or township with 1 or more conditions that indicate probable financial distress may apply in a manner determined by the department of treasury for a grant to pay for specific projects or services that move the city, village, or township toward financial stability. Grants are to be used for specific projects or services that move the city, village, or township toward financial stability. The city, village, or township must use the grants under this section to make payments to reduce unfunded accrued liability; to repair or replace critical infrastructure and equipment owned or maintained by the city, village, or township; to reduce debt obligations; or for costs associated with a transition to shared services with another jurisdiction; or to administer other projects that move the city, village, or township toward financial stability. The department of treasury shall award no more than \$2,000,000.00 to any city, village, or township under this section.

(2) The department of treasury shall provide a report to the senate and house of representatives appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office by March 31. The report shall include a list by grant recipient of the date each grant was approved, the amount of the grant, and a description of the project or projects that will be paid by the grant.

(3) The unexpended funds appropriated in part 1 for financially distressed cities, villages, or townships are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is to provide assistance to financially distressed cities, villages, and townships under this section.

(b) The projects will be accomplished by grants to cities, villages, and townships approved by the department of treasury.

(c) The total estimated cost of all projects is \$2,500,000.00.

(d) The tentative completion date is September 30, 2023.

Sec. 957. (1) From the one-time funds appropriated in part 1 for supplemental city, village, and township revenue sharing, a city, village, or township eligible for a payment under section 952 of this part shall receive a payment equal to the population of the city, village, or township multiplied by \$0.807929, rounded to the nearest dollar. The amount calculated under this subsection shall be prorated based on the total amount appropriated for distribution to all eligible cities, villages, and townships. Payments under this section must be used to pay down debt, pension, or other postemployment benefit obligations, unless the local unit has no such obligations. For purposes of this section, population is determined in the same manner as under section 3 of the Glenn Steil state revenue sharing act of 1971, 1971 PA 140, MCL 141.903. In addition, any city or village that according to the 2010 federal decennial census is determined to have population in more than 1 county shall be treated as a single entity when determining the payment received under this section.

(2) Cities, villages, and townships eligible to receive a payment under subsection (1) shall receive 1/6 of their eligible payment on the last business day of October, December, February, April, June, and August.

Sec. 958. (1) The one-time funds appropriated in part 1 for supplemental county revenue sharing shall be distributed by the department of treasury so that each eligible county receives a payment equal to 0.4627% of the amount determined pursuant to the Glenn Steil state revenue sharing act of 1971, 1971 PA 140, MCL 141.901 to 141.921. Payments under this section must be used to pay down debt, pension, or other postemployment benefit obligations, unless the county has no such obligations. The amount calculated under this subsection shall be adjusted as necessary to reflect partial county fiscal years and prorated based on the total amount appropriated for distribution to all eligible counties.

(2) Counties eligible to receive a payment under subsection (1) shall receive 1/6 of their eligible payment on the last business day of October, December, February, April, June, and August.

BUREAU OF STATE LOTTERY

Sec. 960. In addition to the funds appropriated in part 1 to the bureau of state lottery, there is appropriated from state lottery fund revenues the amount necessary for, and directly related to, implementing and operating lottery games under the McCauley-Traxler-Law-Bowman-McNeely lottery act, 1972 PA 239, MCL 432.1 to 432.47, and activities under the Traxler-McCauley-Law-Bowman bingo act, 1972 PA 382, MCL 432.101 to 432.120, including expenditures for contractually mandated payments for vendor commissions, contractually mandated payments for instant tickets intended

for resale, the contractual costs of providing and maintaining the online system communications network, and incentive and bonus payments to lottery retailers.

Sec. 964. For the bureau of state lottery, there is appropriated 1% of the lottery's prior fiscal year's gross sales, for promotion and advertising.

CASINO GAMING

Sec. 971. From the revenue collected by the Michigan gaming control board regarding the total annual assessment of each casino licensee, \$2,000,000.00 is appropriated and shall be deposited in the compulsive gaming prevention fund as described in section 12a(5) of the Michigan gaming control and revenue act, 1996 IL 1, MCL 432.212a.

Sec. 973. (1) Funds appropriated in part 1 for local government programs may be used to provide assistance to a local revenue sharing board referenced in an agreement authorized by the Indian gaming regulatory act, Public Law 100-497.

(2) A local revenue sharing board described in subsection (1) shall comply with the open meetings act, 1976 PA 267, MCL 15.261 to 15.275, and the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

(3) A county treasurer is authorized to receive and administer funds received for and on behalf of a local revenue sharing board. Funds appropriated in part 1 for local government programs may be used to audit local revenue sharing board funds held by a county treasurer. This section does not limit the ability of local units of government to enter into agreements with federally recognized Indian tribes to provide financial assistance to local units of government or to jointly provide public services.

(4) A local revenue sharing board described in subsection (1) shall comply with all applicable provisions of any agreement authorized by the Indian gaming regulatory act, Public Law 100-497, in which the local revenue sharing board is referenced, including, but not limited to, the disbursement of tribal casino payments received under applicable provisions of the tribal-state class III gaming compact in which those funds are received.

(5) The director of the department of state police and the executive director of the Michigan gaming control board are authorized to assist the local revenue sharing boards in determining allocations to be made to local public safety organizations.

(6) The Michigan gaming control board shall submit a report by September 30 to the senate and house of representatives standing committees on appropriations and the state budget director on the receipts and distribution of revenues by local revenue sharing boards.

Sec. 974. If revenues collected in the state services fee fund are less than the amounts appropriated from the fund, available revenues shall be used to fully fund the appropriation in part 1 for casino gaming regulation activities before distributions are made to other state departments and agencies. If the remaining revenue in the fund is insufficient to fully fund appropriations to other state departments or agencies, the shortfall shall be distributed proportionally among those departments and agencies.

Sec. 976. The executive director of the Michigan gaming control board may pay rewards of not more than \$5,000.00 to a person who provides information that results in the arrest and conviction on a felony or misdemeanor charge for a crime that involves the horse racing industry. A reward paid pursuant to this section shall be paid out of the appropriation in part 1 for the racing commission.

Sec. 977. All appropriations from the Michigan agriculture equine industry development fund, except for the racing commission appropriations, shall be reduced proportionately if revenues to the Michigan agriculture equine industry development fund decline during the current fiscal year to a level lower than the amount appropriated in part 1.

Sec. 978. The Michigan gaming control board shall use actual expenditure data in determining the actual regulatory costs of conducting racing dates and shall provide that data to the senate and house appropriations subcommittees on agriculture and general government, the state budget office, and the senate and house fiscal agencies. The Michigan gaming control board shall not be reimbursed for more than the actual regulatory cost of conducting race dates. If a certified horsemen's organization funds more than the actual regulatory cost, the balance shall remain in the agriculture equine industry development fund to be used to fund subsequent race dates conducted by race meeting licensees with which the certified horsemen's organization has contracts. If a certified horsemen's organization funds less than the actual regulatory costs of the additional horse racing dates, the Michigan gaming control board shall reduce the number of future race dates conducted by race meeting licensees with which the certified horsemen's organization has contracts. Prior to the reduction in the number of authorized race dates due to budget deficits, the executive director of the Michigan gaming control board shall provide notice to the certified horsemen's organizations with an opportunity to respond with alternatives. In determining actual costs, the Michigan gaming control board shall take into account that each specific breed may require different regulatory mechanisms.

Sec. 979. In addition to the funds appropriated in part 1, the Michigan gaming control board may receive and expend state lottery fund revenue in an amount not to exceed \$3,000,000.00 for necessary expenses incurred in the licensing and regulation of millionaire parties pursuant to Executive Order No. 2012-4. In accordance with section 8 of the Traxler-McCauley-Law-Bowman bingo act, 1972 PA 382, MCL 432.108, the amount of necessary expenses shall not exceed the amount of revenue received under that act. The Michigan gaming control board shall provide a report to the senate and house of representatives appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office by March 1. The report shall include, but not be limited to, total expenditures related to

the licensing and regulating of millionaire parties, steps taken to ensure charities are receiving revenue due to them, progress on promulgating rules to ensure compliance with the Traxler-McCauley-Law-Bowman bingo act, 1972 PA 382, MCL 432.101 to 432.120, and any enforcement actions taken.

DEPARTMENT OF TALENT AND ECONOMIC DEVELOPMENT

Sec. 980. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$30,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

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

Sec. 981. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are \$32,493,000.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$14,979,800.00. Total agency appropriations for retiree health care legacy costs are estimated at \$17,513,200.00.

Sec. 982. Federal pass-through funds to local institutions and governments that are received in amounts in addition to those included in part 1 and that do not require additional state matching funds are appropriated for the purposes intended. The department may carry forward into the succeeding fiscal year unexpended federal pass-through funds to local institutions and governments that do not require additional state matching funds. The department shall report the amount and source of the funds to the senate and house appropriation subcommittees on general government, the senate and house fiscal agencies, and the state budget office within 10 business days after receiving any additional pass-through funds.

Sec. 983. The department of talent and economic development, Michigan strategic fund, and Michigan state housing development authority shall not issue or refinance bonds for broadband construction, expansion, repairs, or upgrades.

Sec. 984. As a condition of receiving funds in part 1, the department of talent and economic development shall utilize SIGMA as an appropriation and expenditure reporting system to track all financial transactions with individual vendors, contractual partners, grantees, recipients of business incentives, and recipients of other economic assistance. Encumbrances and expenditures shall be reported in a timely manner.

MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY

Sec. 990. MSHDA shall annually present a report to the state budget office and the subcommittees on the status of the authority's housing production goals under all financing programs established or administered by the authority. The report shall give special attention to efforts to raise affordable multifamily housing production goals.

Sec. 994. In addition to the funds appropriated in part 1, the funds collected by state historic preservation programs for document reproduction and services and application fees are appropriated for all expenses necessary to provide the required services. These funds are available for expenditure when they are received and may be carried forward into the succeeding fiscal year.

Sec. 995. In addition to the amounts appropriated in part 1, the land bank fast track authority may expend revenues received under the land bank fast track act, 2003 PA 258, MCL 124.751 to 124.774, for the purposes authorized by the act, including, but not limited to, the acquisition, lease, management, demolition, maintenance, or rehabilitation of real or personal property, payment of debt service for notes or bonds issued by the authority, and other expenses to clear or quiet title property held by the authority.

MICHIGAN STRATEGIC FUND

Sec. 1004. As a condition of receiving funds appropriated in part 1, the MSF shall provide all information required to be transmitted in the activities report required under section 9 of the Michigan strategic fund act, 1984 PA 270, MCL 125.2009, to the chairpersons of the senate and house of representatives standing committees on appropriations, the chairpersons of the senate and house of representatives standing committees on appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office by March 15.

Sec. 1005. In addition to the appropriations in part 1, Travel Michigan may receive and expend private revenue related to the use of "Pure Michigan" and all other copyrighted slogans and images. This revenue may come from the direct licensing of the name and image or from the royalty payments from various merchandise sales. Revenue collected is appropriated for the marketing of the state as a travel destination. The funds are available for expenditure when they are received by the department of treasury. If the fund receives revenues from the use of "Pure Michigan", the fund shall provide a report that lists the revenues by source received from the use of "Pure Michigan" and all other copyrighted slogans and images. The report shall provide a detailed list of expenditures of revenues received under this section. The report shall be provided to the chairpersons of the senate and house of representatives standing committees on

appropriations, the house and senate appropriations subcommittees on general government, the house and senate fiscal agencies, and the state budget office by March 1.

Sec. 1006. (1) As a condition of receiving funds appropriated in part 1, the fund shall provide a report of all approved amendments to projects for the immediately preceding year under sections 88r and 90b of the Michigan strategic fund act, 1984 PA 270, MCL 125.2088r and 125.2090b. The report shall provide a description of each amendment, by award, which shall include, but is not limited to, the following:

(a) The amended award amount relative to the prior award amount.
(b) The amended number of committed jobs relative to the prior number of committed jobs.
(c) The amended amount of qualified investment committed relative to the prior amount of qualified investment committed.

(d) A description of any change in scope of the project.
(e) A description of any change in project benchmarks, deadlines, or completion dates.
(f) The reason or justification for the amendment approval.
(2) In addition to being posted online, the report shall be distributed to the chairpersons of the senate and house of representatives standing committees on appropriations, the chairpersons of the senate and house of representatives standing committees on appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office by March 15.

Sec. 1007. (1) As a condition of receiving funds appropriated in part 1, the fund shall request the following information from the MEDC:

(a) Approved budget from the MEDC executive committee for the current fiscal year and actual budget expenditures for the preceding fiscal years.

(b) Expenditures and revenues as part of the current and preceding year budgets, including the available fund balance for the current and preceding fiscal years.

(c) The total number of FTEs, by state and corporate status.

(d) A reporting of activities, programs, and grants consistent with the preceding fiscal year budget.

(2) Information received by the MSF pursuant to this section shall be posted online and distributed to the chairpersons of the senate and house of representatives standing committees on appropriations, the chairpersons of the senate and house of representatives standing committees on appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office by March 15.

Sec. 1008. As a condition of receiving funds under part 1, any interlocal agreement entered into by the fund shall include language which states that if a local unit of government has a contract or memorandum of understanding with a private economic development agency, the MEDC will work cooperatively with that private organization in that local area.

Sec. 1009. (1) Of the funds appropriated to the fund or through grants to the MEDC, no funds shall be expended for the purchase of options on land or the purchase of land unless at least 1 of the following conditions applies:

(a) The land is located in an economically distressed area.

(b) The land is obtained through a purchase or exercise of an option at the invitation of the local unit of government and local economic development agency.

(2) Consideration may be given to purchases where the proposed use of the land is consistent with a regional land use plan, will result in the redevelopment of an economically distressed area, can be supported by existing infrastructure, and will not cause shifts in population away from the area's population centers.

(3) As used in this section, "economically distressed area" means an area in a city, village, or township that has been designated as blighted; a city, village, or township that shows negative population change from 1970 and a poverty rate and unemployment rate greater than the statewide average; or an area certified as a neighborhood enterprise zone under the neighborhood enterprise zone act, 1992 PA 147, MCL 207.771 to 207.786.

(4) If land or options on land are purchased under subsection (1), the fund shall provide a report to the senate and house of representatives standing committees on appropriations, the senate and house of representatives appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office that provides a list of all properties purchased, all options on land purchased, the location of the land purchased, and the purchase price if the fund purchases options on land or land. The report must be submitted before March 15.

Sec. 1010. As a condition for receiving funds in part 1, not later than March 15, the fund shall provide a report for the immediately preceding fiscal year on the jobs for Michigan investment fund, created in section 88h of the Michigan strategic fund act, 1984 PA 270, MCL 125.2088h. The report shall be submitted to the chairpersons of the senate and house of representatives standing committees on appropriations, the chairpersons of the senate and house of representatives standing committees on appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office. The report shall include, but is not limited to, all of the following:

(a) A detailed listing of revenues, by fund source, to the jobs for Michigan investment fund. The listing shall include the manner and reason for which the funds were appropriated to the jobs for Michigan investment fund.

(b) A detailed listing of expenditures, by project, from the jobs for Michigan investment fund.

(c) A fiscal year-end balance of the jobs for Michigan investment fund.

Sec. 1011. (1) From the appropriations in part 1 to the fund and granted or transferred to the MEDC, any unexpended or unencumbered balance shall be disposed of in accordance with the requirements in the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, unless carryforward authorization has been otherwise provided for.

(2) Any encumbered funds, including encumbered funds subsequently unobligated, shall be used for the same purposes for which funding was originally appropriated in this part and part 1.

(3) For funds appropriated in part 1 to the fund, any carryforward authorization subsequently created through a work project shall be preserved until a cash or accrued expenditure has been executed or the allowable work project time period has expired.

Sec. 1012. (1) As a condition of receiving funds under part 1, the fund shall ensure that the MEDC and the fund comply with all of the following:

(a) The freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

(b) The open meetings act, 1976 PA 267, MCL 15.261 to 15.275.

(c) Annual audits of all financial records by the auditor general or his or her designee.

(d) All reports required by law to be submitted to the legislature.

(2) If the MEDC is unable for any reason to perform duties under this part, the fund may exercise those duties.

Sec. 1013. As a condition for receiving the appropriations in part 1, any staff of the MEDC involved in private fund-raising activities shall not be party to any decisions regarding the awarding of grants, incentives, or tax abatements from the fund, the MEDC, or the Michigan economic growth authority.

Sec. 1024. From the funds appropriated in part 1 for business attraction and community revitalization, not less than \$20,000,000.00 shall be granted by the fund board for brownfield redevelopment and historic preservation projects under the community revitalization program authorized by chapter 8C of the Michigan strategic fund act, 1984 PA 270, MCL 125.2090 to 125.2090d.

Sec. 1032. (1) The fund shall report to the chairpersons of the senate and house of representatives standing committees on appropriations, the house and senate subcommittees on general government, the state budget office, and the senate and house fiscal agencies on the status of the film incentives at the same time as it submits the annual report required under section 455 of the Michigan business tax act, 2007 PA 36, MCL 208.1455. The department of treasury shall provide the fund with the data necessary to prepare the report. Incentives included in the report shall include all of the following:

(a) The tax credit provided under section 455 of the Michigan business tax act, 2007 PA 36, MCL 208.1455.

(b) The tax credit provided under section 457 of the Michigan business tax act, 2007 PA 36, MCL 208.1457.

(c) The tax credit provided under section 459 of the Michigan business tax act, 2007 PA 36, MCL 208.1459.

(d) The amount of any tax credit claimed under former section 367 of the income tax act of 1967, 1967 PA 281.

(e) Any tax credits provided for film and digital media production under the Michigan economic growth authority act, 1995 PA 24, MCL 207.801 to 207.810.

(f) Loans to an eligible production company or film and digital media private equity fund authorized under section 88d(3), (4), and (5) of the Michigan strategic fund act, 2005 PA 225, MCL 125.2088d.

(2) The report shall include all of the following information:

(a) For each tax credit, the number of contracts signed, the projected expenditures qualifying for the credit, and the estimated value of the credits. For loans, the number of loans made under each section, the interest rate of those loans, the loan amount, the percent of the projected budget of each production financed by those loans, and the estimated interest earnings from the loan.

(b) For credits authorized under section 455 of the Michigan business tax act, 2007 PA 36, MCL 208.1455, for productions completed by December 31, the expenditures of each production eligible for the credit that has filed a request for certificate of completion with the film office, broken down into expenditures for goods, services, or salaries and wages and showing separately expenditures in each local unit of government, including expenditures for personnel, whether or not they were made to a Michigan entity, and whether or not they were taxable under the laws of this state. For loans, the report shall include the number of loans that have been fully repaid, with principal and interest shown separately, and the number of loans that are delinquent or in default, and the amount of principal that is delinquent or is in default.

(c) For each of the tax credit incentives and loan incentives listed in subsection (1), a breakdown for each project or production showing each of the following:

(i) The number of temporary jobs created.

(ii) The number of permanent jobs created.

(iii) The number of persons employed in Michigan as a result of the incentive, on a full-time equated basis.

(3) For any information not included in the report due to the provisions of section 455(6), 457(6), or 459(6) of the Michigan business tax act, 2007 PA 36, MCL 208.1455, 208.1457, and 208.1459, the report shall do all of the following:

(a) Indicate how the information would describe the commercial and financial operations or intellectual property of the company.

(b) Attest that the information has not been publicly disseminated at any time.

(c) Describe how disclosure of the information may put the company at a competitive disadvantage.

(4) Any information not disclosed due to the provisions of section 455(6), 457(6), or 459(6) of the Michigan business tax act, 2007 PA 36, MCL 208.1455, 208.1457, and 208.1459, shall be presented at the lowest level of aggregation that would no longer describe the commercial and financial operations or intellectual property of the company.

Sec. 1033. As a condition of receiving funds in part 1, not later than March 15, the fund shall provide a report on the activities of the Michigan film and digital media office for the immediately preceding fiscal year. The report shall be submitted to the chairpersons of the senate and house of representatives standing committees on appropriations, the chairpersons of the senate and house of representatives subcommittees on general government, the senate and house fiscal agencies, and the state budget office. The report shall include, but not be limited to, a listing of all projects the Michigan film and digital media office provided assistance on, a listing of the services provided for each project, and an estimate of investment leveraged.

Sec. 1034. Each business incubator or accelerator that received an award from the fund shall maintain and update a dashboard of indicators to measure the effectiveness of the business incubator and accelerator programs. Indicators shall include the direct jobs created, new companies launched as a direct result of business incubator or accelerator involvement, businesses expanded as a direct result of business incubator or accelerator involvement, direct investment in client companies, private equity financing obtained by client companies, grant funding obtained by client companies, and other measures developed by the recipient business incubators and accelerators in conjunction with the MEDC. Dashboard indicators shall be reported for the prior fiscal year and cumulatively, if available. Each recipient shall submit a copy of their dashboard indicators to the fund by March 1. The fund shall transmit the local reports to the chairpersons of the senate and house of representatives standing committees on appropriations, the senate and house of representatives appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office by March 15.

Sec. 1035. (1) From the appropriations in part 1, the Michigan council for arts and cultural affairs shall administer an arts and cultural grant program that maintains an equitable geographic distribution of funding and utilizes past arts and cultural grant programs as a guideline for administering this program. The council shall do all of the following:

(a) On or before October 1, the council shall publish proposed application criteria, instructions, and forms for use by eligible applicants. The council shall provide at least a 2-week period for public comment before finalizing the application criteria, instructions, and forms.

(b) A nonrefundable application fee may be assessed for each application. Application fees shall be deposited in the council for the arts fund and are appropriated for expenses necessary to administer the programs. These funds are available for expenditure when they are received and may be carried forward to the following fiscal year.

(c) Grants are to be made to public and private arts and cultural entities.

(d) Within 1 business day after the award announcements, the council shall provide to each member of the legislature and the fiscal agencies a list of all grant recipients and the total award given to each recipient, sorted by county.

(e) In addition to the information in subdivision (d), the council shall report on the number of applications received, number of grants awarded, total amount requested from applications received, and total amount of grants awarded.

(2) The appropriation in part 1 for arts and cultural program shall not be used for the administration of the grant program.

(3) From the increased funds appropriated in part 1 for the arts and cultural program, the council shall identify specific outcomes and performance measures, including, but not limited to, the following:

(a) Number of applications received during the fiscal year ending September 30, 2019.

(b) Number of grants awarded during the fiscal year ending September 30, 2019.

(c) Number of FTEs supported by grants during the fiscal year ending September 30, 2019.

Sec. 1036. (1) The general fund/general purpose funds appropriated in part 1 to the fund for business attraction and community revitalization shall be transferred to the 21st century jobs trust fund per section 90b(3) of the Michigan strategic fund act, 1984 PA 270, MCL 125.2090b.

(2) Funds transferred to the 21st century jobs trust fund under subsection (1) are appropriated and available for allocation as authorized in the Michigan strategic fund act, 1984 PA 270, MCL 125.2001 to 125.2094.

Sec. 1041. From the funds appropriated in part 1 for business attraction and community revitalization, the fund shall request the transfer by the state treasurer of not more than 60% of the funds prior to April 1.

Sec. 1042. For the funds appropriated in part 1 for business attraction and community revitalization, the fund shall report quarterly on the amount of funds considered appropriated, pre-encumbered, encumbered, and expended. The report shall also include a listing of all previous appropriations for business attraction and community revitalization, or a predecessor, that were considered appropriated, pre-encumbered, encumbered, or expended that have lapsed back to the fund for any purpose. The report shall be submitted to the chairpersons of the senate and house of representatives standing committees on appropriations, the chairpersons of the senate and house of representatives standing committees on appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office.

Sec. 1043. (1) The fund, in conjunction with the department of treasury, shall report to the chairpersons of the senate and house of representatives standing committees on appropriations, the senate and house of representatives appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office by November 1

on the annual cost of the Michigan economic growth authority tax credits. The report shall include for each year the board-approved credit amount, adjusted for credit amendments where applicable, and the actual and projected value of tax credits for each year from 1995 to the expiration of the credit program. For years for which credit claims are complete, the report shall include the total of actual certificated credit amounts. For years for which claims are still pending or not yet submitted, the report shall include a combination of actual credits where available and projected credits. Credit projections shall be based on updated estimates of employees, wages, and benefits for eligible companies.

(2) In addition to the report under subsection (1), the fund, in conjunction with the department of treasury, shall report to the senate and house of representatives appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office by November 1 on the annual cost of all other certificated credits by program, for each year until the credits expire or can no longer be collected. The report shall include estimates on the brownfield redevelopment credit, film credits, MEGA photovoltaic technology credit, MEGA polycrystalline silicon manufacturing credit, MEGA vehicle battery credit, and other certificated credits.

Sec. 1044. As a condition of receiving appropriations in part 1, prior to authorizing the transfer of any previously authorized tax credit that would increase the liability to this state, the fund, on behalf of the Michigan strategic fund board, shall notify the chairpersons of the senate and house of representatives standing committees on appropriations, the chairpersons of the appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office not fewer than 30 days prior to the authorization of the tax credit transfer.

Sec. 1047. (1) From the one-time funds appropriated in part 1 for MSF - grants, \$1,000,000.00 shall be awarded to an independent biomedical research and science education organization in a county with a population between 600,000 and 610,000 and in a city with a population over 185,000 according to the most recent federal decennial census to be used for matching federal funds, private and nonprofit grants, and private contributions.

(2) From the one-time funds appropriated in part 1 for MSF - grants, \$350,000.00 shall be awarded toward blight removal projects located in counties with populations under 50,000 with priority given to communities with the greatest population loss since 2000 and cap individual grants to no more than \$50,000.

Sec. 1050. (1) From the funds appropriated in part 1 for business attraction and community revitalization, the fund shall identify specific outcomes and performance measures, including, but not limited to, the following:

- (a) Total verified jobs created by the business attraction program during the fiscal year ending September 30, 2019.
- (b) Total private investment obtained through the business attraction and community revitalization programs during the fiscal year ending September 30, 2019.
- (c) Amount of private and public square footage created and reactivated through the community revitalization program during the fiscal year ending September 30, 2019.

(2) The fund must submit a report to the chairpersons of the senate and house of representatives standing committees on appropriations, the house and senate appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office by March 15. The report must describe the specific outcomes and measures required in subsection (1) and provide the results and data related to these outcomes and measures for the prior fiscal year if related information is available for the prior fiscal year.

Sec. 1052. From the one-time funds appropriated in part 1 for project rising tide, the department of talent and economic development shall identify specific outcomes and performance measures, including, but not limited to, the following:

- (a) Number of communities participating in and completing the redevelopment ready communities best practices evaluation during the fiscal year ending September 30, 2019.
- (b) Number of technical assistance projects completed during the fiscal year ending September 30, 2019.

TALENT INVESTMENT AGENCY

Sec. 1060. The talent investment agency shall administer the PATH training program in accordance with the requirements of section 407(d) of title IV of the social security act, 42 USC 607, the state social welfare act, 1939 PA 280, MCL 400.1 to 400.119b, and all other applicable laws and regulations.

Sec. 1061. From the funds appropriated in part 1 for workforce programs subgrantees, the talent investment agency may allocate funding for grants to nonprofit organizations that offer programs pursuant to the workforce investment act of 1998, Public Law 105-220, or the workforce innovation and opportunity act, 29 USC 3101 to 3361, eligible youth focusing on apprenticeship readiness, pre-apprenticeship and apprenticeship activities, entrepreneurship, work-readiness skills, job shadowing, and financial literacy. Organizations eligible for funding under this section must have the capacity to provide similar programs in urban areas, as determined by the United States Bureau of the Census according to the most recent federal decennial census. Additionally, programs eligible for funding under this section must include the participation of local business partners. The talent investment agency shall develop other appropriate eligibility requirements to ensure compliance with applicable federal rules and regulations.

Sec. 1062. The talent investment agency shall make available, in person or by telephone, 1 disabled veterans outreach program specialist or local veterans employment representative to Michigan Works! service centers, as resources permit, during hours of operation, and shall continue to make the appropriate placement of veterans and disabled veterans a priority.

Sec. 1063. (1) In addition to the funds appropriated in part 1, any unencumbered and unrestricted federal workforce investment act of 1998, Public Law 105-220, workforce innovation and opportunity act, 29 USC 3101 to 3361, or trade adjustment assistance funds available from prior fiscal years are appropriated for the purposes originally intended.

(2) The talent investment agency shall report by February 15 to the senate and house subcommittees on general government, the fiscal agencies, and the state budget director on the amount by fiscal year of federal workforce investment act of 1998, Public Law 105-220, and workforce innovation and opportunity act, 29 USC 3101 to 3361, funds appropriated under this section.

Sec. 1064. As a condition of receiving funds appropriated in part 1 for Going pro, the talent investment agency shall provide a report on Going pro expenditures, by program or grant type, for the prior fiscal year. In addition, the report shall include projected expenditures, by program or grant type, for the current fiscal year. The report shall be posted online and distributed to the chairpersons of the senate and house of representatives standing committees on appropriations, the chairpersons of the senate and house of representatives standing committees on appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office by March 15.

Sec. 1065. The talent investment agency shall publish data and reports on March 15 and September 30 on the agency website concerning the status of career technology and Going pro funded in part 1. The report shall include the following:

(a) The number of awardees participating in the program and the names of those awardees organized by major industry group.

(b) The amount of funding received by each awardee under the program.

(c) Amount of funding leveraged from each awardee.

(d) Training models established by each awardee.

(e) The number of individuals enrolled in classroom training, on-the-job training, or new USDOL registered apprentices.

(f) The number of individuals who completed the program and were hired by awardee.

(g) The number of applications received and the number of applications approved for each region.

(h) The talent investment agency shall expand workforce training and reemployment services to better connect workers to in-demand jobs and identify specific outcomes with performance metrics for this initiative, including, but not limited to, new apprenticeships, individuals to be hired and trained, current employees trained, training completed, and employment retention rate at 6 months, and hourly wage at 6 months.

Sec. 1066. As a condition of receiving funds in part 1 for Going pro, the talent investment agency shall administer the program as follows:

(a) The talent investment agency shall work cooperatively with grantees to maximize the amount of funds from part 1 that are available for direct training.

(b) The talent investment agency, workforce development partners, including regional Michigan Works! agencies, and employers shall collaborate and work cooperatively to prioritize and streamline the expenditure of the funds appropriated in part 1. The talent investment agency shall ensure that Going pro provides a collaborative statewide network of workforce and employee skill development partners that addresses the employee talent needs throughout the state.

(c) The talent investment agency shall ensure that grants are utilized for individual skill enhancement and to address in-demand talent needs in Michigan.

(d) The talent investment agency shall develop program goals and detailed guidance for prospective participants to follow to qualify under the program. The program goals and detailed guidance shall be posted on the talent investment agency website and distributed to workforce development partners, including local Michigan Works! agencies, by October 1. Periodic assessments of employer and employee needs shall be evaluated on a regional basis, and the talent investment agency shall identify solutions and goals to be implemented to satisfy those needs. The talent investment agency shall notify the senate and house of representatives standing committees on appropriations, the senate and house of representatives standing committees on appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office on any program goal, solution, or guidance changes not fewer than 14 days prior to the finalization and publication of the changes. Revenue received by the talent investment agency for Going pro may be expended for the purpose of those programs.

(e) Up to \$5,000,000.00 of the funds may be expended to match federal funds. The intent of these funds will involve improving and increasing the skill level of employees in skilled trades in the automotive industry and the manufacturing processes within the changing manufacturing environment.

Sec. 1068. (1) Of the funds appropriated in part 1 for the workforce training programs, the talent investment agency shall provide a report by March 15 to the senate and house of representatives standing committees on appropriations subcommittees on general government, the state budget director, and the fiscal agencies on the status of the workforce training programs. The report shall include the following:

(a) The amount of funding allocated to each Michigan Works! agency and the total funding allocated to the workforce training programs statewide by fund source.

(b) The number of participants enrolled in education or training programs by each Michigan Works! agency.

(c) The average duration of training for training program participants by each Michigan Works! agency.

(d) The number of participants enrolled in remedial education programs and the number of participants enrolled in literacy programs.

(e) The number of participants enrolled in programs at 2-year institutions.

(f) The number of participants enrolled in programs at 4-year institutions.

(g) The number of participants enrolled in proprietary schools or other technical training programs.

(h) The number of participants that have completed education or training programs.

(i) The number of participants who secured employment in Michigan within 1 year of completing a training program.

(j) The number of participants who completed a training program and secured employment in a field related to their training.

(k) The average wage earned by participants who completed a training program and secured employment within 1 year.

(l) The actual revenues received by the fund source and fund appropriated for each discrete workforce development program area.

(2) Data collection for the report shall be for the prior state fiscal year.

Sec. 1070. (1) From the one-time funds appropriated in part 1 for Going pro, \$1,500,000.00 must be awarded for a program to assist adults over the age of 23 in obtaining high school diplomas and placement in career training programs.

(2) For purposes of this section, an eligible program provider may be a public, nonprofit, or private accredited diploma-granting institution, but must have at least 2 years of experience providing dropout recovery services in the state of Michigan.

(3) The talent investment agency shall issue a request for qualifications for eligible program providers to participate in the pilot program. To be considered a qualified program provider, the institution must possess all of the following:

(a) Experience providing dropout reengagement services.

(b) Ability to provide academic intake assessments.

(c) Capacity to provide an integrated learning plan.

(d) Course catalog that includes access to all graduation requirements.

(e) Capability to provide remediation coursework.

(f) Means to provide academic resilience assessment and intervention.

(g) Capacity to provide employability skills development.

(h) Ability to provide WorkKeys preparation.

(i) Ability to provide industry credentials.

(j) Capability to provide credit for on-the-job training.

(k) Access to a robust support framework, including technology, social support, and academic support accredited by a recognized accrediting body.

(4) The talent investment agency shall announce qualified program providers no later than January 1, 2019. Qualified program providers must start providing programming by February 1, 2019.

(5) The talent investment agency shall reimburse qualified program providers for each month of satisfactory monthly progress as described in section 23a of the state school aid act, 1979 PA 94, MCL 388.1623a, at a rate of \$500.00 per month. A payment shall be made to a qualified program provider for the completion of the following by a pupil:

(a) \$500.00 for the completion of an employability skills certification program equal to at least 1 Carnegie unit.

(b) \$250.00 for the attainment of an industry-recognized credential requiring up to 50 hours of training.

(c) \$500.00 for the attainment of an industry-recognized credential requiring 50 to 100 hours of training.

(d) \$750.00 for the attainment of an industry-recognized credential requiring more than 100 hours of training.

(e) \$1,000.00 for attainment of a high school diploma.

(f) \$2,500.00 for placement in a job in an in-demand career pathway.

(6) The talent investment agency shall develop policies and guidelines to implement this section.

Sec. 1071. From the funds appropriated in part 1 for at-risk youth grants, \$3,000,000.00 must be awarded to the Michigan franchise holder of the national Jobs for America's Graduates program.

Sec. 1076. The department of talent and economic development shall provide a quarterly report to the members of the senate and house committees on appropriations, the senate and house fiscal agencies, and the state budget director that includes, but is not limited to, the following:

(a) The number of new fraudulent and noncompliant cases that have been identified or issued by the unemployment insurance agency, classified by employer or claimant, during the quarter.

(b) The total amount of penalties and interest issued on fraudulent and noncompliant cases during the quarter.

(c) The total amount of penalties and interest dollars received during the quarter by employer or claimant.

(d) The total amount of penalties and interest still owed to the state by employer or claimant.

(e) The number of fraudulent and noncompliant cases that have been appealed by an employer or claimant during the quarter.

Sec. 1078. (1) From the funds appropriated in part 1 for the unemployment insurance agency, the talent investment agency shall maintain customer service standards for employers and claimants making use of the various means by which they can access the system.

(2) The talent investment agency shall identify specific outcomes and performance metrics for this initiative, including, but not limited to, the following:

- (a) Unemployment benefit fund balance.
- (b) Process improvement - fiscal integrity.
- (c) Process improvement - determination timeliness.
- (d) Process improvement - determination quality.

Sec. 1079. (1) The talent investment agency shall extend the interagency agreement with the department of health and human services for the duration of the current fiscal year, which concerns TANF funding to provide job readiness and welfare-to-work programming. The interagency agreement shall include specific outcome and performance reporting requirements as described in this section. TANF funding provided to the talent investment agency in the current fiscal year is contingent on compliance with the data and reporting requirements described in this section. The interagency agreement shall require the talent investment agency to provide all of the following items for the previous year to the senate and house appropriations committees by January 1 of the current fiscal year:

- (a) An itemized spending report on TANF funding, including all of the following:
 - (i) Direct services to clients.
 - (ii) Administrative expenditures.
- (b) The number of family independence program clients served through the TANF funding, including all of the following:
 - (i) The number and percentage who obtained employment through Michigan Works!.
 - (ii) The number and percentage who fulfilled their TANF work requirement through other job readiness programming.
 - (iii) Average TANF spending per client.
 - (iv) The number and percentage of clients who were referred to Michigan Works! but did not receive a job or job readiness placement and the reasons why.

(2) Not later than March 15 of the current fiscal year, the department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the senate and house policy offices an annual report on the following matters itemized by Michigan Works! agency: the number of referrals to Michigan Works! job readiness programs, the number of referrals to Michigan Works! job readiness programs who became a participant in the Michigan Works! job readiness programs, the number of participants who obtained employment, and the cost per participant case.

Sec. 1080. (1) From the funds appropriated in part 1 (1) for community ventures, the talent investment agency may expend not more than \$2,000,000.00 of the funds as matching funds upon the commitment of matching dollars from private sources. For every \$1.00 the talent investment agency elects to receive from a private source for the purposes of a community ventures program match, the talent investment agency shall expend \$1.00 from the appropriation in part 1 up to \$2,000,000.00. Funds received from private sources for a community ventures program match are appropriated upon receipt and shall be expended for the purposes of the community ventures program.

(2) The talent investment agency shall identify specific outcomes and performance measures for this initiative, including, but not limited to, the following:

- (a) The number of commitments from private sources, including the dollar amount committed and source.
- (b) Additional participants served with challenge funds.
- (c) Jobs created and the average wage.

Sec. 1081. (1) The department of talent and economic development shall provide a status update on the statewide system for data integration that established new information technology systems to integrate data for talent and pipeline development to track and report workforce development activities and provide for sustained and expanded longitudinal data analysis between state departments.

(2) The department of talent and economic development shall provide a report by March 15 for the current and prior fiscal years on specific outcomes and performance metrics for this initiative, including, but not limited to, the following:

- (a) Job placements and retention at 6 months.
- (b) Apprenticeships completed.
- (c) Average wage.

Sec. 1082. As a condition of receiving funds in part 1, the department of talent and economic development shall provide a status update by March 15 on the usage of the funds appropriated for the sustainable employment pilot program in 2016 PA 268 and 2016 PA 340. The status update shall include, but not be limited to, all of the following:

- (a) A description of the sustainable employment initiatives supported with the funds appropriated, including the location of the initiatives.
- (b) Number of individuals participating in the program supported with the funds appropriated.
- (c) A listing of performance measures the department uses to measure program effectiveness.
- (d) Specific outcomes related to the performance measures developed by the department.

Sec. 1084. From the funds appropriated in part 1 for Going pro, the department shall identify specific outcomes and performance measures, including, but not limited to, all of the following:

- (a) Number of job training grants awarded to employers during the fiscal year ending September 30, 2019.
- (b) Number of individuals enrolled in and completing training during the fiscal year ending September 30, 2019.
- (c) Number of new jobs and apprenticeships created during the fiscal year ending September 30, 2019.

STATE BUILDING AUTHORITY

Sec. 1100. (1) Subject to section 242 of the management and budget act, 1984 PA 431, MCL 18.1242, and upon the approval of the state building authority, the department of treasury may expend from the general fund of the state during the fiscal year an amount to meet the cash flow requirements of those state building authority projects solely for lease to a state agency identified in both part 1 and this section, and for which state building authority bonds or notes have not been issued, and for the sole acquisition by the state building authority of equipment and furnishings for lease to a state agency as permitted by 1964 PA 183, MCL 830.411 to 830.425, for which the issuance of bonds or notes is authorized by a legislative appropriation act that is effective for the immediately preceding fiscal year. Any general fund advances for which state building authority bonds have not been issued shall bear an interest cost to the state building authority at a rate not to exceed that earned by the state treasurer’s common cash fund during the period in which the advances are outstanding and are repaid to the general fund of the state.

(2) Upon sale of bonds or notes for the projects identified in part 1 or for equipment as authorized by a legislative appropriation act and in this section, the state building authority shall credit the general fund of the state an amount equal to that expended from the general fund plus interest, if any, as defined in this section.

(3) For state building authority projects for which bonds or notes have been issued and upon the request of the state building authority, the state treasurer shall make advances without interest from the general fund as necessary to meet cash flow requirements for the projects, which advances shall be reimbursed by the state building authority when the investments earmarked for the financing of the projects mature.

(4) In the event that a project identified in part 1 is terminated after final design is complete, advances made on behalf of the state building authority for the costs of final design shall be repaid to the general fund in a manner recommended by the director.

Sec. 1102. (1) State building authority funding to finance construction or renovation of a facility that collects revenue in excess of money required for the operation of that facility shall not be released to a university or community college unless the institution agrees to reimburse that excess revenue to the state building authority. The excess revenue shall be credited to the general fund to offset rent obligations associated with the retirement of bonds issued for that facility. The auditor general shall annually identify and present an audit of those facilities that are subject to this section. Costs associated with the administration of the audit shall be charged against money recovered pursuant to this section.

(2) As used in this section, “revenue” includes state appropriations, facility opening money, other state aid, indirect cost reimbursement, and other revenue generated by the activities of the facility.

Sec. 1103. The state building authority shall provide to the JCOS and senate and house fiscal agencies a report relative to the status of construction projects associated with state building authority bonds as of September 30 of each year, on or before October 15, or not more than 30 days after a refinancing or restructuring bond issue is sold. The report shall include, but is not limited to, the following:

- (a) A list of all completed construction projects for which state building authority bonds have been sold, and which bonds are currently active.
- (b) A list of all projects under construction for which sale of state building authority bonds is pending.
- (c) A list of all projects authorized for construction or identified in an appropriations act for which approval of schematic/preliminary plans or total authorized cost is pending that have state building authority bonds identified as a source of financing.

REVENUE STATEMENT

Sec. 1201. Pursuant to section 18 of article V of the state constitution of 1963, fund balances and estimates are presented in the following statement:

BUDGET RECOMMENDATIONS BY OPERATING FUNDS

(Amounts in millions)
Fiscal Year 2018-2019

	<u>Beginning Balance</u>	<u>Estimated Revenue</u>	<u>Ending Balance</u>
OPERATING FUNDS			
General fund/general purpose.....	102.9	9,936.8	7.3
School aid fund.....	247.6	15,446.0	6.1
Federal aid.....	0.0	20,650.0	0.0
Transportation funds.....	0.0	5,971.7	0.0
Special revenue funds.....	0.0	7,075.1	0.0
Countercyclical economic and budget stabilization fund.....	1,008.7	44.6	1,053.4
TOTALS.....	\$1,359.2	\$59,124.2	\$1,066.8

ARTICLE X
DEPARTMENT OF HEALTH AND HUMAN SERVICES
PART 1
LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of health and human services for the fiscal year ending September 30, 2019, from the following funds:

DEPARTMENT OF HEALTH AND HUMAN SERVICES
APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	15,621.7	
Average population	770.0	
GROSS APPROPRIATION		\$ 24,880,165,600
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		13,813,700
ADJUSTED GROSS APPROPRIATION		\$ 24,866,351,900
Federal revenues:		
Social security act, temporary assistance for needy families		557,577,500
Capped federal revenues.....		594,034,900
Total other federal revenues		16,483,783,200
Special revenue funds:		
Total local revenues.....		121,612,600
Total private revenues.....		150,409,900
Michigan merit award trust fund.....		52,268,700
Total other state restricted revenues		2,446,577,800
State general fund/general purpose		\$ 4,460,087,300

Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	797.6	
Unclassified salaries—6.0 FTE positions.....		\$ 1,176,100
Administrative hearings officers.....		11,340,000
Demonstration projects—7.0 FTE positions		7,358,400
Departmental administration and management—603.6		
FTE positions.....		116,807,000
Developmental disabilities council and projects—10.0 FTE positions		3,090,000
Office of inspector general—177.0 FTE positions.....		22,204,500
Property management		65,966,100
Terminal leave payments		7,250,000
Worker’s compensation.....		6,523,100
GROSS APPROPRIATION		\$ 241,715,200
Appropriated from:		
Interdepartmental grant revenues:		
IDG from department of education		1,943,300
Federal revenues:		
Social security act, temporary assistance for needy families		23,489,700
Capped federal revenues.....		20,421,100
Total other federal revenues		90,699,000
Special revenue funds:		
Total local revenues.....		86,000
Total private revenues.....		3,843,200
Total other state restricted revenues		851,400
State general fund/general purpose		\$ 100,381,500

Sec. 103. CHILD SUPPORT ENFORCEMENT

Full-time equated classified positions	185.7	
Child support enforcement operations—179.7 FTE positions		\$ 22,940,500
Child support incentive payments		24,409,600
Legal support contracts		113,607,100
State disbursement unit—6.0 FTE positions		8,127,500
GROSS APPROPRIATION		\$ 169,084,700

For Fiscal Year
Ending Sept. 30,
2019

Appropriated from:

Federal revenues:

Capped federal revenues.....	1,735,000
Total other federal revenues	143,074,600
State general fund/general purpose	\$ 24,275,100

Sec. 104. COMMUNITY SERVICES AND OUTREACH

Full-time equated classified positions 75.6

Bureau of community services and outreach—20.0 FTE positions	\$ 2,571,400
Child advocacy centers—0.5 FTE position.....	1,407,000
Community services and outreach administration—11.0 FTE positions	1,492,000
Community services block grant.....	25,840,000
Crime victim grants administration services—13.0 FTE positions.....	2,206,500
Crime victim justice assistance grants	59,279,300
Crime victim rights services grants.....	18,870,000
Domestic violence prevention and treatment—15.6 FTE positions	16,010,100
Homeless programs	20,642,700
Housing and support services.....	13,031,000
Michigan community service commission—15.0 FTE positions	11,650,300
Rape prevention and services—0.5 FTE position	5,097,300
School success partnership program	525,000
Uniform statewide sexual assault evidence kit tracking system	800,000
Weatherization assistance	16,340,000
GROSS APPROPRIATION	\$ 195,762,600

Appropriated from:

Federal revenues:

Social security act, temporary assistance for needy families.....	13,189,800
Capped federal revenues.....	67,894,400
Total other federal revenues	75,852,300

Special revenue funds:

Private - collections	44,100
Compulsive gambling prevention fund.....	1,040,500
Sexual assault evidence tracking fund.....	800,000
Sexual assault victims' prevention and treatment fund.....	3,000,000
Child advocacy centers fund	1,407,000
Crime victim's rights fund	17,356,600
State general fund/general purpose	\$ 15,177,900

Sec. 105. CHILDREN'S SERVICES AGENCY - CHILD WELFARE

Full-time equated classified positions 3,850.2

Adoption subsidies	\$ 204,890,400
Adoption support services—10.0 FTE positions.....	29,467,000
Attorney general contract.....	4,455,800
Child abuse and neglect - children's justice act—1.0 FTE position	624,700
Child care fund.....	199,743,800
Child protection.....	800,300
Child welfare administration travel	375,000
Child welfare field staff - caseload compliance—2,461.0 FTE positions.....	234,317,000
Child welfare field staff - noncaseload compliance—330.0 FTE positions.....	35,199,800
Child welfare first line supervisors—578.0 FTE positions	74,179,200
Child welfare institute—51.0 FTE positions.....	9,246,600
Child welfare licensing—59.0 FTE positions	7,025,400
Child welfare medical/psychiatric evaluations	10,435,500
Children's services administration—172.2 FTE positions	20,430,800
Children's trust fund—12.0 FTE positions	4,345,200
Contractual services, supplies, and materials.....	9,300,000
Education planners—15.0 FTE positions	1,558,600
Family preservation and prevention services administration—9.0 FTE positions	1,322,100

	For Fiscal Year Ending Sept. 30, 2019
Family preservation programs—13.0 FTE positions.....	38,900,900
Family support subsidy	15,730,300
Foster care payments.....	233,579,000
Guardianship assistance program	11,117,600
Interstate compact.....	179,600
Peer coaches—45.5 FTE positions	5,838,600
Performance based funding implementation—3.0 FTE positions	1,450,200
Permanency resource managers—28.0 FTE positions	3,254,600
Prosecuting attorney contracts.....	3,879,500
Second line supervisors and technical staff—54.0 FTE positions	9,078,000
Settlement monitor	1,885,800
Strong families/safe children.....	12,350,100
Title IV-E compliance and accountability office—4.0 FTE positions.....	432,200
Youth in transition—4.5 FTE positions.....	15,817,300
GROSS APPROPRIATION	\$ 1,201,210,900
Appropriated from:	
Interdepartmental grant revenues:	
IDG from department of education	90,300
Federal revenues:	
Social security act, temporary assistance for needy families	352,415,200
Capped federal revenues.....	110,246,900
Total other federal revenues	251,134,900
Special revenue funds:	
Private - collections	1,770,700
Local funds - county chargeback	17,183,500
Children’s trust fund.....	2,895,300
State general fund/general purpose	\$ 465,474,100
Sec. 106. CHILDREN’S SERVICES AGENCY - JUVENILE JUSTICE	
Full-time equated classified positions	120.5
Bay Pines Center—47.0 FTE positions.....	\$ 5,695,600
Committee on juvenile justice administration—2.5 FTE positions.....	354,500
Committee on juvenile justice grants	3,000,000
Community support services—3.0 FTE positions	2,122,700
County juvenile officers	3,904,300
Juvenile justice, administration and maintenance—21.0 FTE positions	3,790,000
Shawono Center—47.0 FTE positions	5,723,700
W.J. Maxey Training School	250,000
GROSS APPROPRIATION	\$ 24,840,800
Appropriated from:	
Federal revenues:	
Capped federal revenues.....	8,555,800
Special revenue funds:	
Local funds - state share education funds.....	1,355,700
Local funds - county chargeback	5,117,400
State general fund/general purpose	\$ 9,811,900
Sec. 107. PUBLIC ASSISTANCE	
Full-time equated classified positions	8.0
Emergency services local office allocations.....	\$ 9,007,500
Family independence program	75,216,800
Food assistance program benefits.....	1,931,717,000
Food Bank Council of Michigan.....	2,045,000
Indigent burial	4,375,000
Low-income home energy assistance program.....	174,951,600
Michigan energy assistance program—1.0 FTE position.....	50,000,000
Multicultural integration funding	15,303,800
Refugee assistance program—7.0 FTE positions	28,011,500

	For Fiscal Year Ending Sept. 30, 2019
State disability assistance payments.....	8,041,800
State supplementation.....	60,109,200
State supplementation administration.....	1,681,100
GROSS APPROPRIATION.....	\$ 2,360,460,300
Appropriated from:	
Federal revenues:	
Social security act, temporary assistance for needy families.....	69,499,200
Capped federal revenues.....	203,147,600
Total other federal revenues.....	1,927,517,000
Special revenue funds:	
Child support collections.....	11,081,900
Supplemental security income recoveries.....	4,142,700
Public assistance recoupment revenue.....	5,000,000
Low-income energy assistance fund.....	50,000,000
State general fund/general purpose.....	\$ 90,071,900
Sec. 108. FIELD OPERATIONS AND SUPPORT SERVICES	
Full-time equated classified positions.....	6,340.5
Administrative support workers—221.0 FTE positions.....	\$ 13,110,500
Adult services field staff—520.0 FTE positions.....	57,183,700
Contractual services, supplies, and materials.....	16,737,400
Donated funds positions—238.0 FTE positions.....	27,273,300
Elder Law of Michigan MiCAFE contract.....	350,000
Electronic benefit transfer (EBT).....	8,509,000
Employment and training support services.....	4,219,100
Field policy and administration—66.0 FTE positions.....	11,292,400
Field staff travel.....	8,111,400
Independent living.....	14,031,600
Medical/psychiatric evaluations.....	1,420,100
Michigan rehabilitation services—526.0 FTE positions.....	129,881,000
Nutrition education—2.0 FTE positions.....	33,047,400
Public assistance field staff—4,747.5 FTE positions.....	491,734,700
SSI advocacy legal services grant.....	250,000
Training and program support—20.0 FTE positions.....	2,472,200
Volunteer services and reimbursement.....	942,400
GROSS APPROPRIATION.....	\$ 820,566,200
Appropriated from:	
Interdepartmental grant revenues:	
IDG from department of corrections.....	119,700
IDG from department of education.....	7,851,700
IDG from department of licensing and regulatory affairs.....	38,300
Federal revenues:	
Social security act, temporary assistance for needy families.....	73,288,200
Capped federal revenues.....	158,672,500
Federal supplemental security income.....	8,588,600
Total other federal revenues.....	262,664,700
Special revenue funds:	
Local funds - donated funds.....	4,071,400
Local vocational rehabilitation match.....	5,300,000
Private funds - donated funds.....	9,285,700
Private funds - gifts, bequests, and donations.....	531,500
Rehabilitation service fees.....	150,000
State general fund/general purpose.....	\$ 290,003,900
Sec. 109. DISABILITY DETERMINATION SERVICES	
Full-time equated classified positions.....	587.4
Disability determination operations—583.3 FTE positions.....	\$ 113,054,600
Retirement disability determination—4.1 FTE positions.....	616,500
GROSS APPROPRIATION.....	\$ 113,671,100

For Fiscal Year
Ending Sept. 30,
2019

Appropriated from:

Interdepartmental grant revenues:

IDG from DTMB - office of retirement services 793,600

Federal revenues:

Total other federal revenues 108,563,700

State general fund/general purpose \$ 4,313,800

Sec. 110. BEHAVIORAL HEALTH PROGRAM ADMINISTRATION AND SPECIAL PROJECTS

Full-time equated classified positions 102.0

Behavioral health program administration—80.0 FTE positions \$ 49,683,400

Federal and other special projects 2,535,600

Gambling addiction—1.0 FTE position 4,509,200

Office of recipient rights—21.0 FTE positions 2,763,000

Protection and advocacy services support 194,400

GROSS APPROPRIATION \$ 59,685,600

Appropriated from:

Federal revenues:

Total other federal revenues 32,093,300

Special revenue funds:

Total private revenues 1,004,700

Total other state restricted revenues 4,509,200

State general fund/general purpose \$ 22,078,400

Sec. 111. BEHAVIORAL HEALTH SERVICES

Full-time equated classified positions 9.5

Autism services \$ 192,890,700

Children with serious emotional disturbance waiver 10,000,000

Children’s waiver home care program 20,241,100

Civil service charges 399,300

Community mental health non-Medicaid services 125,578,200

Community substance use disorder prevention, education, and treatment 76,956,200

Court-appointed guardian and conservator reimbursement 1,500,000

Federal mental health block grant—2.5 FTE positions 17,465,400

Health homes 3,369,000

Healthy Michigan plan - behavioral health 299,439,000

Medicaid mental health services 2,319,029,300

Medicaid substance use disorder services 67,640,500

Nursing home PAS/ARR-OBRA—7.0 FTE positions 12,282,200

State disability assistance program substance use disorder services 2,018,800

GROSS APPROPRIATION \$ 3,148,809,700

Appropriated from:

Federal revenues:

Total other federal revenues 2,064,994,400

Special revenue funds:

Total local revenues 25,475,800

Total other state restricted revenues 24,369,300

State general fund/general purpose \$ 1,033,970,200

Sec. 112. STATE PSYCHIATRIC HOSPITALS AND FORENSIC MENTAL HEALTH SERVICES

Total average population 770.0

Full-time equated classified positions 2,290.6

Caro Regional Mental Health Center - psychiatric hospital - adult—474.3 FTE positions \$ 53,491,300

Average population 145.0

Center for forensic psychiatry—601.1 FTE positions 94,729,400

Average population 240.0

Gifts and bequests for patient living and treatment environment 1,000,000

Hawthorn Center - psychiatric hospital - children and adolescents—276.0 FTE positions 32,179,800

	For Fiscal Year Ending Sept. 30, 2019
Average population.....	55.0
IDEA, federal special education.....	120,000
Kalamazoo Psychiatric Hospital - adult—533.8 FTE positions.....	69,457,400
Average population.....	170.0
Purchase of medical services for residents of hospitals and centers.....	445,600
Revenue recapture.....	750,000
Special maintenance.....	924,600
Walter P. Reuther Psychiatric Hospital - adult—405.4 FTE positions.....	57,673,400
Average population.....	160.0
GROSS APPROPRIATION.....	\$ 310,771,500
Appropriated from:	
Federal revenues:	
Total other federal revenues.....	40,231,600
Special revenue funds:	
Total local revenues.....	23,029,900
Total private revenues.....	1,000,000
Total other state restricted revenues.....	14,937,000
State general fund/general purpose.....	\$ 231,573,000
Sec. 113. HEALTH POLICY	
Full-time equated classified positions.....	50.9
Bone marrow transplant registry.....	\$ 250,000
Certificate of need program administration—11.8 FTE positions.....	2,741,600
Health policy administration—33.9 FTE positions.....	14,391,500
Human trafficking intervention services.....	200,000
Michigan essential health provider.....	3,591,300
Minority health grants and contracts.....	612,700
Nurse education and research program—3.0 FTE positions.....	791,300
Primary care services—1.2 FTE positions.....	4,744,200
Rural health services—1.0 FTE position.....	1,555,500
GROSS APPROPRIATION.....	\$ 28,878,100
Appropriated from:	
Interdepartmental grant revenues:	
IDG from the department of education.....	2,400
IDG from the department of licensing and regulatory affairs.....	791,300
IDG from the department of treasury, Michigan state hospital finance authority.....	117,700
Federal revenues:	
Social security act, temporary assistance for needy families.....	190,900
Capped federal revenues.....	63,400
Total other federal revenues.....	15,608,100
Special revenue funds:	
Total private revenues.....	865,000
Total other state restricted revenues.....	2,737,500
State general fund/general purpose.....	\$ 8,501,800
Sec. 114. LABORATORY SERVICES	
Full-time equated classified positions.....	100.0
Laboratory services—100.0 FTE positions.....	\$ 23,580,200
GROSS APPROPRIATION.....	\$ 23,580,200
Appropriated from:	
Interdepartmental grant revenues:	
IDG from the department of environmental quality.....	998,400
Federal revenues:	
Total other federal revenues.....	3,838,600
Special revenue funds:	
Total other state restricted revenues.....	10,799,700
State general fund/general purpose.....	\$ 7,943,500

For Fiscal Year
Ending Sept. 30,
2019

Sec. 115. DISEASE CONTROL, PREVENTION, AND EPIDEMIOLOGY

Full-time equated classified positions	137.9	
Childhood lead program—4.5 FTE positions.....		\$ 2,055,300
Epidemiology administration—75.1 FTE positions		21,179,800
Healthy homes program—12.0 FTE positions		27,754,200
Immunization program—12.8 FTE positions		16,838,100
Newborn screening follow-up and treatment services—10.5 FTE positions		7,535,600
PFAS and environmental contamination response—23.0 FTE positions		8,025,300
GROSS APPROPRIATION		\$ 83,388,300

Appropriated from:

Federal revenues:

Total other federal revenues		53,784,300
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Special revenue funds:

Total private revenues.....		342,700
Total other state restricted revenues		9,721,500
State general fund/general purpose		\$ 19,539,800

Sec. 116. LOCAL HEALTH AND ADMINISTRATIVE SERVICES

Full-time equated classified positions	230.2	
AIDS prevention, testing, and care programs—37.7 FTE positions		\$ 70,682,000
Cancer prevention and control program—15.0 FTE positions.....		15,101,500
Chronic disease control and health promotion administration—23.4 FTE positions.....		8,506,800
Dental programs—3.8 FTE positions.....		3,759,100
Diabetes and kidney program—8.0 FTE positions		3,262,400
Essential local public health services.....		45,419,300
Health and wellness initiatives—11.7 FTE positions.....		9,047,600
Implementation of 1993 PA 133, MCL 333.17015		20,000
Injury control intervention project		1,000,000
Local health services—3.3 FTE positions.....		6,707,500
Medicaid outreach cost reimbursement to local health departments.....		12,500,000
Public health administration—9.0 FTE positions.....		1,968,800
Sexually transmitted disease control program—20.0 FTE positions		6,333,400
Smoking prevention program—12.0 FTE positions		2,168,600
Violence prevention—4.9 FTE positions.....		3,310,400
Vital records and health statistics—81.4 FTE positions		10,167,700
GROSS APPROPRIATION		\$ 199,955,100

Appropriated from:

Federal revenues:

Capped federal revenues.....		81,100
Total other federal revenues		80,208,700

Special revenue funds:

Total local revenues.....		5,150,000
Total private revenues.....		39,282,400
Total other state restricted revenues		18,478,000
State general fund/general purpose		\$ 56,754,900

Sec. 117. FAMILY, MATERNAL, AND CHILD HEALTH

Full-time equated classified positions	112.3	
Family, maternal, and child health administration—53.3 FTE positions		\$ 9,221,700
Family planning local agreements.....		8,310,700
Local MCH services		7,018,100
Pregnancy prevention program		602,100
Prenatal care outreach and service delivery support—14.0 FTE positions.....		20,647,000
Special projects.....		6,289,100
Sudden and unexpected infant death and suffocation prevention program.....		321,300
Women, infants, and children program administration and special projects—45.0 FTE positions.....		18,125,400
Women, infants, and children program local agreements and food costs		256,285,000
GROSS APPROPRIATION		\$ 326,820,400

For Fiscal Year
Ending Sept. 30,
2019

Appropriated from:	
Federal revenues:	
Social security act, temporary assistance for needy families	650,000
Total other federal revenues	253,070,500
Special revenue funds:	
Total local revenues	75,000
Total private revenues	61,702,400
State general fund/general purpose	\$ 11,322,500
Sec. 118. EMERGENCY MEDICAL SERVICES, TRAUMA, AND PREPAREDNESS	
Full-time equated classified positions	76.0
Bioterrorism preparedness—53.0 FTE positions	\$ 30,491,300
Emergency medical services program—23.0 FTE positions	6,559,200
GROSS APPROPRIATION	\$ 37,050,500
Appropriated from:	
Federal revenues:	
Total other federal revenues	31,435,300
Special revenue funds:	
Total other state restricted revenues	4,004,900
State general fund/general purpose	\$ 1,610,300
Sec. 119. CHILDREN'S SPECIAL HEALTH CARE SERVICES	
Full-time equated classified positions	46.8
Bequests for care and services—2.8 FTE positions	\$ 1,837,800
Children's special health care services administration—44.0 FTE positions.....	6,101,400
Medical care and treatment	217,159,500
Nonemergency medical transportation	905,900
Outreach and advocacy.....	5,510,000
GROSS APPROPRIATION	\$ 231,514,600
Appropriated from:	
Federal revenues:	
Total other federal revenues	124,721,500
Special revenue funds:	
Total private revenues	1,016,200
Total other state restricted revenues	3,682,900
State general fund/general purpose	\$ 102,094,000
Sec. 120. AGING AND ADULT SERVICES AGENCY	
Full-time equated classified positions	47.0
Aging and adult services administration—47.0 FTE positions.....	\$ 8,828,300
Community services	46,067,300
Employment assistance.....	3,500,000
Nutrition services	42,254,200
Respite care program.....	6,468,700
Senior volunteer service programs	4,765,300
GROSS APPROPRIATION	\$ 111,883,800
Appropriated from:	
Federal revenues:	
Capped federal revenues.....	371,500
Total other federal revenues	59,094,200
Special revenue funds:	
Total private revenues.....	520,000
Michigan merit award trust fund.....	4,068,700
Total other state restricted revenues	2,000,000
State general fund/general purpose	\$ 45,829,400
Sec. 121. MEDICAL SERVICES ADMINISTRATION	
Full-time equated classified positions	453.0
Electronic health record incentive program—18.0 FTE positions	\$ 96,087,400
Healthy Michigan plan administration—30.0 FTE positions	47,578,400

	For Fiscal Year Ending Sept. 30, 2019
Medical services administration—362.0 FTE positions.....	95,439,900
Technology supporting integrated service delivery—43.0 FTE positions.....	54,056,700
GROSS APPROPRIATION.....	\$ 293,162,400
Appropriated from:	
Federal revenues:	
Social security act, temporary assistance for needy families.....	749,600
Capped federal revenues.....	910,700
Total other federal revenues.....	246,315,600
Special revenue funds:	
Total local revenues.....	37,700
Total private revenues.....	101,300
Total other state restricted revenues.....	336,300
State general fund/general purpose.....	\$ 44,711,200
Sec. 122. MEDICAL SERVICES	
Adult home help services.....	\$ 328,368,100
Ambulance services.....	11,601,700
Auxiliary medical services.....	6,936,600
Dental clinic program.....	1,000,000
Dental services.....	311,017,200
Federal Medicare pharmaceutical program.....	277,511,900
Health plan services.....	4,894,990,000
Healthy Michigan plan.....	3,647,233,400
Home health services.....	5,525,900
Hospice services.....	125,764,200
Hospital disproportionate share payments.....	45,000,000
Hospital services and therapy.....	688,553,700
Integrated care organizations.....	220,150,000
Long-term care services.....	1,866,486,100
Maternal and child health.....	26,279,500
Medicaid home- and community-based services waiver.....	351,913,900
Medicare premium payments.....	608,352,900
Personal care services.....	10,138,000
Pharmaceutical services.....	332,217,000
Physician services.....	253,189,400
Program of all-inclusive care for the elderly.....	141,313,300
School-based services.....	109,937,200
Special Medicaid reimbursement.....	309,532,500
Transportation.....	22,633,800
GROSS APPROPRIATION.....	\$ 14,595,646,300
Appropriated from:	
Federal revenues:	
Total other federal revenues.....	10,480,078,800
Special revenue funds:	
Total local revenues.....	34,730,200
Total private revenues.....	2,100,000
Michigan merit award trust fund.....	48,200,000
Total other state restricted revenues.....	2,250,899,600
State general fund/general purpose.....	\$ 1,779,637,700
Sec. 123. INFORMATION TECHNOLOGY	
Child support automation.....	\$ 44,425,600
Information technology services and projects.....	161,975,100
Michigan Medicaid information system.....	75,634,400
GROSS APPROPRIATION.....	\$ 282,035,100
Appropriated from:	
Interdepartmental grant revenues:	
IDG from department of education.....	1,067,000

For Fiscal Year
Ending Sept. 30,
2019

Federal revenues:	
Social security act, temporary assistance for needy families	24,104,900
Capped federal revenues.....	21,934,900
Total other federal revenues	130,213,500
Special revenue funds:	
Total private revenues.....	25,000,000
Total other state restricted revenues	1,999,800
State general fund/general purpose	\$ 77,715,000
Sec. 124. ONE-TIME APPROPRIATIONS	
Asian American health care and wellness initiative.....	\$ 150,000
Autism navigator	1,025,000
Autism train the trainer grant.....	55,000
Census related services.....	2,500,000
Child lead poisoning elimination board	1,250,000
Dental clinic program.....	1,000,000
Drinking water declaration of emergency	4,621,100
Employment first.....	500,000
Infant mortality program grant.....	100,000
Michigan medical resident loan repayment program	5,000,000
Multicultural integration funding	1,381,100
Opioid outreach coordinator.....	115,000
Primary care and dental health services	300,000
Refugee assistance grant	175,000
Western Michigan University clinics.....	1,500,000
GROSS APPROPRIATION.....	\$ 19,672,200
Appropriated from:	
Special revenue funds:	
Total private revenues.....	2,000,000
Total other state restricted revenues	376,700
State general fund/general purpose	\$ 17,295,500

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2018-2019

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2018-2019 is \$6,958,933,800.00 and state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is \$1,468,359,900.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF HEALTH AND HUMAN SERVICES
COMMUNITY SERVICES AND OUTREACH

Crime victim rights services grants.....	\$ 9,474,800
Housing and support services.....	550,700

CHILDREN'S SERVICES AGENCY - CHILD WELFARE

Child care fund.....	\$ 163,968,700
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PUBLIC ASSISTANCE

Family independence program	\$ 4,200
Multicultural integration funding	1,193,300
State disability assistance payments.....	621,300

BEHAVIORAL HEALTH PROGRAM ADMINISTRATION AND SPECIAL PROJECTS

Behavioral health program administration	\$ 2,388,700
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BEHAVIORAL HEALTH SERVICES

Autism services	\$ 66,413,100
Children with serious emotional disturbance waiver.....	3,555,000
Children's waiver home care program.....	7,195,700
Community mental health non-Medicaid services	125,578,200
Community substance use disorder prevention, education, and treatment.....	16,208,500

Court-appointed guardian and conservator reimbursement	1,500,000
Health homes	70,700
Healthy Michigan plan - behavioral health	20,212,200
Medicaid mental health services	787,894,000
Medicaid substance use disorder services	23,704,200
Nursing home PAS/ARR-OBRA	3,070,500
State disability assistance program substance use disorder services	2,018,400
STATE PSYCHIATRIC HOSPITALS AND FORENSIC MENTAL HEALTH SERVICES	
Caro Regional Mental Health Center - psychiatric hospital - adult	\$ 1,200
Center for forensic psychiatry	1,400
HEALTH POLICY	
Primary care services	\$ 88,900
DISEASE CONTROL, PREVENTION, AND EPIDEMIOLOGY	
Childhood lead program	\$ 72,700
Epidemiology administration	291,400
Healthy homes program	10,000
Immunization program	1,138,900
LOCAL HEALTH AND ADMINISTRATIVE SERVICES	
AIDS prevention, testing, and care programs	\$ 2,038,400
Cancer prevention and control program	121,400
Essential local public health services	40,269,300
Health and wellness initiatives	2,363,300
Local health services	4,500,000
Public health administration	19,800
Sexually transmitted disease control program	438,400
FAMILY, MATERNAL, AND CHILD HEALTH	
Family planning local agreements	\$ 225,400
Prenatal care outreach and service delivery support	3,941,500
EMERGENCY MEDICAL SERVICES, TRAUMA, AND PREPAREDNESS	
Emergency medical services program	\$ 71,000
CHILDREN'S SPECIAL HEALTH CARE SERVICES	
Medical care and treatment	\$ 797,200
Outreach and advocacy	2,598,100
AGING AND ADULT SERVICES AGENCY	
Aging and adult services administration	\$ 594,100
Community services	21,726,700
Nutrition services	11,086,900
Respite care program	5,224,500
Senior volunteer service programs	946,300
MEDICAL SERVICES ADMINISTRATION	
Medical services administration	\$ 282,000
MEDICAL SERVICES	
Adult home help services	\$ 486,300
Ambulance services	475,900
Auxiliary medical services	1,300
Dental services	1,265,400
Healthy Michigan plan	4,353,000
Home health services	8,200
Hospice services	38,100
Hospital services and therapy	1,313,400
Long-term care services	104,351,600
Medicaid home- and community-based services waiver	10,995,100
Personal care services	23,800
Pharmaceutical services	20,300
Physician services	4,690,100
Special Medicaid reimbursement	5,415,200
Transportation	23,200
ONE-TIME APPROPRIATIONS	
Drinking water declaration of emergency	\$ 428,000
TOTAL OF PAYMENTS TO LOCAL UNITS OF GOVERNMENT	\$ 1,468,359,900

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

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

- (a) "AIDS" means acquired immunodeficiency syndrome.
- (b) "CMHSP" means a community mental health services program as that term is defined in section 100a of the mental health code, 1974 PA 258, MCL 330.1100a.
- (c) "CMS" means the Centers for Medicare and Medicaid Services.
- (d) "Current fiscal year" means the fiscal year ending September 30, 2019.
- (e) "Department" means the department of health and human services.
- (f) "Director" means the director of the department.
- (g) "DSH" means disproportionate share hospital.
- (h) "EPSDT" means early and periodic screening, diagnosis, and treatment.
- (i) "Federal poverty level" means the poverty guidelines published annually in the Federal Register by the United States Department of Health and Human Services under its authority to revise the poverty line under 42 USC 9902.
- (j) "FTE" means full-time equated.
- (k) "GME" means graduate medical education.
- (l) "Health plan" means, at a minimum, an organization that meets the criteria for delivering the comprehensive package of services under the department's comprehensive health plan.
- (m) "HEDIS" means healthcare effectiveness data and information set.
- (n) "HMO" means health maintenance organization.
- (o) "IDEA" means the individuals with disabilities education act, 20 USC 1400 to 1482.
- (p) "IDG" means interdepartmental grant.
- (q) "MCH" means maternal and child health.
- (r) "Medicaid" means subchapter XIX of the social security act, 42 USC 1396 to 1396w-5.
- (s) "Medicare" means subchapter XVIII of the social security act, 42 USC 1395 to 1395lll.
- (t) "MiCAFE" means Michigan's coordinated access to food for the elderly.
- (u) "MiChild" means the program described in section 1670 of this part.
- (v) "MiSACWIS" means Michigan statewide automated child welfare information system.
- (w) "PAS/ARR-OBRA" means the preadmission screening and annual resident review required under the omnibus budget reconciliation act of 1987, section 1919(e)(7) of the social security act, 42 USC 1396r.
- (x) "PFAS" means perfluoroalkyl and polyfluoroalkyl substances.
- (y) "PIHP" means an entity designated by the department as a regional entity or a specialty prepaid inpatient health plan for Medicaid mental health services, services to individuals with developmental disabilities, and substance use disorder services. Regional entities are described in section 204b of the mental health code, 1974 PA 258, MCL 330.1204b. Specialty prepaid inpatient health plans are described in section 232b of the mental health code, 1974 PA 258, MCL 330.1232b.
- (z) "Previous fiscal year" means the fiscal year ending September 30, 2018.
- (aa) "Quarterly reports" means 4 reports shall be submitted to the required recipients by the following dates: February 1, April 1, July 1, and September 30 of the current fiscal year.
- (bb) "Semiannual basis" means March 1 and September 30 of the current fiscal year.
- (cc) "Settlement" means the settlement agreement entered in the case of *Dwayne B. v Snyder*, docket no. 2:06-cv-13548 in the United States District Court for the Eastern District of Michigan.
- (dd) "SSI" means supplemental security income.
- (ee) "Temporary assistance for needy families" or "TANF" or "title IV-A" means part A of subchapter IV of the social security act, 42 USC 601 to 619.
- (ff) "Title IV-B" means part B of title IV of the social security act, 42 USC 620 to 629m.
- (gg) "Title IV-D" means part D of title IV of the social security act, 42 USC 651 to 669b.
- (hh) "Title IV-E" means part E of title IV of the social security act, 42 USC 670 to 679c.
- (ii) "Title X" means subchapter VIII of the public health service act, 42 USC 300 to 300a-8, which establishes grants to states for family planning services.

Sec. 204. Unless otherwise specified, the departments and agencies receiving appropriations in part 1 shall use the internet to fulfill the reporting requirements of this part and part 1. This requirement shall include transmission of reports via electronic mail to the recipients identified for each reporting requirement, and it shall include placement of reports on the internet.

Sec. 205. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans if they are competitively priced and of comparable quality.

Sec. 206. The director shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. Each director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

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

(a) The dates of each travel occurrence.

(b) The transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

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

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

Sec. 210. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$400,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393. These funds shall not be made available to increase TANF authorization.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$45,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$40,000,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$60,000,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

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

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

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

(e) Job specifications and wage rates.

Sec. 212. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the senate and house appropriations chairs, the senate and house appropriations subcommittees chairs on the department budget, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the previous fiscal year and the current fiscal year.

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

Sec. 214. Total authorized appropriations from all sources under part 1 for legacy costs for the current fiscal year are estimated at \$365,234,500.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$168,379,300.00. Total agency appropriations for retiree health care legacy costs are estimated at \$196,855,200.00.

Sec. 215. If either of the following events occur, within 30 days the department shall notify the state budget director, the chairs of the house and senate appropriations subcommittees on the department budget, and the house and senate fiscal agencies and policy offices of that fact:

(a) A legislative objective of this part or of a bill or amendment to a bill to amend the social welfare act, 1939 PA 280, MCL 400.1 to 400.119b, cannot be implemented because implementation would conflict with or violate federal regulations.

(b) A federal grant, for which a notice of an award has been received, cannot be used, or will not be used.

Sec. 216. (1) In addition to funds appropriated in part 1 for all programs and services, there is appropriated for write-offs of accounts receivable, deferrals, and for prior year obligations in excess of applicable prior year appropriations, an amount equal to total write-offs and prior year obligations, but not to exceed amounts available in prior year revenues.

(2) The department's ability to satisfy appropriation fund sources in part 1 shall not be limited to collections and accruals pertaining to services provided in the current fiscal year, but shall also include reimbursements, refunds, adjustments, and settlements from prior years.

Sec. 217. (1) By February 1 of the current fiscal year, the department shall report to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the state budget director on the detailed name and amounts of estimated federal, restricted, private, and local sources of revenue that support the appropriations in each of the line items in part 1.

(2) Upon the release of the next fiscal year executive budget recommendation, the department shall report to the same parties in subsection (1) on the amounts and detailed sources of federal, restricted, private, and local revenue proposed to support the total funds appropriated in each of the line items in part 1 of the next fiscal year executive budget proposal.

Sec. 218. The department shall include, but not be limited to, the following in its annual list of proposed basic health services as required in part 23 of the public health code, 1978 PA 368, MCL 333.2301 to 333.2321:

(a) Immunizations.

(b) Communicable disease control.

(c) Sexually transmitted disease control.

(d) Tuberculosis control.

(e) Prevention of gonorrhea eye infection in newborns.

(f) Screening newborns for the conditions listed in section 5431 of the public health code, 1978 PA 368, MCL 333.5431, or recommended by the newborn screening quality assurance advisory committee created under section 5430 of the public health code, 1978 PA 368, MCL 333.5430.

(g) Health and human services annex of the Michigan emergency management plan.

(h) Prenatal care.

Sec. 219. (1) The department may contract with the Michigan Public Health Institute for the design and implementation of projects and for other public health-related activities prescribed in section 2611 of the public health code, 1978 PA 368, MCL 333.2611. The department may develop a master agreement with the Michigan Public Health Institute to carry out these purposes for up to a 3-year period. The department shall report to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the state budget director on or before January 1 of the current fiscal year all of the following:

(a) A detailed description of each funded project.

(b) The amount allocated for each project, the appropriation line item from which the allocation is funded, and the source of financing for each project.

(c) The expected project duration.

(d) A detailed spending plan for each project, including a list of all subgrantees and the amount allocated to each subgrantee.

(2) On or before December 30 of the current fiscal year, the department shall provide to the same parties listed in subsection (1) a copy of all reports, studies, and publications produced by the Michigan Public Health Institute, its subcontractors, or the department with the funds appropriated in the department's budget in the previous fiscal year and allocated to the Michigan Public Health Institute.

Sec. 220. The department shall ensure that faith-based organizations are able to apply and compete for services, programs, or contracts that they are qualified and suitable to fulfill. The department shall not disqualify faith-based organizations solely on the basis of the religious nature of their organization or their guiding principles or statements of faith.

Sec. 221. According to section 1b of the social welfare act, 1939 PA 280, MCL 400.1b, the department shall treat part 1 and this part as a time-limited addendum to the social welfare act, 1939 PA 280, MCL 400.1 to 400.119b.

Sec. 222. (1) The department shall make the entire policy and procedures manual available and accessible to the public via the department website.

(2) The department shall report by April 1 of the current fiscal year on each specific policy change made to implement a public act affecting the department that took effect during the prior calendar year to the house and senate appropriations subcommittees on the budget for the department, the joint committee on administrative rules, the senate and house fiscal agencies, and policy offices. The department shall attach each policy bulletin issued during the prior calendar year to this report.

Sec. 223. The department may establish and collect fees for publications, videos and related materials, conferences, and workshops. Collected fees are appropriated when received and shall be used to offset expenditures to pay for printing and mailing costs of the publications, videos and related materials, and costs of the workshops and conferences. The department shall not collect fees under this section that exceed the cost of the expenditures. When collected fees

are appropriated under this section in an amount that exceeds the current fiscal year appropriation, within 30 days the department shall notify the chairs of the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies and policy offices, and the state budget director of that fact.

Sec. 224. The department may retain all of the state's share of food assistance overissuance collections as an offset to general fund/general purpose costs. Retained collections shall be applied against federal funds deductions in all appropriation units where department costs related to the investigation and recoupment of food assistance overissuances are incurred. Retained collections in excess of such costs shall be applied against the federal funds deducted in the departmental administration and support appropriation unit.

Sec. 225. (1) Sanctions, suspensions, conditions for provisional license status, and other penalties shall not be more stringent for private service providers than for public entities performing equivalent or similar services.

(2) Neither the department nor private service providers or licensees shall be granted preferential treatment or considered automatically to be in compliance with administrative rules based on whether they have collective bargaining agreements with direct care workers. Private service providers or licensees without collective bargaining agreements shall not be subjected to additional requirements or conditions of licensure based on their lack of collective bargaining agreements.

Sec. 226. If the revenue collected by the department from fees and collections exceeds the amount appropriated in part 1, the revenue may be carried forward with the approval of the state budget director into the subsequent fiscal year. The revenue carried forward under this section shall be used as the first source of funds in the subsequent fiscal year.

Sec. 227. The state departments, agencies, and commissions receiving tobacco tax funds and Healthy Michigan fund revenue from part 1 shall report by April 1 of the current fiscal year to the senate and house appropriations committees, the senate and house fiscal agencies, and the state budget director on the following:

(a) Detailed spending plan by appropriation line item including description of programs and a summary of organizations receiving these funds.

(b) Description of allocations or bid processes including need or demand indicators used to determine allocations.

(c) Eligibility criteria for program participation and maximum benefit levels where applicable.

(d) Outcome measures used to evaluate programs, including measures of the effectiveness of these programs in improving the health of Michigan residents.

Sec. 228. If the department is authorized under state or federal law to collect an overpayment owed to the department, the department may assess a penalty of 1% per month beginning 60 days after notification. If caused by department error, a penalty may not be assessed until 6 months after the initial notification date of the overpayment amount. The department shall not collect penalty interest in an amount that exceeds the amount of the original overpayment. The state share of any funds collected under this section shall be deposited in the state general fund.

Sec. 229. (1) The department shall extend the interagency agreement with the Michigan talent investment agency for the duration of the current fiscal year, which concerns TANF funding to provide job readiness and welfare-to-work programming. The interagency agreement shall include specific outcome and performance reporting requirements as described in this section. TANF funding provided to the Michigan talent investment agency in the current fiscal year is contingent on compliance with the data and reporting requirements described in this section. The interagency agreement must require the Michigan talent investment agency to provide all of the following items by January 1 of the current fiscal year for the previous fiscal year to the senate and house appropriations subcommittees on the department budget and the state budget office:

(a) An itemized spending report on TANF funding, including all of the following:

(i) Direct services to recipients.

(ii) Administrative expenditures.

(b) The number of family independence program (FIP) recipients served through the TANF funding, including all of the following:

(i) The number and percentage who obtained employment through Michigan Works!

(ii) The number and percentage who fulfilled their TANF work requirement through other job readiness programming.

(iii) Average TANF spending per recipient.

(iv) The number and percentage of recipients who were referred to Michigan Works! but did not receive a job or job readiness placement and the reasons why.

(2) By March 1 of the current fiscal year, the department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office an annual report on the following matters itemized by Michigan Works! agency: the number of referrals to Michigan Works! job readiness programs, the number of referrals to Michigan Works! job readiness programs who became a participant in the Michigan Works! job readiness programs, the number of participants who obtained employment, and the cost per participant case.

Sec. 230. By December 31 of the current fiscal year, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies and policy offices, and the state budget office on the status of the implementation of any noninflationary, noncaseload, programmatic funding increases from

the previous fiscal year. The report shall confirm the implementation of already implemented funding increases and provide explanations for any planned implementation of funding increases that have not yet occurred. For any planned implementation of funding increases that have not yet occurred, the department shall provide an expected implementation date and the reasons for delayed implementation.

Sec. 231. From the funds appropriated in part 1 for travel reimbursements to employees, the department shall allocate up to \$100,000.00 toward reimbursing counties for the out-of-pocket travel costs of the local county department board members and county department directors to attend 1 meeting per year of the Michigan County Social Services Association.

Sec. 232. (1) The department shall provide the approved spending plan for each line item receiving an appropriation in the current fiscal year to the senate and house appropriations subcommittees on the department budget and the senate and house fiscal agencies within 60 days of approval by the department but not later than January 15 of the current fiscal year. The spending plan shall include the following information regarding planned expenditures for each category: allocation in the previous period, change in the allocation, and new allocation. The spending plan shall include the following information regarding each revenue source for the line item: category of the fund source indicated by general fund/general purpose, state restricted, local, private or federal. Figures included in the approved spending plan shall not be assumed to constitute the actual final expenditures, as line items may be updated on an as-needed basis to reflect changes in projected expenditures and projected revenue. The department shall supplement the spending plan information by providing a list of all active contracts and grants in the department's contract system. For amounts listed in the other contracts category of each spending plan, the department shall provide a list of all contracts and grants and amounts for the current fiscal year, and include the name of the line item and the name of the fund source related to each contract or grant and amount. For amounts listed in the all other costs category of each spending plan, the department shall provide a list detailing planned expenditures and amounts for the current fiscal year, and include the name of the line item and the name of the fund source related to each amount and expenditure.

(2) Notwithstanding any other appropriation authority granted in part 1, the department shall not appropriate any additional general fund/general purpose funds or any related federal and state restricted funds without providing a written 30-day notice to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the senate and house policy offices.

Sec. 252. The appropriations in part 1 for Healthy Michigan plan - behavioral health, Healthy Michigan plan administration, and Healthy Michigan plan are contingent on the provisions of the social welfare act, 1939 PA 280, MCL 400.1 to 400.119b, that were contained in 2013 PA 107 not being amended, repealed, or otherwise altered to eliminate the Healthy Michigan plan. If that occurs, then, upon the effective date of the amendatory act that amends, repeals, or otherwise alters those provisions, the remaining funds in the Healthy Michigan plan - behavioral health, Healthy Michigan plan administration, and Healthy Michigan plan line items shall only be used to pay previously incurred costs and any remaining appropriations shall not be allotted to support those line items.

Sec. 256. If funds become available, the department shall, in consultation with the Michigan department of education, the Michigan domestic and sexual violence prevention and treatment board, and the Michigan Coalition to End Domestic and Sexual Violence, redraft the curriculum for the "Growing Up & Staying Healthy" and "Healthy & Responsible Relationships" modules to include age-appropriate information about the importance of consent, setting and respecting personal boundaries, and the prevention of child sexual abuse as outlined in MCL 380.1505 and consistent with the recommendations and guidelines set by the task force on the prevention of sexual abuse of children created under section 12b of the child protection law, 1975 PA 238, MCL 722.632b, and the prevention of sexual assault and dating violence.

Sec. 263. (1) Except as otherwise provided in this subsection, before submission of a waiver, a state plan amendment, or a similar proposal to CMS or other federal agency, the department shall provide written notification of the planned submission to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies and policy offices, and the state budget office. This subsection does not apply to the submission of a waiver, a state plan amendment, or similar proposal that does not propose a material change or is outside of the ordinary course of waiver, state plan amendment, or similar proposed submissions.

(2) The department shall provide written reports on a semiannual basis to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget office summarizing the status of any new or ongoing discussions with CMS or the United States Department of Health and Human Services or other federal agency regarding potential or future waiver applications as well as the status of submitted waivers that have not yet received federal approval. If, at the time a semiannual report is due, there are no reportable items, then no report is required to be provided.

Sec. 264. The department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 270. The department shall advise the legislature of the receipt of a notification from the attorney general's office of a legal action in which expenses had been recovered pursuant to section 106(4) of the social welfare act, 1939 PA 280, MCL 400.106. By February 1 of the current fiscal year, the department shall submit a written report to the house and

senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the state budget office that includes, at a minimum, all of the following:

- (a) The total amount recovered from the legal action.
- (b) The program or service for which the money was originally expended.
- (c) Details on the disposition of the funds recovered such as the appropriation or revenue account in which the money was deposited.
- (d) A description of the facts involved in the legal action.

Sec. 274. (1) The department, in collaboration with the state budget office, shall submit to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the house and senate policy offices 1 week after the day the governor submits to the legislature the budget for the ensuing fiscal year a report on spending and revenue projections for each of the capped federal funds listed below. The report shall contain actual spending and revenue in the previous fiscal year, spending and revenue projections for the current fiscal year as enacted, and spending and revenue projections within the executive budget proposal for the fiscal year beginning October 1, 2019 for each individual line item for the department budget. The report shall also include federal funds transferred to other departments. The capped federal funds shall include, but not be limited to, all of the following:

- (a) TANF.
 - (b) Title XX social services block grant.
 - (c) Title IV-B part I child welfare services block grant.
 - (d) Title IV-B part II promoting safe and stable families funds.
 - (e) Low-income home energy assistance program.
- (2) It is the intent of the legislature that the department, in collaboration with the state budget office, not utilize capped federal funding for economics adjustments for FTEs or other economics costs that are included as part of the budget submitted to the legislature by the governor for the ensuing fiscal year, unless there is a reasonable expectation for increased federal funding to be available to the department from that capped revenue source in the ensuing fiscal year.

(3) By February 15 of the current fiscal year, the department shall prepare an annual report of its efforts to identify additional TANF maintenance of effort sources and rationale for any increases or decreases from all of the following, but not limited to:

- (a) Other departments.
- (b) Local units of government.
- (c) Private sources.

Sec. 275. (1) As part of the year-end closing process, the department, with the approval of the state budget director, is authorized to realign sources between other federal, TANF, and capped federal financing authorizations in order to maximize federal revenues. This realignment of financing shall not produce a gross increase or decrease in the department's total individual line item authorizations, nor will it produce a net increase or decrease in total federal revenues, or a net increase in TANF authorization.

(2) Not later than November 30, the department shall submit to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the house and senate policy offices a report on the realignment of federal fund sources that took place as part of the year-end closing process for the previous fiscal year.

Sec. 279. (1) All master contracts relating to foster care and adoption services as funded by the appropriations in section 105 of part 1 shall be performance-based contracts that employ a client-centered results-oriented process that is based on measurable performance indicators and desired outcomes and includes the annual assessment of the quality of services provided.

(2) By February 1 of the current fiscal year, the department shall provide the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies and policy offices, and the state budget office a report detailing measurable performance indicators, desired outcomes, and an assessment of the quality of services provided by the department during the previous fiscal year.

Sec. 280. By March 1 of the current fiscal year, the department shall provide a report to the house and senate appropriations committees, the house and senate fiscal agencies, the house and senate policy offices, and the state budget director that provides all of the following for each line item in part 1 containing personnel-related costs, including the specific individual amounts for salaries and wages, payroll taxes, and fringe benefits:

- (a) FTE authorization.
- (b) Spending authorization for personnel-related costs, by fund source, under the spending plan.
- (c) Actual year-to-date expenditures for personnel-related costs, by fund source, through the end of the prior month.
- (d) The projected year-end balance or shortfall for personnel-related costs, by fund source, based on actual monthly spending levels through the end of the prior month.
- (e) A specific plan for addressing any projected shortfall for personnel-related costs at either the gross or fund source level.

Sec. 288. (1) Beginning October 1 of the current fiscal year, no less than 90% of a new department contract supported solely from state restricted funds or general fund/general purpose funds and designated in this part or part 1 for a specific

entity for the purpose of providing services to individuals shall be expended for such services after the first year of the contract.

(2) The department may allow a contract to exceed the limitation on administrative and services costs if it can be demonstrated that an exception should be made to the provision in subsection (1).

(3) By September 30 of the current fiscal year, the department shall report to the house and senate appropriations subcommittees on the department budget, house and senate fiscal agencies, and state budget office on the rationale for all exceptions made to the provision in subsection (1) and the number of contracts terminated due to violations of subsection (1).

Sec. 289. By March 1 of the current fiscal year, the department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the senate and house policy offices an annual report on the supervisor-to-staff ratio by department divisions and subdivisions.

Sec. 290. Any public advertisement for public assistance shall also inform the public of the welfare fraud hotline operated by the department.

Sec. 295. (1) From the funds appropriated in part 1 to agencies providing physical and behavioral health services to multicultural populations, the department shall award grants in accordance with the requirements of subsection (2). The state is not liable for any spending above the contract amount. Funds shall not be released until reporting requirements under section 295 of article X of 2017 PA 107 are satisfied.

(2) The department shall require each contractor described in subsection (1) that receives greater than \$1,000,000.00 in state grant funding to comply with performance-related metrics to maintain their eligibility for funding. The organizational metrics shall include, but not be limited to, all of the following:

(a) Each contractor or subcontractor shall have accreditations that attest to their competency and effectiveness as behavioral health and social service agencies.

(b) Each contractor or subcontractor shall have a mission that is consistent with the purpose of the multicultural agency.

(c) Each contractor shall validate that any subcontractors utilized within these appropriations share the same mission as the lead agency receiving funding.

(d) Each contractor or subcontractor shall demonstrate cost-effectiveness.

(e) Each contractor or subcontractor shall ensure their ability to leverage private dollars to strengthen and maximize service provision.

(f) Each contractor or subcontractor shall provide timely and accurate reports regarding the number of clients served, units of service provision, and ability to meet their stated goals.

(3) The department shall require an annual report from the contractors described in subsection (2). The annual report, due 60 days following the end of the contract period, shall include specific information on services and programs provided, the client base to which the services and programs were provided, information on any wraparound services provided, and the expenditures for those services. The department shall provide the annual reports to the senate and house appropriations subcommittees on health and human services, the senate and house fiscal agencies, and the state budget office.

Sec. 296. From the funds appropriated in part 1, the department is responsible for the necessary and reasonable attorney fees and costs incurred by private and independent legal counsel chosen by current and former classified and unclassified department employees in the defense of the employees in any state or federal lawsuit or investigation related to the water system in a city or community in which a declaration of emergency was issued because of drinking water contamination.

Sec. 297. On a semiannual basis, the department shall report on the number of FTEs in pay status by type of staff. The report shall include a comparison by line item of the number of FTEs authorized from funds appropriated in part 1 to the actual number of FTEs employed by the department at the end of the reporting period.

Sec. 298. (1) The department shall continue to work with a willing CMHSP in Kent County and all willing Medicaid health plans in the county to pilot a full physical and behavioral health integrated service demonstration model. The department shall ensure that the demonstration model described in this subsection is implemented in a manner that ensures at least all of the following:

(a) That any changes made to a Medicaid waiver or Medicaid state plan to implement the demonstration model described in this subsection must only be in effect for the duration of the demonstration model described in this subsection.

(b) That the demonstration model described in this subsection is consistent with the stated core values as identified in the final report of the workgroup established in section 298 of article X of 2016 PA 268.

(c) That updates are provided to the medical care advisory council, behavioral health advisory council, and developmental disabilities council.

(2) In addition to the pilot project described in subsection (1), the department shall continue to implement up to 3 pilot projects to achieve fully financially integrated Medicaid behavioral health and physical health benefit and financial integration demonstration models. These demonstration models shall use single contracts between the state and each licensed Medicaid health plan that is currently contracted to provide Medicaid services in the geographic area of the pilot

project. The department shall ensure that the pilot projects described in this subsection are implemented in a manner that ensures at least all of the following:

(a) That allows the CMHSP in the geographic area of the pilot project to be a provider of behavioral health supports and services.

(b) That any changes made to a Medicaid waiver or Medicaid state plan to implement the pilot projects described in this subsection must only be in effect for the duration of the pilot programs established under section 298 of article X of 2016 PA 268.

(c) That the project is consistent with the stated core values as identified in the final report of the workgroup described in subsection (1).

(d) That updates are provided to the medical care advisory council, behavioral health advisory council, and developmental disabilities council.

(3) It is the intent of the legislature that each pilot project and demonstration model shall be designed to last at least 2 years.

(4) For the duration of any pilot projects and demonstration model, the department shall require that contracts between CMHSPs and the Medicaid health plans within their pilot region mandate that any and all realized benefits and cost savings of integrating the physical health and behavioral health systems shall be reinvested in services and supports for individuals having or at risk of having a mental illness, an intellectual or developmental disability, or a substance use disorder. Any and all realized benefits and cost savings shall be specifically reinvested in the counties where the savings occurred in accordance with the Medicaid state plan and any applicable Medicaid waiver.

(5) It is the intent of the legislature that the primary purpose of the pilot projects and demonstration model is to test how the state may better integrate behavioral and physical health delivery systems in order to improve behavioral and physical health outcomes, maximize efficiencies, minimize unnecessary costs, and achieve material increases in behavioral health services without increases in overall Medicaid spending.

(6) The department shall continue to partner with 1 of the state's research universities at least 6 months before the completion of each pilot project or demonstration model authorized under this section to evaluate the pilot project or demonstration model. The evaluation must include all of the following:

(a) Information on the pilot project's or demonstration model's success in meeting the performance metrics developed in this subsection and information on whether the pilot project could be replicated into other geographic areas with similar performance metric outcomes.

(b) Performance metrics, at a minimum, from each of the following categories:

(i) Improvement of the coordination between behavioral health and physical health.

(ii) Improvement of services available to individuals with mental illness, intellectual or developmental disabilities, or substance use disorders.

(iii) Benefits associated with full access to community-based services and supports.

(iv) Customer health status.

(v) Customer satisfaction.

(vi) Provider network stability.

(vii) Treatment and service efficacies before and after the pilot projects and demonstration model.

(viii) Use of best practices.

(ix) Financial efficiencies.

(x) Barriers to clinical data sharing with Medicaid health plans.

(xi) Any other relevant categories.

(c) A requirement that the evaluation shall be completed within 6 months after the end of each pilot project or demonstration model and will be provided to the department, the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, the house and senate policy offices, and the state budget office.

(7) By November 1 of the current fiscal year, the department shall report to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, the house and senate policy offices, and the state budget office on the progress toward implementation of the pilot projects and demonstration model described in this section, and a summary of all projects. The report shall also include information on policy changes and any other efforts made to improve the coordination of supports and services for individuals having or at risk of having a mental illness, an intellectual or developmental disability, a substance use disorder, or a physical health need.

(8) Upon completion of any pilot project or demonstration model advanced under this section, the managing entity of the pilot project or demonstration model shall submit a report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office within 30 days of completion of that pilot project or demonstration model detailing their experience, lessons learned, efficiencies and savings revealed, increases in investment on behavioral health services, and recommendations for extending pilot projects to full implementation or discontinuation.

Sec. 299. (1) No state department or agency shall issue a request for proposal (RFP) for a contract in excess of \$5,000,000.00, unless the department or agency has first considered issuing a request for information (RFI) or a request

for qualification (RFQ) relative to that contract to better enable the department or agency to learn more about the market for the products or services that are the subject of the RFP. The department or agency shall notify the department of technology, management, and budget of the evaluation process used to determine if an RFI or RFQ was not necessary prior to issuing the RFP.

(2) From funds appropriated in part 1, for all RFPs issued during the current fiscal year where an existing service received proposals by multiple vendors, the department shall notify all vendors within 30 days of the RFP decision. The notification to vendors shall include details on the RFP process, including the respective RFP scores and the respective cost for each vendor. If the highest scored RFP or lowest cost RFP does not receive the contract for an existing service offered by the department, the notification shall issue an explanation for the reasons that the highest scored RFP or lowest cost RFP did not receive the contract and detail the incremental cost target amount or service level required that was required to migrate the service to a new vendor. Additionally, the department shall include in the notification details as to why a cost or service difference is justifiable if the highest scored or lowest cost vendor does not receive the contract.

(3) The department shall submit to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office by September 30 of the current fiscal year a report that summarizes all RFPs during the current fiscal year where an existing service received proposals by multiple vendors. The report shall list all finalized RFPs where there was a divergence from awarding the contract to the lowest cost or highest scoring vendor. The report shall also include the cost or service threshold required by department policy that must be satisfied in order for an existing contract to be received by a new vendor.

DEPARTMENTAL ADMINISTRATION AND SUPPORT

Sec. 307. (1) From the funds appropriated in part 1 for demonstration projects, \$950,000.00 shall be distributed as provided in subsection (2). The amount distributed under this subsection shall not exceed 50% of the total operating expenses of the program described in subsection (2), with the remaining 50% paid by local United Way organizations and other nonprofit organizations and foundations.

(2) Funds distributed under subsection (1) shall be distributed to Michigan 2-1-1, a nonprofit corporation organized under the laws of this state that is exempt from federal income tax under section 501(c)(3) of the internal revenue code of 1986, 26 USC 501, and whose mission is to coordinate and support a statewide 2-1-1 system. Michigan 2-1-1 shall use the funds only to fulfill the Michigan 2-1-1 business plan adopted by Michigan 2-1-1 in January 2005.

(3) Michigan 2-1-1 shall refer to the department any calls received reporting fraud, waste, or abuse of state-administered public assistance.

(4) Michigan 2-1-1 shall report annually to the department and the house and senate standing committees with primary jurisdiction over matters relating to human services and telecommunications on 2-1-1 system performance, the senate and house appropriations subcommittees on the department budget, and the senate and house fiscal agencies, including, but not limited to, call volume by health and human service needs and unmet needs identified through caller data and customer satisfaction metrics.

Sec. 316. From the funds appropriated in part 1 for terminal leave payments, the department shall not spend in excess of its annual gross appropriation unless it identifies and requests a legislative transfer from another budgetary line item supporting administrative costs, as provided by section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

CHILD SUPPORT ENFORCEMENT

Sec. 401. (1) The appropriations in part 1 assume a total federal child support incentive payment of \$26,500,000.00.

(2) From the federal money received for child support incentive payments, \$12,000,000.00 shall be retained by the state and expended for child support program expenses.

(3) From the federal money received for child support incentive payments, \$14,500,000.00 shall be paid to the counties based on each county's performance level for each of the federal performance measures as established in 45 CFR 305.2.

(4) If the child support incentive payment to the state from the federal government is greater than \$26,500,000.00, then 100% of the excess shall be retained by the state and is appropriated until the total retained by the state reaches \$15,397,400.00.

(5) If the child support incentive payment to the state from the federal government is greater than the amount needed to satisfy the provisions identified in subsections (1), (2), (3), and (4), the additional funds shall be subject to appropriation by the legislature.

(6) If the child support incentive payment to the state from the federal government is less than \$26,500,000.00, then the state and county share shall each be reduced by 50% of the shortfall.

Sec. 409. (1) If statewide retained child support collections exceed \$38,300,000.00, 75% of the amount in excess of \$38,300,000.00 is appropriated to legal support contracts. This excess appropriation may be distributed to eligible counties to supplement and not supplant county title IV-D funding.

(2) Each county whose retained child support collections in the current fiscal year exceed its fiscal year 2004-2005 retained child support collections, excluding tax offset and financial institution data match collections in both the current fiscal year and fiscal year 2004-2005, shall receive its proportional share of the 75% excess.

Sec. 410. (1) If title IV-D-related child support collections are escheated, the state budget director is authorized to adjust the sources of financing for the funds appropriated in part 1 for legal support contracts to reduce federal authorization by 66% of the escheated amount and increase general fund/general purpose authorization by the same amount. This budget adjustment is required to offset the loss of federal revenue due to the escheated amount being counted as title IV-D program income in accordance with federal regulations at 45 CFR 304.50.

(2) The department shall notify the chairs of the house and senate appropriations subcommittees on the department budget and the house and senate fiscal agencies within 15 days of the authorization adjustment in subsection (1).

COMMUNITY SERVICES AND OUTREACH

Sec. 450. (1) From the funds appropriated in part 1 for school success partnership program, the department shall allocate \$525,000.00 by December 1 of the current fiscal year to support the Northeast Michigan Community Service Agency programming, which will take place in each county in the Governor's Prosperity Region 3. The department shall require the following performance objectives be measured and reported for the duration of the state funding for the school success partnership program:

- (a) Increasing school attendance and decreasing chronic absenteeism.
- (b) Increasing academic performance based on grades with emphasis on math and reading.
- (c) Identifying barriers to attendance and success and connecting families with resources to reduce these barriers.
- (d) Increasing parent involvement with the parent's child's school and community.

(2) On a semiannual basis, the Northeast Michigan Community Service Agency shall provide reports to the department on the number of children and families served and the services that were provided to families to meet the performance objectives identified in this section. The department shall distribute the reports within 1 week after receipt to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office.

Sec. 452. From the funds appropriated in part 1 for crime victim justice assistance grants, the department shall continue to support forensic nurse examiner programs to facilitate training for improved evidence collection for the prosecution of sexual assault. The funds shall be used for program coordination and training.

Sec. 453. From the funds appropriated in part 1 for homeless programs, the department shall maintain emergency shelter program per diem rates at \$16.00 per bed night to support efforts of shelter providers to move homeless individuals and households into permanent housing as quickly as possible. Expected outcomes are increased shelter discharges to stable housing destinations, decreased recidivism rates for shelter clients, and a reduction in the average length of stay in emergency shelters.

Sec. 454. The department shall allocate the full amount of funds appropriated in part 1 for homeless programs to provide services for homeless individuals and families, including, but not limited to, third-party contracts for emergency shelter services.

Sec. 455. As a condition of receipt of federal TANF funds, homeless shelters and human services agencies shall collaborate with the department to obtain necessary TANF eligibility information on families as soon as possible after admitting a family to the homeless shelter. From the funds appropriated in part 1 for homeless programs, the department is authorized to make allocations of TANF funds only to the homeless shelters and human services agencies that report necessary data to the department for the purpose of meeting TANF eligibility reporting requirements. Homeless shelters or human services agencies that do not report necessary data to the department for the purpose of meeting TANF eligibility reporting requirements will not receive reimbursements that exceed the per diem amount they received in fiscal year 2000. The use of TANF funds under this section is not an ongoing commitment of funding.

Sec. 457. (1) From the funds appropriated in part 1 for the uniform statewide sexual assault evidence kit tracking system, in accordance with the final report of the Michigan sexual assault evidence kit tracking and reporting commission, \$800,000.00 is allocated from the sexual assault evidence tracking fund to contract for development and implementation of a uniform statewide sexual assault evidence kit tracking system. The system shall include the following:

- (a) A uniform statewide system to track the submission and status of sexual assault evidence kits.
- (b) A uniform statewide system to audit untested kits that were collected on or before March 1, 2015 and were released by victims to law enforcement.
- (c) Secure electronic access for victims.
- (d) The ability to accommodate concurrent data entry with kit collection through various mechanisms, including web entry through computer or smartphone, and through scanning devices.

(2) By March 30 of the current fiscal year, the department shall submit to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office a status report on implementation and operation of the uniform statewide sexual assault evidence kit tracking system, including operational status and any known issues regarding implementation.

(3) The sexual assault evidence tracking fund established in section 1451 of 2017 PA 158 shall continue to be maintained in the department of treasury. Money in the sexual assault evidence tracking fund at the close of a fiscal year shall remain in the sexual assault evidence tracking fund and shall not revert to the general fund and shall be appropriated as provided by law for the development and implementation of a uniform statewide sexual assault evidence kit tracking system as described in subsection (1).

(4) By September 30 of the current fiscal year, the department shall submit to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office a report on the findings of the annual audit of the proper submission of sexual assault evidence kits as required by the sexual assault kit evidence submission act, 2014 PA 227, MCL 752.931 to 752.935. The report must include, but is not limited to, a detailed county-by-county compilation of the number of sexual assault evidence kits that were properly submitted and the number that met or did not meet deadlines established in the sexual assault kit evidence submission act, 2014 PA 227, MCL 752.931 to 752.935, the number of sexual assault evidence kits retrieved by law enforcement after analysis, and the physical location of all released sexual assault evidence kits collected by health care providers in that year, as of the date of the annual draft report for each reporting agency.

Sec. 458. From the funds appropriated in part 1 for crime victim rights services grants, the department shall allocate \$2,000,000.00 of crime victim's rights fund to increase grant funding to support the further use of crime victim advocates in the criminal justice system. The purpose of the additional funding is to increase available grant funding for crime victim advocates to ensure that the advocates have the resources, training, and funding needed to respond to the physical and emotional needs of crime victims and to provide victims with the necessary services, information, and assistance in order to help them understand and participate in the criminal justice system and experience a measure of safety and security throughout the legal process.

Sec. 460. By October 1 of the current fiscal year, the department shall submit to the Michigan department of education the final report containing task force recommendations for reducing child sexual abuse in this state as required by 2012 PA 593, MCL 722.632b.

CHILDREN'S SERVICES AGENCY - CHILD WELFARE

Sec. 501. (1) A goal is established that not more than 25% of all children in foster care at any given time during the current fiscal year, if in the best interest of the child, will have been in foster care for 24 months or more.

(2) By March 1 of the current fiscal year, the department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office a report describing the steps that will be taken to achieve the specific goal established in this section and on the percentage of children who currently are in foster care and who have been in foster care a total of 24 or more months.

Sec. 502. From the funds appropriated in part 1 for foster care, the department shall provide 50% reimbursement to Indian tribal governments for foster care expenditures for children who are under the jurisdiction of Indian tribal courts and who are not otherwise eligible for federal foster care cost sharing.

Sec. 503. (1) In accordance with the final report of the Michigan child welfare performance-based funding task force issued in response to section 503 of article X of 2013 PA 59, the department shall continue to develop actuarially sound case rates for necessary child welfare services that achieve permanency by the department and private child placing agencies in a prospective payment system under a performance-based funding model.

(2) From the funds appropriated in part 1 for adoption support services, the department shall allocate \$50,000.00 by December 31 of the current fiscal year to conduct an actuarial study on rates paid to private child placing agencies for adoption incentive payments. The actuarial study shall include a full cost prospective rate payment system and shall identify and analyze contractual costs paid through the case rate developed by an independent actuary.

(3) By October 1 of the current fiscal year, from the funds appropriated in part 1 for adoption support services, the department shall allocate \$950,000.00 of state general fund/general purpose and any eligible federal matching funds to increase rates paid to adoption service providers by up to 10% for adoption placement, adoption finalization, and adoption permanency in all rate categories.

(4) By March 1 of the current fiscal year, the department shall provide to the senate and house appropriations committees on the department budget, the senate and house fiscal agencies and policy offices, and the state budget office a report on the full cost analysis of the performance-based funding model. The report shall include background information on the project and give details about the contractual costs covered through the case rate.

(5) In accordance with the final report of the Michigan child welfare performance-based funding task force issued in response to section 503 of article X of 2013 PA 59, the department shall continue an independent, third-party evaluation of the performance-based funding model.

(6) The department shall only implement the performance-based funding model into additional counties where the department, private child welfare agencies, the county, and the court operating within that county have signed a memorandum of understanding that incorporates the intentions of the concerned parties in order to implement the performance-based funding model.

(7) The department, in conjunction with members from both the house of representatives and senate, private child placing agencies, the courts, and counties shall continue to implement the recommendations that are described in the workgroup report that was provided in section 503 of article X of 2013 PA 59 to establish a performance-based funding for public and private child welfare services providers. The department shall provide quarterly reports on the status of the performance-based contracting model to the senate and house appropriations subcommittees on the department budget, the senate and house standing committees on families and human services, and the senate and house fiscal agencies and policy offices.

(8) From the funds appropriated in part 1 for the performance-based funding model pilot, the department shall continue to work with the West Michigan Partnership for Children Consortium on the implementation of the performance-based funding model pilot. The consortium shall accept and comprehensively assess referred youth, assign cases to members of its continuum or leverage services from other entities, and make appropriate case management decisions during the duration of a case. The consortium shall operate an integrated continuum of care structure, with services provided by both private and public agencies, based on individual case needs. The consortium shall demonstrate significant organizational capacity and competencies, including experience with managing risk-based contracts, financial strength, experienced staff and leadership, and appropriate governance structure.

Sec. 504. (1) The department may continue a master agreement with the West Michigan Partnership for Children Consortium for a performance-based child welfare contracting pilot program. The consortium shall consist of a network of affiliated child welfare service providers that will accept and comprehensively assess referred youth, assign cases to members of its continuum or leverage services from other entities, and make appropriate case management decisions during the duration of a case.

(2) The consortium shall operate an integrated continuum of care structure, with services provided by private or public agencies, based on individual case needs.

(3) By March 1 of the current fiscal year, the consortium shall provide to the department and the house and senate appropriations subcommittees on the department budget a report on the consortium, including, but not limited to, actual expenditures, number of children placed by agencies in the consortium, fund balance of the consortium, and the status of the consortium evaluation.

Sec. 505. By March 1 of the current fiscal year, the department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies and policy offices, and the state budget office a report for youth referred or committed to the department for care or supervision in the previous fiscal year and in the first quarter of the current fiscal year outlining the number of youth served by the department within the juvenile justice system, the type of setting for each youth, performance outcomes, and financial costs or savings.

Sec. 507. The department's ability to satisfy appropriation deducts in part 1 for foster care private collections shall not be limited to collections and accruals pertaining to services provided only in the current fiscal year but may include revenues collected during the current fiscal year for services provided in prior fiscal years.

Sec. 508. (1) In addition to the amount appropriated in part 1 for children's trust fund grants, money granted or money received as gifts or donations to the children's trust fund created by 1982 PA 249, MCL 21.171 to 21.172, is appropriated for expenditure.

(2) The department and the child abuse and neglect prevention board shall collaborate to ensure that administrative delays are avoided and the local grant recipients and direct service providers receive money in an expeditious manner. The department and board shall make available the children's trust fund contract funds to grantees within 31 days of the start date of the funded project.

(3) From the funds appropriated in part 1 for the children's trust fund, \$500,000.00 shall be allocated to provide additional funding to children's trust fund designated local councils for increased substance use disorder programs. The \$500,000.00 additional allocation shall be funded by \$300,000.00 children's trust fund cash reserve balance and \$200,000.00 state general fund/general purpose. The purpose of this additional funding is to increase the amount of services for substance use disorders that is provided by local councils over the amount provided in the previous fiscal year. None of the additional funding directed in this subsection shall be used for purposes other than for local grants and shall not be used for administrative or overhead activities.

Sec. 511. The department shall provide reports on a semiannual basis to the senate and house appropriations subcommittees on the department budget, the senate and house standing committees on families and human services, and the senate and house fiscal agencies and policy offices on the number and percentage of children who received timely physical and mental health examinations after entry into foster care. The goal of the program is that at least 85% of children receive timely physical and mental health examinations after entry into foster care.

Sec. 512. (1) As required by the settlement, by March 1 of the current fiscal year, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office on the following information for cases of child abuse or child neglect from the previous fiscal year:

- (a) The total number of relative care placements.
- (b) The total number of relatives with a placement who became licensed.
- (c) The number of waivers of foster care licensure granted to relative care providers.
- (d) The number of waivers of foster care denied to relative care providers.
- (e) A list of the reasons from a sample of cases the department denied granting a waiver of foster care licensure for a relative care provider.
- (f) A list of the reasons from a sample of cases where relatives were declined foster care licensure as documented by the department.

(2) The caseworker shall request a waiver of foster care licensure if both of the following apply:

(a) The caseworker has fully informed the relative of the benefits of licensure and the option of a licensure waiver.

(b) The caseworker has assessed the relative and the relative's home using the department's initial relative safety screen and the department's relative home assessment and has determined that the relative's home is safe and placement there is in the child's best interest.

Sec. 513. (1) The department shall not expend funds appropriated in part 1 to pay for the direct placement by the department of a child in an out-of-state facility unless all of the following conditions are met:

(a) There is no appropriate placement available in this state as determined by the department interstate compact office.

(b) An out-of-state placement exists that is nearer to the child's home than the closest appropriate in-state placement as determined by the department interstate compact office.

(c) The out-of-state facility meets all of the licensing standards of this state for a comparable facility.

(d) The out-of-state facility meets all of the applicable licensing standards of the state in which it is located.

(e) The department has done an on-site visit to the out-of-state facility, reviewed the facility records, reviewed licensing records and reports on the facility, and believes that the facility is an appropriate placement for the child.

(2) The department shall not expend money for a child placed in an out-of-state facility without approval of the executive director of the children's services agency.

(3) The department shall submit an annual report to the state court administrative office, the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, the house and senate policy offices, and the state budget office on the number of Michigan children residing in out-of-state facilities at the time of the report, the total cost and average per diem cost of these out-of-state placements to this state, and a list of each such placement arranged by the Michigan county of residence for each child.

Sec. 514. The department shall make a comprehensive report concerning children's protective services (CPS) to the legislature, including the senate and house policy offices and the state budget director, by March 1 of the current fiscal year, that shall include all of the following:

(a) Statistical information including, but not limited to, all of the following:

(i) The total number of reports of child abuse or child neglect investigated under the child protection law, 1975 PA 238, MCL 722.621 to 722.638, and the number of cases classified under category I or category II and the number of cases classified under category III, category IV, or category V.

(ii) Characteristics of perpetrators of child abuse or child neglect and the child victims, such as age, relationship, race, and ethnicity and whether the perpetrator exposed the child victim to drug activity, including the manufacture of illicit drugs, that exposed the child victim to substance abuse, a drug house, or methamphetamine.

(iii) The mandatory reporter category in which the individual who made the report fits, or other categorization if the individual is not within a group required to report under the child protection law, 1975 PA 238, MCL 722.621 to 722.638.

(iv) The number of cases that resulted in the separation of the child from the parent or guardian and the period of time of that separation, up to and including termination of parental rights.

(v) For the reported complaints of child abuse or child neglect by teachers, school administrators, and school counselors, the number of cases classified under category I or category II and the number of cases classified under category III, category IV, or category V.

(vi) For the reported complaints of child abuse or child neglect by teachers, school administrators, and school counselors, the number of cases that resulted in separation of the child from the parent or guardian and the period of time of that separation, up to and including termination of parental rights.

(b) New policies related to children's protective services including, but not limited to, major policy changes and court decisions affecting the children's protective services system during the immediately preceding 12-month period.

(c) Statistical information regarding families that were classified in category III, including, but not limited to, all of the following:

(i) The total number of cases classified in category III.

(ii) The number of cases in category III referred to voluntary community services and closed with no additional monitoring.

(iii) The number of cases in category III referred to voluntary community services and monitored for up to 90 days.

(iv) The number of cases in category III for which the department entered more than 1 determination that there was evidence of child abuse or child neglect.

(v) The number of cases in category III that the department reclassified from category III to category II.

(vi) The number of cases in category III that the department reclassified from category III to category I.

(vii) The number of cases in category III that the department reclassified from category III to category I that resulted in a removal.

(d) The department policy, or changes to the department policy, regarding children who have been exposed to the production or manufacture of methamphetamines.

Sec. 516. From funds appropriated in part 1 for county child care fund, the administrative or indirect cost payment equal to 10% of a county's total monthly gross expenditures shall be distributed to the county on a monthly basis and

a county is not required to submit documentation to the department for any of the expenditures that are covered under the 10% payment as described in section 117a(4)(b)(ii) and (iv) of the social welfare act, 1939 PA 280, MCL 400.117a.

Sec. 517. The department shall retain the same title IV-E appeals policy in place as of the fiscal year ending September 30, 2017.

Sec. 519. The department shall permit any private agency that has an existing contract with this state to provide foster care services to be also eligible to provide treatment foster care services.

Sec. 520. To the extent that the data are available, the department shall submit a report to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, the house and senate policy offices, and the state budget office by February 15 of the current fiscal year on the number of days of care and expenditures by funding source for the previous fiscal year for out-of-home placements by specific placement programs for child abuse or child neglect and juvenile justice, including, but not limited to, paid relative placement, department direct family foster care, private agency supervised foster care, private child caring institutions, county-supervised facilities, court-supervised facilities, and independent living. The report shall also identify days of care for department-operated residential juvenile justice facilities by security classification.

Sec. 522. (1) From the funds appropriated in part 1 for youth in transition, the department shall allocate \$750,000.00 for scholarships through the fostering futures scholarship program in the Michigan education trust to youths who were in foster care because of child abuse or child neglect and are attending a college or a career technical educational institution located in this state. Of the funds appropriated, 100% shall be used to fund scholarships for the youths described in this section.

(2) By March 1 of the current fiscal year, the department shall provide a report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office that includes the number of youths who received scholarships and the amount of each scholarship, and the total amount of funds spent or encumbered in the current fiscal year.

Sec. 523. (1) By February 15 of the current fiscal year, the department shall submit to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office a report on the families first, family reunification, and families together building solutions family preservation programs. The report shall provide population and outcome data based on contractually required follow-up evaluations for families who received family preservation services and shall include information for each program on any innovations that may increase child safety and risk reduction.

(2) From the funds appropriated in part 1 for youth in transition and domestic violence prevention and treatment, the department is authorized to make allocations of TANF funds only to agencies that report necessary data to the department for the purpose of meeting TANF eligibility reporting requirements.

Sec. 524. As a condition of receiving funds appropriated in part 1 for strong families/safe children, counties must submit the service spending plan to the department by October 1 of the current fiscal year for approval. The department shall approve the service spending plan within 30 calendar days after receipt of a properly completed service spending plan.

Sec. 525. The department shall implement the same on-site evaluation processes for privately operated child welfare and juvenile justice residential facilities as is used to evaluate state-operated facilities. Penalties for noncompliance shall be the same for privately operated child welfare and juvenile justice residential facilities and state-operated facilities.

Sec. 527. With the approval of the settlement monitor, for the purposes of calculating adoption worker caseloads for private child placing agencies, the department shall exclude the following case types:

(a) Cases in which there are multiple applicants as that term is defined in section 22(e) of chapter X of the probate code of 1939, 1939 PA 288, MCL 710.22, also known as a competing party case, in which the case has a consent motion pending from Michigan's children's institute or the court for more than 30 days.

(b) Cases in which a birth parent has an order or motion for a rehearing or an appeal as of right that has been pending for more than 15 days.

Sec. 528. The department shall provide private child placing agencies, the senate and house appropriations subcommittees on the department budget, and the senate and house fiscal agencies and policy offices the federal law, federal rule, or federal rationale or interpretation that requires fingerprinting of an individual as a requirement to become both a foster parent and an adoptive parent.

Sec. 531. The department shall notify the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the house and senate policy offices of any changes to a child welfare master contract template, including the adoption master contract template, the independent living plus master contract template, the child placing agency foster care master contract template, and the residential foster care juvenile justice master contract template, not less than 30 days before the change takes effect.

Sec. 532. The department, in collaboration with representatives of private child and family agencies, shall revise and improve the annual licensing review process and the annual contract compliance review process for child placing agencies and child caring institutions. The improvement goals shall be safety and care for children. Improvements to the review process shall be directed toward alleviating administrative burdens so that agency resources may be focused on

children. The revision shall include identification of duplicative staff activities and information sought from child placing agencies and child caring institutions in the annual review process. The department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies and policy offices, and the state budget director on or before January 15 of the current fiscal year on the findings of the annual licensing review and include summaries of actions undertaken to revise, improve, and identify weaknesses in the current annual licensing process and annual contract compliance.

Sec. 533. The department shall make payments to child placing facilities for in-home and out-of-home care services and adoption services within 30 days of receiving all necessary documentation from those agencies. It is the intent of the legislature that the burden of ensuring that these payments are made in a timely manner and no payments are in arrears is upon the department.

Sec. 534. The department shall submit to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office by March 1 of the current fiscal year a report on the adoption subsidies expenditures from the previous fiscal year. The report shall include, but is not limited to, the range of annual adoption support subsidy amounts, for both title IV-E eligible cases and state-funded cases, paid to adoptive families, the number of title IV-E and state-funded cases, the number of cases in which the adoption support subsidy request of adoptive parents for assistance was denied by the department, and the number of adoptive parents who requested a redetermination of adoption support subsidy.

Sec. 537. (1) The department, in collaboration with child placing agencies, shall develop a strategy to implement section 115o of the social welfare act, 1939 PA 280, MCL 400.115o. The strategy shall include a requirement that a department caseworker responsible for preparing a recommendation to a court concerning a juvenile placement shall provide, as part of the recommendation, information regarding the requirements of section 115o of the social welfare act, 1939 PA 280, MCL 400.115o.

(2) By March 1 of the current fiscal year, the department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office a report on the strategy described in subsection (1).

Sec. 540. If a physician or psychiatrist who is providing services to state or court wards placed in a residential facility submits a formal request to the department to change the psychotropic medication of a ward, the department shall, if the ward is a state ward, make a determination on the proposed change within 7 business days after the request or, if the ward is a temporary court ward, seek parental consent within 7 business days after the request. If parental consent is not provided within 7 business days, the department shall petition the court on the eighth business day.

Sec. 546. (1) From the funds appropriated in part 1 for foster care payments and from child care fund, the department shall pay providers of general foster care, independent living, and trial reunification services not less than a \$37.00 administrative rate.

(2) From the funds appropriated in part 1, the department shall pay providers of independent living plus services statewide per diem rates for staff-supported housing and host-home housing based on proposals submitted in response to a solicitation for pricing. The independent living plus program provides staff-supported housing and services for foster youth ages 16 through 19 who, because of their individual needs and assessments, are not initially appropriate for general independent living foster care.

(3) From the funds appropriated in part 1, the department shall pay providers of foster care services an additional \$9.20 administrative rate, if section 117a of the social welfare act, 1939 PA 280, MCL 400.117a, is amended to eliminate the county match rate for the additional administrative rate provided in this subsection. Payments under this subsection shall be made, not less than, on a monthly basis.

(4) If required by the federal government to meet title IV-E requirements, providers of foster care services shall submit quarterly reports on expenditures to the department to identify actual costs of providing foster care services.

(5) From the funds appropriated in part 1, the department shall provide an increase to each private provider of residential services, if section 117a of the social welfare act, 1939 PA 280, MCL 400.117a, is amended to eliminate the county match rate for the additional rate provided in this section.

Sec. 547. (1) From the funds appropriated in part 1 for the guardianship assistance program, the department shall pay a minimum rate that is not less than the approved age-appropriate payment rates for youth placed in family foster care.

(2) The department shall report quarterly to the state budget office, the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the senate and house policy offices on the number of children enrolled in the guardianship assistance and foster care - children with serious emotional disturbance waiver programs.

Sec. 550. (1) The department shall not offset against reimbursement payments to counties or seek reimbursement from counties for charges that were received by the department more than 12 months before the department seeks to offset against reimbursement. A county shall not request reimbursement for and reimbursement payments shall not be paid for a charge that is more than 12 months after the date of service or original status determination when initially submitted by the county.

(2) All service providers shall submit a request for payment within 12 months after the date of service. Any request for payment submitted 12 months or more after the date of service requires the provider to submit an exception request to the county or the department for approval or denial.

(3) The county is not subject to any offset, chargeback, or reimbursement liability for prior expenditures resulting from an error in foster care fund source determinations.

Sec. 551. The department shall respond to counties within 30 days regarding any request for a clarification requested through the department's child care fund management unit electronic mail address.

Sec. 552. Sixty days after a county's child care fund on-site review is completed, the department shall provide the results of the review to the county. The department shall not evaluate the relevancy, quality, effectiveness, efficiency, or impact of the services provided to youth of the county's child care fund programs in the review. Pursuant to state law, the department shall not release the results of the review to a third-party without the permission of the county being reviewed.

Sec. 558. (1) By January 1 of the current fiscal year, the department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office a report that identifies the policies, procedures, and other relevant issues related to the modernization of the child welfare training program.

(2) Based on the results of the study of issues related to the modernization of the child welfare training program undertaken in the previous fiscal year, the department shall make a payment to private child placing agencies upon the completion of the child welfare caseworker training.

Sec. 559. (1) From the funds appropriated in part 1 for adoption support services, the department shall allocate \$250,000.00 to the Adoptive Family Support Network by December 1 of the current fiscal year to operate and expand its adoptive parent mentor program to provide a listening ear, knowledgeable guidance, and community connections to adoptive parents and children who were adopted in this state or another state.

(2) The Adoptive Family Support Network shall submit to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office by March 1 of the current fiscal year a report on the program described in subsection (1), including, but not limited to, the number of cases served and the number of cases in which the program prevented an out-of-home placement.

Sec. 562. The department shall provide time and travel reimbursements for foster parents who transport a foster child to parent-child visitations. As part of the foster care parent contract, the department shall provide written confirmation to foster parents that states that the foster parents have the right to request these reimbursements for all parent-child visitations. The department shall provide these reimbursements within 60 days of receiving a request for eligible reimbursements from a foster parent.

Sec. 564. (1) The department shall develop a clear policy for parent-child visitations. The local county offices, caseworkers, and supervisors shall meet an 85% success rate, after accounting for factors outside of the caseworkers' control.

(2) Per the court-ordered number of required meetings between caseworkers and a parent, the caseworkers shall achieve a success rate of 85%, after accounting for factors outside of the caseworkers' control.

(3) By March 1 of the current fiscal year, the department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office a report on the following:

(a) The percentage of success rate for parent-child visitations and court-ordered required meetings between caseworkers referenced in subsections (1) and (2) for the previous year.

(b) The barriers to achieve the success rates in subsections (1) and (2) and how this information is tracked.

Sec. 567. The department shall submit to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office by March 1 of the current fiscal year a report on transfer of medical passports for children in foster care, including the following:

(a) From the total medical passports transferred, the percentage that transferred within 2 weeks from the date of placement or return to the home.

(b) From the total school records, the percentage that transferred within 2 weeks from the date of placement or return to the home.

(c) The implementation steps that have been taken to improve the outcomes for the measures in subdivision (a).

Sec. 569. The department shall reimburse private child placing agencies that complete adoptions at the rate according to the date on which the petition for adoption and required support documentation was accepted by the court and not according to the date the court's order placing for adoption was entered.

Sec. 573. (1) The department may pay providers of foster care services a per diem daily administrative rate for every case on a caseworker's caseload for the duration of a case from referral acceptance to the discharge of wardship.

(2) The department shall participate in a workgroup to determine an equitable and fair method to compensate private child placing agencies for case management and services provided to children for which private child placing agencies are not paid an administrative rate. The members of the workgroup shall include, but not be limited to, the department, representatives from the Michigan Federation for Children and Families, representatives from the Association of

Accredited Child and Family Agencies, representatives from contracted private child placing agencies, and members of the senate and the house of representatives. The workgroup shall, at a minimum, address the following possibilities and make recommendations to the department on the implementation of any of the following items that the workgroup considers feasible:

(a) Whether the department and other stakeholders can obtain a consensus agreement on the definition of an unpaid foster care case.

(b) Whether the department's current compensation is suitable for private child placing agencies for the case management of a child who, as described by department policy as of September 30 of the previous fiscal year, is not in foster care and for whom the private child placing agency does not receive an administrative rate, but, as of September 30 of the previous fiscal year, who was factored into the calculation of caseloads for a foster care worker as described by the settlement.

(c) Whether an indirect or administrative payment is feasible to compensate private child placing agencies for the case management of a child who, as described by department policy as of September 30 of the previous fiscal year, is not in foster care and does not receive an administrative rate, but, as of September 30 of the previous fiscal year, who was factored into the calculation of caseloads for a foster care worker as described by the settlement.

(3) The department and the participants in the workgroup described in subsection (2) shall complete the determination by March 1 of the current fiscal year.

Sec. 574. (1) From the funds appropriated in part 1 for foster care payments, \$2,000,000.00 is allocated to support performance-based contracts with child placing agencies to facilitate the licensure of relative caregivers as foster parents. Agencies shall receive \$4,500.00 for each facilitated licensure if completed within 180 days after case acceptance, or, if a waiver was previously approved, 180 days from the referral date. If the facilitated licensure, or approved waiver, is completed after 180 days, the agency shall receive up to \$3,500.00. The agency facilitating the licensure would retain the placement and continue to provide case management services for the newly licensed cases for which the placement was appropriate to the agency.

(2) From the funds appropriated for foster care payments, \$375,000.00 is allocated to support family incentive grants to private and community-based foster care service providers to assist with home improvements or payment for physical exams for applicants needed by foster families to accommodate foster children.

Sec. 583. By March 1 of the current fiscal year, the department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house standing committees on families and human services, the senate and house fiscal agencies and policy offices, and the state budget office a report that includes:

(a) The number and percentage of foster parents that dropped out of the program in the previous fiscal year and the reasons the foster parents left the program and how those figures compare to prior fiscal years.

(b) The number and percentage of foster parents successfully retained in the previous fiscal year and how those figures compare to prior fiscal years.

Sec. 585. The department shall make available at least 1 pre-service training class each month in which new caseworkers for private foster care and adoption agencies can enroll.

Sec. 588. Concurrently with public release, the department shall transmit all reports from the court-appointed settlement monitor, including, but not limited to, the needs assessment and period outcome reporting, to the state budget office, the senate and house appropriations subcommittees on the department budget, and the senate and house fiscal agencies and policy offices, without revision.

Sec. 589. (1) From the funds appropriated in part 1 for child care fund, the department shall pay 100% of the administrative rate for all new cases referred to providers of foster care services.

(2) On a monthly basis, the department shall report on the number of all foster care cases administered by the department and all foster care cases administered by private providers.

Sec. 590. From funds appropriated in part 1 for youth in transition, \$280,000.00 shall be awarded to a charter high school for students ages 16 to 22 who have previously dropped out or are at risk of not graduating on time operating in a county with a population of greater than 172,000 but less than 175,000 according to the most recent federal decennial census. It is the intent of the legislature that this is the third year out of 3 years that funding is to be provided by the legislature for the charter high school described in this section.

Sec. 593. The department may allow residential service providers for child abuse and child neglect cases to implement a staff ratio during working hours of 1 staff to 5 children.

Sec. 594. From the funds appropriated in part 1 for foster care payments, the department shall support regional resource teams to provide for the recruitment, retention, and training of foster and adoptive parents and shall expand the Michigan youth opportunities initiative to all Michigan counties. The purpose of this funding is to increase the number of annual inquiries from prospective foster parents, increase the number of nonrelative foster homes that achieve licensure each year, increase the annual retention rate of nonrelative foster homes, reduce the number of older foster youth placed outside of family settings, and provide older youth with enhanced support in transitioning to adulthood.

Sec. 596. From the funds appropriated in part 1 for youth in transition, the department shall allocate \$500,000.00 state general fund/general purpose revenue to increase funding to support the runaway and homeless youth services program.

The purpose of the additional funding is to support current programs for contracted providers that provide emergency shelter and services to homeless and runaway youth.

Sec. 597. From the funds appropriated in part 1 for family support subsidy, the department shall make monthly payments of \$229.31 to the parents or legal guardians of children approved for the family support subsidy by a CMHSP. **PUBLIC ASSISTANCE**

Sec. 601. Whenever a client agrees to the release of his or her name and address to the local housing authority, the department shall request from the local housing authority information regarding whether the housing unit for which vendoring has been requested meets applicable local housing codes. Vendoring shall be terminated for those units that the local authority indicates in writing do not meet local housing codes until such time as the local authority indicates in writing that local housing codes have been met.

Sec. 602. The department shall conduct a full evaluation of an individual's assistance needs if the individual has applied for disability more than 1 time within a 1-year period.

Sec. 604. (1) The department shall operate a state disability assistance program. Except as provided in subsection (3), persons eligible for this program shall include needy citizens of the United States or aliens exempted from the supplemental security income citizenship requirement who are at least 18 years of age or emancipated minors meeting 1 or more of the following requirements:

(a) A recipient of supplemental security income, social security, or medical assistance due to disability or 65 years of age or older.

(b) A person with a physical or mental impairment that meets federal supplemental security income disability standards, except that the minimum duration of the disability shall be 90 days. Substance use disorder alone is not defined as a basis for eligibility.

(c) A resident of an adult foster care facility, a home for the aged, a county infirmary, or a substance use disorder treatment center.

(d) A person receiving 30-day postresidential substance use disorder treatment.

(e) A person diagnosed as having acquired immunodeficiency syndrome.

(f) A person receiving special education services through the local intermediate school district.

(g) A caretaker of a disabled person who meets the requirements specified in subdivision (a), (b), (e), or (f).

(2) Applicants for and recipients of the state disability assistance program shall be considered needy if they:

(a) Meet the same asset test as is applied for the family independence program.

(b) Have a monthly budgetable income that is less than the payment standards.

(3) Except for a person described in subsection (1)(c) or (d), a person is not disabled for purposes of this section if his or her drug addiction or alcoholism is a contributing factor material to the determination of disability. "Material to the determination of disability" means that, if the person stopped using drugs or alcohol, his or her remaining physical or mental limitations would not be disabling. If his or her remaining physical or mental limitations would be disabling, then the drug addiction or alcoholism is not material to the determination of disability and the person may receive state disability assistance. Such a person must actively participate in a substance abuse treatment program, and the assistance must be paid to a third party or through vendor payments. For purposes of this section, substance abuse treatment includes receipt of inpatient or outpatient services or participation in alcoholics anonymous or a similar program.

Sec. 605. The level of reimbursement provided to state disability assistance recipients in licensed adult foster care facilities shall be the same as the prevailing supplemental security income rate under the personal care category.

Sec. 606. County department offices shall require each recipient of family independence program and state disability assistance who has applied with the social security administration for supplemental security income to sign a contract to repay any assistance rendered through the family independence program or state disability assistance program upon receipt of retroactive supplemental security income benefits.

Sec. 607. (1) The department's ability to satisfy appropriation deductions in part 1 for state disability assistance/supplemental security income recoveries and public assistance recoupment revenues shall not be limited to recoveries and accruals pertaining to state disability assistance, or family independence assistance grant payments provided only in the current fiscal year, but may include revenues collected during the current year that are prior year related and not a part of the department's accrued entries.

(2) The department may use supplemental security income recoveries to satisfy the deduct in any line in which the revenues are appropriated, regardless of the source from which the revenue is recovered.

Sec. 608. Adult foster care facilities providing domiciliary care or personal care to residents receiving supplemental security income or homes for the aged serving residents receiving supplemental security income shall not require those residents to reimburse the home or facility for care at rates in excess of those legislatively authorized. To the extent permitted by federal law, adult foster care facilities and homes for the aged serving residents receiving supplemental security income shall not be prohibited from accepting third-party payments in addition to supplemental security income if the payments are not for food, clothing, shelter, or result in a reduction in the recipient's supplemental security income payment.

Sec. 609. The state supplementation level under the supplemental security income program for the personal care/adult foster care and home for the aged categories shall not be reduced during the current fiscal year. The legislature shall be notified not less than 30 days before any proposed reduction in the state supplementation level.

Sec. 610. (1) In developing good cause criteria for the state emergency relief program, the department shall grant exemptions if the emergency resulted from unexpected expenses related to maintaining or securing employment.

(2) For purposes of determining housing affordability eligibility for state emergency relief, a group is considered to have sufficient income to meet ongoing housing expenses if their total housing obligation does not exceed 75% of their total net income.

(3) State emergency relief payments shall not be made to individuals who have been found guilty of fraud in regard to obtaining public assistance.

(4) State emergency relief payments shall not be made available to persons who are out-of-state residents or illegal immigrants.

(5) State emergency relief payments for rent assistance shall be distributed directly to landlords and shall not be added to Michigan bridge cards.

Sec. 611. The state supplementation level under the supplemental security income program for the living independently or living in the household of another categories shall not exceed the minimum state supplementation level as required under federal law or regulations.

Sec. 613. (1) The department shall provide reimbursements for the final disposition of indigent persons. The reimbursements shall include the following:

(a) The maximum allowable reimbursement for the final disposition is \$800.00.

(b) The adult burial with services allowance is \$725.00.

(c) The adult burial without services allowance is \$490.00.

(d) The infant burial allowance is \$170.00.

(2) Reimbursement for a cremation permit fee of up to \$75.00 and for mileage at the standard rate will be made available for an eligible cremation. The reimbursements under this section shall take into consideration religious preferences that prohibit cremation.

Sec. 614. The department shall report to the senate and house of representatives appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the senate and house policy offices by January 15 of the current fiscal year on the number and percentage of state disability assistance recipients who were determined to be eligible for federal supplemental security income benefits in the previous fiscal year.

Sec. 615. Except as required by federal law or regulations, funds appropriated in part 1 shall not be used to provide public assistance to a person who is an illegal alien. This section shall not prohibit the department from entering into contracts with food banks, emergency shelter providers, or other human services agencies who may, as a normal part of doing business, provide food or emergency shelter.

Sec. 616. The department shall require retailers that participate in the electronic benefits transfer program to charge no more than \$2.50 in fees for cash back as a condition of participation.

Sec. 618. By March 1 of the current fiscal year, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office the quarterly number of supervised individuals who have absconded from supervision and whom a law enforcement agency, the department of corrections, or the department is actively seeking according to section 84 of the corrections code of 1953, 1953 PA 232, MCL 791.284.

Sec. 619. (1) Subject to subsection (2), the department shall not deny title IV-A assistance and food assistance benefits under 21 USC 862a to any individual who has been convicted of a single felony that included the possession, use, or distribution of a controlled substance, for which the act that resulted in the conviction occurred after August 22, 1996, if the individual is not in violation of his or her probation or parole requirements. Benefits shall be provided to an individual, if the individual is the grantee (head of household), as follows:

(a) Family independence program benefits must be paid in the form of restricted payments when the grantee has been convicted, for conduct occurring after August 22, 1996, of a felony for the use, possession, or distribution of a controlled substance.

(b) An authorized representative shall be required for food assistance receipt. If the individual with the conviction is not the grantee, the food assistance shall be provided to the grantee.

(2) Subject to federal approval, an individual is not entitled to the exemption in this section if the individual was convicted of 2 or more separate felony acts that included the possession, use, or distribution of a controlled substance and both acts occurred after August 22, 1996.

Sec. 620. (1) The department shall make a determination of Medicaid eligibility not later than 90 days if disability is an eligibility factor. For all other Medicaid applicants, including patients of a nursing home, the department shall make a determination of Medicaid eligibility within 45 days of application.

(2) The department shall provide quarterly reports to the senate and house appropriations subcommittees on the department budget, the senate and house standing committees on families and human services, the senate and house fiscal

agencies, the senate and house policy offices, and the state budget office on the average Medicaid eligibility standard of promptness for each of the required standards of promptness under subsection (1) and for medical review team reviews achieved statewide and at each local office.

Sec. 625. From the funds appropriated in part 1 for SSI advocacy legal services grant, the department shall allocate \$250,000.00 as a grant to the Legal Services Association of Michigan (LSAM). The purpose of the grant is to assist current or potential recipients of state disability assistance who have applied for or wish to apply for SSI or other federal disability benefits. LSAM shall provide a list of new recipients to the department to verify services provided to department referrals. The department shall distribute informational materials or literature provided by LSAM to clients who have been referred to LSAM for assistance under this section. LSAM and the department shall develop release forms to share information in appropriate cases. LSAM shall provide quarterly reports indicating cases opened, cases closed, level of services provided on closed cases, and case outcomes on closed cases.

Sec. 645. An individual or family is considered homeless, for purposes of eligibility for state emergency relief, if living temporarily with others in order to escape domestic violence. For purposes of this section, domestic violence is defined and verified in the same manner as in the department's policies on good cause for not cooperating with child support and paternity requirements.

Sec. 650. An individual who is an able-bodied adult without dependents is subject to the time-limited food assistance and work requirement provisions of 7 CFR 273.24(a) to (d) regardless of the individual's county of residence, redetermination date, or federal waiver status effective October 1, 2018.

Sec. 653. From the funds appropriated in part 1 for food assistance, an individual who is the victim of domestic violence and does not qualify for any other exemption may be exempt from the 3-month in 36-month limit on receiving food assistance under 7 USC 2015. This exemption can be extended an additional 3 months upon demonstration of continuing need.

Sec. 654. The department shall notify recipients of food assistance program benefits that their benefits can be spent with their bridge cards at many farmers' markets in the state. The department shall also notify recipients about the Double Up Food Bucks program that is administered by the Fair Food Network. Recipients shall receive information about the Double Up Food Bucks program, including information that when the recipient spends \$20.00 at participating farmers' markets through the program, the recipient can receive an additional \$20.00 to buy Michigan produce.

Sec. 655. Within 14 days after the spending plan for low-income home energy assistance program is approved by the state budget office, the department shall provide the spending plan, including itemized projected expenditures, to the chairpersons of the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office.

Sec. 660. From the funds appropriated in part 1 for Food Bank Council of Michigan, the department is authorized to make allocations of TANF funds only to the agencies that report necessary data to the department for the purpose of meeting TANF eligibility reporting requirements. The agencies that do not report necessary data to the department for the purpose of meeting TANF eligibility reporting requirements will not receive allocations in excess of those received in fiscal year 2000. The use of TANF funds under this section is not an ongoing commitment of funding.

Sec. 669. The department shall allocate \$7,230,000.00 for the annual clothing allowance. The allowance shall be granted to all eligible children in a family independence program group.

Sec. 672. (1) The department's office of inspector general shall report to the senate and house of representatives appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the senate and house policy offices by February 15 of the current fiscal year on department efforts to reduce inappropriate use of Michigan bridge cards. The department shall provide information on the number of recipients of services who used their electronic benefit transfer card inappropriately and the current status of each case, the number of recipients whose benefits were revoked, whether permanently or temporarily, as a result of inappropriate use, and the number of retailers that were fined or removed from the electronic benefit transfer program for permitting inappropriate use of the cards. The report shall distinguish between savings and cost avoidance. Savings include receivables established from instances of fraud committed. Cost avoidance includes expenditures avoided due to front-end eligibility investigations and other preemptive actions undertaken in the prevention of fraud.

(2) It shall be the policy of the department that the department shall require an explanation from a recipient if a bridge card is replaced more than 2 times over any 3-month period.

(3) As used in this section, "inappropriate use" means not used to meet a family's ongoing basic needs, including food, clothing, shelter, utilities, household goods, personal care items, and general incidentals.

Sec. 677. (1) The department shall establish a state goal for the percentage of family independence program cases involved in employment activities. The percentage established shall not be less than 50%. The goal for long-term employment shall be 15% of cases for 6 months or more.

(2) The department shall provide quarterly reports to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies and policy offices, and the state budget director on the number of cases referred to Partnership. Accountability. Training. Hope. (PATH), the current percentage of family independence program cases involved in PATH employment activities, an estimate of the current percentage of family independence

program cases that meet federal work participation requirements on the whole, and an estimate of the current percentage of the family independence program cases that meet federal work participation requirements for those cases referred to PATH.

(3) The department shall submit to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office quarterly reports that include all of the following:

- (a) The number and percentage of nonexempt family independence program recipients who are employed.
- (b) The average and range of wages of employed family independence program recipients.
- (c) The number and percentage of employed family independence program recipients who remain employed for 6 months or more.

Sec. 686. (1) The department shall ensure that program policy requires caseworkers to confirm that individuals presenting personal identification issued by another state seeking assistance through the family independence program, food assistance program, state disability assistance program, or medical assistance program are not receiving benefits from any other state.

(2) The department shall require caseworkers to confirm the address provided by any individual seeking family independence program benefits or state disability assistance benefits.

(3) The department shall prohibit individuals with property assets assessed at a value higher than \$200,000.00 from accessing assistance through department-administered programs, unless such a prohibition would violate federal rules and guidelines.

(4) The department shall require caseworkers to obtain an up-to-date telephone number during the eligibility determination or redetermination process for individuals seeking medical assistance benefits.

Sec. 687. (1) The department shall, in quarterly reports, compile and make available on its website all of the following information about the family independence program, state disability assistance, the food assistance program, Medicaid, and state emergency relief:

- (a) The number of applications received.
 - (b) The number of applications approved.
 - (c) The number of applications denied.
 - (d) The number of applications pending and neither approved nor denied.
 - (e) The number of cases opened.
 - (f) The number of cases closed.
 - (g) The number of cases at the beginning of the quarter and the number of cases at the end of the quarter.
- (2) The information provided under subsection (1) shall be compiled and made available for the state as a whole and for each county and reported separately for each program listed in subsection (1).

(3) The department shall, in quarterly reports, compile and make available on its website the family independence program information listed as follows:

- (a) The number of new applicants who successfully met the requirements of the 21-day assessment period for PATH.
- (b) The number of new applicants who did not meet the requirements of the 21-day assessment period for PATH.
- (c) The number of cases sanctioned because of the school truancy policy.
- (d) The number of cases closed because of the 48-month and 60-month lifetime limits.
- (e) The number of first-, second-, and third-time sanctions.
- (f) The number of children ages 0-5 living in FIP-sanctioned households.

Sec. 688. From the funds appropriated in part 1 for the low-income home energy assistance program, the department shall make an additional \$20.01 payment to each food assistance program case that is not currently eligible for the standard utility allowance to enable each case to receive expanded food assistance benefits through the program commonly known as the heat and eat program.

CHILDREN'S SERVICES AGENCY - JUVENILE JUSTICE

Sec. 701. Unless required from changes to federal or state law or at the request of a provider, the department shall not alter the terms of any signed contract with a private residential facility serving children under state or court supervision without written consent from a representative of the private residential facility.

Sec. 706. Counties shall be subject to 50% chargeback for the use of alternative regional detention services, if those detention services do not fall under the basic provision of section 117e of the social welfare act, 1939 PA 280, MCL 400.117e, or if a county operates those detention services programs primarily with professional rather than volunteer staff.

Sec. 707. In order to be reimbursed for child care fund expenditures, counties are required to submit department-developed reports to enable the department to document potential federally claimable expenditures. This requirement is in accordance with the reporting requirements specified in section 117a(11) of the social welfare act, 1939 PA 280, MCL 400.117a.

Sec. 708. (1) As a condition of receiving funds appropriated in part 1 for the child care fund line item, by October 15 of the current fiscal year, counties shall have an approved service spending plan for the current fiscal year. Counties must

submit the service spending plan for the following fiscal year to the department by August 15 of the current fiscal year for approval. Upon submission of the county service spending plan, the department shall approve within 30 calendar days after receipt of a properly completed service plan that complies with the requirements of the social welfare act, 1939 PA 280, MCL 400.1 to 400.119b. The department shall notify and submit county service spending plan revisions to any county whose county service spending plan is not accepted upon initial submission. The department shall not request any additional revisions to a county service spending plan outside of the requested revision notification submitted to the county by the department. The department shall notify a county within 30 days after approval that its service plan was approved.

(2) Counties must submit amendments to current fiscal year county service plans no later than August 30. Counties must submit current fiscal year payable estimates to the department no later than September 15.

(3) The department shall submit a report to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, the house and senate policy offices, and the state budget office by February 15 of the current fiscal year on the number of counties that fail to submit a service spending plan by August 15 of the previous fiscal year and the number of service spending plans not approved by October 15. The report shall include the number of county service spending plans that were not approved as first submitted by the counties, as well as the number of plans that were not approved by the department after being resubmitted by the county with the first revisions that were requested by the department.

Sec. 709. The department's master contract for juvenile justice residential foster care services shall prohibit contractors from denying a referral for placement of a youth, or terminating a youth's placement, if the youth's assessed treatment needs are in alignment with the facility's residential program type, as identified by the court or the department. In addition, the master contract shall require that youth placed in juvenile justice residential foster care facilities must have regularly scheduled treatment sessions with a licensed psychologist or psychiatrist, or both, and access to the licensed psychologist or psychiatrist as needed.

Sec. 721. If the demand for placements at state-operated juvenile justice residential facilities exceeds capacity, the department shall not increase the available occupancy or services at the facilities, and shall post a request for proposals for a contract with not less than 1 private provider of residential services for juvenile justice youth to be a residential facility of last resort.

FIELD OPERATIONS AND SUPPORT SERVICES

Sec. 801. (1) Funds appropriated in part 1 for independent living shall be used to support the general operations of centers for independent living in delivering mandated independent living services in compliance with federal rules and regulations for the centers, by existing centers for independent living to serve underserved areas, and for projects to build the capacity of centers for independent living to deliver independent living services. Applications for the funds shall be reviewed in accordance with criteria and procedures established by the department. The funds appropriated in part 1 may be used to leverage federal vocational rehabilitation innovation and expansion funds consistent with 34 CFR 361.35 up to \$5,543,000.00, if available. If the possibility of matching federal funds exists, the centers for independent living network will negotiate a mutually beneficial contractual arrangement with Michigan rehabilitation services. Funds shall be used in a manner consistent with the state plan for independent living. Services provided should assist people with disabilities to move toward self-sufficiency, including support for accessing transportation and health care, obtaining employment, community living, nursing home transition, information and referral services, education, youth transition services, veterans, and stigma reduction activities and community education. This includes the independent living guide services that specifically focus on economic self-sufficiency.

(2) The Michigan centers for independent living shall provide a report by March 1 of the current fiscal year to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, the house and senate policy offices, and the state budget office on direct customer and system outcomes and performance measures.

Sec. 802. The Michigan rehabilitation services shall work collaboratively with the bureau of services for blind persons, service organizations, and government entities to identify qualified match dollars to maximize use of available federal vocational rehabilitation funds.

Sec. 803. The department shall provide an annual report by February 1 to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, the house and senate policy offices, and the state budget office on efforts taken to improve the Michigan rehabilitation services. The report shall include all of the following items:

- (a) Reductions and changes in administration costs and staffing.
- (b) Service delivery plans and implementation steps achieved.
- (c) Reorganization plans and implementation steps achieved.
- (d) Plans to integrate Michigan rehabilitative services programs into other services provided by the department.
- (e) Quarterly expenditures by major spending category.
- (f) Employment and job retention rates from both Michigan rehabilitation services and its nonprofit partners.
- (g) Success rate of each district in achieving the program goals.

Sec. 804. (1) From the funds appropriated in part 1 for Michigan rehabilitation services, the department shall allocate \$50,000.00 along with available federal match to support the provision of vocational rehabilitation services to eligible agricultural workers with disabilities. Authorized services shall assist agricultural workers with disabilities in acquiring or maintaining quality employment and independence.

(2) By March 1 of the current fiscal year, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office on the total number of clients served and the total amount of federal matching funds obtained throughout the duration of the program.

Sec. 805. It is the intent of the legislature that Michigan rehabilitation services shall not implement an order of selection for vocational and rehabilitative services. If the department is at risk of entering into an order of selection for services, the department shall notify the chairs of the senate and house appropriations subcommittees on the department budget and the senate and house fiscal agencies and policy offices within 2 weeks of receiving notification.

Sec. 806. From the funds appropriated in part 1 for Michigan rehabilitation services, the department shall allocate \$6,100,300.00, including federal matching funds, to service authorizations with community-based rehabilitation organizations for an array of needed services throughout the rehabilitation process.

Sec. 807. From the funds appropriated in part 1 for Elder Law of Michigan MiCAFE contract, the department shall allocate not less than \$350,000.00 to the Elder Law of Michigan MiCAFE to assist this state's elderly population in participating in the food assistance program. Of the \$350,000.00 allocated under this section, the department shall use \$175,000.00, which are general fund/general purpose funds, as state matching funds for not less than \$175,000.00 in United States Department of Agriculture funding to provide outreach program activities, such as eligibility screening and information services, as part of a statewide food assistance hotline.

Sec. 808. By March 1 of the current fiscal year, the department shall provide a report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office on the nutrition education program. The report shall include planned allocation and actual expenditures for the supplemental nutrition assistance program education funding, planned and actual grant amounts for the supplemental nutrition assistance program education funding, the total amount of expected carryforward balance at the end of the current fiscal year for the supplemental nutrition assistance program education funding, a list of all supplemental nutrition assistance program education funding programs by implementing agency, and the stated purpose of each program.

Sec. 809. (1) The purpose of the pathways to potential program is to reduce chronic absenteeism, decrease the number of students who repeat grades, decrease the rate of dropouts, and increase student graduation rates for schools that are current or future participants in the pathways to potential program. Before any deployment of resources into a participant school, the department and the participant school shall establish performance objectives for each participant school based on a 2-year baseline prior to pathways to potential being established in the participant school and shall evaluate the progress made in the above categories from the established baseline. By March 1 of the current fiscal year, the department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the senate and house policy offices a report listing all participant schools, the funding allocation by participant school, the number of staff assigned to each school by participant school, and the percentage of participating schools that achieved improved performance in each of the 4 outcomes listed above compared to the previous year, by each individual outcome. It is the intent of the legislature that after a 2-year period without attaining an increase in success in meeting the 4 listed outcomes from the established baseline, the department shall work with the participant school to examine the cause of the lack of progress and shall seek to implement a plan to increase success in meeting the identified outcomes. It is the intent of the legislature that progress or the lack of progress made in meeting the performance objectives shall be used as a determinant in future pathways to potential resource allocation decisions.

(2) As used in this section, "baseline" means the initial set of data from the center for educational performance and information in the department of technology, management, and budget of the 4 measured outcomes as described in subsection (1).

Sec. 825. From the funds appropriated in part 1, the department shall provide individuals not more than \$500.00 for vehicle repairs, including any repairs done in the previous 12 months. However, the department may in its discretion pay for repairs up to \$900.00. Payments under this section shall include the combined total of payments made by the department and work participation program.

Sec. 850. (1) The department shall maintain out-stationed eligibility specialists in community-based organizations, community mental health agencies, nursing homes, adult placement and independent living settings, federally qualified health centers, and hospitals unless a community-based organization, community mental health agency, nursing home, adult placement and independent living setting, federally qualified health centers, or hospital requests that the program be discontinued at its facility.

(2) From the funds appropriated in part 1 for donated funds positions, the department shall enter into contracts with agencies that are able and eligible under federal law to provide the required matching funds for federal funding, as determined by federal statute and regulations.

(3) A contract for an assistance payments donated funds position must include, but not be limited to, the following performance metrics:

(a) Meeting a standard of promptness for processing applications for Medicaid and other public assistance programs under state law.

(b) Meeting required standards for error rates in determining programmatic eligibility as determined by the department.

(4) The department shall only fill additional donated funds positions after a new contract has been signed. That position shall also be abolished when the contract expires or is terminated.

(5) The department shall classify as limited-term FTEs any new employees who are hired to fulfill the donated funds position contracts or are hired to fill any vacancies from employees who transferred to a donated funds position.

(6) By March 1 of the current fiscal year, the department shall submit a report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies and policy offices, and the state budget office detailing information on the donated funds positions, including the total number of occupied positions, the total private contribution of the positions, and the total cost to the state for any nonsalary expenditure for the donated funds position employees.

Sec. 851. A staffing enhancement for adult services field staff was included in 2017 PA 107. The goal of the staffing enhancement is to reduce the number of older adults who are victims of crime and fraud by increasing the standard of promptness in every county, as measured by commencing an investigation within 24 hours, establishing face-to-face contact with the client within 72 hours, and completing the investigation within 30 days.

DISABILITY DETERMINATION SERVICES

Sec. 890. From the funds appropriated in part 1 for disability determination services, the department shall provide a 7% increase to the unit rates in effect on September 30, 2018 for medical consultants performing disability determination services, including physicians, psychologists, and speech-language pathologists.

BEHAVIORAL HEALTH SERVICES

Sec. 901. Except for the pilot projects and demonstration models described in section 298 of this part, the funds appropriated in part 1 are intended to support a system of comprehensive community mental health services under the full authority and responsibility of local CMHSPs or PIHPs in accordance with the mental health code, 1974 PA 258, MCL 330.1001 to 330.2106, the Medicaid provider manual, federal Medicaid waivers, and all other applicable federal and state laws.

Sec. 902. (1) Except for the pilot projects and demonstration models described in section 298 of this part, from the funds appropriated in part 1, final authorizations to CMHSPs or PIHPs shall be made upon the execution of contracts between the department and CMHSPs or PIHPs. The contracts shall contain an approved plan and budget as well as policies and procedures governing the obligations and responsibilities of both parties to the contracts. Each contract with a CMHSP or PIHP that the department is authorized to enter into under this subsection shall include a provision that the contract is not valid unless the total dollar obligation for all of the contracts between the department and the CMHSPs or PIHPs entered into under this subsection for the current fiscal year does not exceed the amount of money appropriated in part 1 for the contracts authorized under this subsection.

(2) The department shall immediately report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget director if either of the following occurs:

(a) Any new contracts the department has entered into with CMHSPs or PIHPs that would affect rates or expenditures.

(b) Any amendments to contracts the department has entered into with CMHSPs or PIHPs that would affect rates or expenditures.

(3) The report required by subsection (2) shall include information about the changes and their effects on rates and expenditures.

Sec. 904. (1) By May 31 of the current fiscal year, the department shall provide a report on the CMHSPs, PIHPs, and designated regional entities for substance use disorder prevention and treatment to the members of the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the state budget director that includes the information required by this section.

(2) The report shall contain information for each CMHSP, PIHP, and designated regional entity for substance use disorder prevention and treatment, and a statewide summary, each of which shall include at least the following information:

(a) A demographic description of service recipients that, minimally, shall include reimbursement eligibility, client population, age, ethnicity, housing arrangements, and diagnosis.

(b) Per capita expenditures in total and by client population group and cultural and ethnic groups of the services area, including the deaf and hard of hearing population.

(c) Financial information that, minimally, includes a description of funding authorized; expenditures by diagnosis group, service category, and reimbursement eligibility; and cost information by Medicaid, Healthy Michigan plan, state appropriated non-Medicaid mental health services, local funding, and other fund sources, including administration and funds specified for all outside contracts for services and products. Financial information must include the amount of funding, from each fund source, used to cover clinical services and supports. Service category includes all department-approved services.

(d) Data describing service outcomes that include, but are not limited to, an evaluation of consumer satisfaction, consumer choice, and quality of life concerns including, but not limited to, housing and employment.

(e) Information about access to CMHSPs and designated regional entities for substance use disorder prevention and treatment that includes, but is not limited to, the following:

(i) The number of people receiving requested services.

(ii) The number of people who requested services but did not receive services.

(f) The number of second opinions requested under the mental health code, 1974 PA 258, MCL 330.1001 to 330.2106, and the determination of any appeals.

(g) Lapses and carryforwards during the previous fiscal year for CMHSPs, PIHPs, and designated regional entities for substance use disorder prevention and treatment.

(h) Performance indicator information required to be submitted to the department in the contracts with CMHSPs, PIHPs, and designated regional entities for substance use disorder prevention and treatment.

(i) Administrative expenditures of each CMHSP, PIHP, and designated regional entity for substance use disorder prevention and treatment that include a breakout of the salary, benefits, and pension of each executive-level staff and shall include the director, chief executive, and chief operating officers and other members identified as executive staff.

(3) The report shall contain the following information from the previous fiscal year on substance use disorder prevention, education, and treatment programs:

(a) Expenditures stratified by department-designated community mental health entity, by central diagnosis and referral agency, by fund source, by subcontractor, by population served, and by service type.

(b) Expenditures per state client, with data on the distribution of expenditures reported using a histogram approach.

(c) Number of services provided by central diagnosis and referral agency, by subcontractor, and by service type. Additionally, data on length of stay, referral source, and participation in other state programs.

(d) Collections from other first- or third-party payers, private donations, or other state or local programs, by department-designated community mental health entity, by subcontractor, by population served, and by service type.

(4) The department shall include data reporting requirements listed in subsections (2) and (3) in the annual contract with each individual CMHSP, PIHP, and designated regional entity for substance use disorder treatment and prevention.

(5) The department shall take all reasonable actions to ensure that the data required are complete and consistent among all CMHSPs, PIHPs, and designated regional entities for substance use disorder prevention and treatment.

Sec. 905. (1) From the funds appropriated in part 1 for behavioral health program administration, the department shall maintain a psychiatric transitional unit and children's behavioral action team. These services will augment the continuum of behavioral health services for high-need youth and provide additional continuity of care and transition into supportive community-based services.

(2) Outcomes and performance measures for this initiative include, but are not limited to, the following:

(a) The rate of rehospitalization for youth served through the program at 30 and 180 days.

(b) Measured change in the Child and Adolescent Functional Assessment Scale for children served through the program.

Sec. 906. (1) The funds appropriated in part 1 for the state disability assistance substance use disorder services program shall be used to support per diem room and board payments in substance use disorder residential facilities. Eligibility of clients for the state disability assistance substance use disorder services program shall include needy persons 18 years of age or older, or emancipated minors, who reside in a substance use disorder treatment center.

(2) The department shall reimburse all licensed substance use disorder programs eligible to participate in the program at a rate equivalent to that paid by the department to adult foster care providers. Programs accredited by department-approved accrediting organizations shall be reimbursed at the personal care rate, while all other eligible programs shall be reimbursed at the domiciliary care rate.

Sec. 907. (1) The amount appropriated in part 1 for community substance use disorder prevention, education, and treatment shall be expended to coordinate care and services provided to individuals with severe and persistent mental illness and substance use disorder diagnoses.

(2) The department shall approve managing entity fee schedules for providing substance use disorder services and charge participants in accordance with their ability to pay.

(3) The managing entity shall continue current efforts to collaborate on the delivery of services to those clients with mental illness and substance use disorder diagnoses with the goal of providing services in an administratively efficient manner.

Sec. 909. From the funds appropriated in part 1 for community substance use disorder prevention, education, and treatment, the department shall use available revenue from the marijuana regulatory fund established in section 604 of the medical marijuana facilities licensing act, 2016 PA 281, MCL 333.27604, to improve physical health; expand access to substance use disorder prevention and treatment services; and strengthen the existing prevention, treatment, and recovery systems.

Sec. 910. The department shall ensure that substance use disorder treatment is provided to applicants and recipients of public assistance through the department who are required to obtain substance use disorder treatment as a condition of eligibility for public assistance.

Sec. 911. (1) The department shall ensure that each contract with a CMHSP or PIHP requires the CMHSP or PIHP to implement programs to encourage diversion of individuals with serious mental illness, serious emotional disturbance, or developmental disability from possible jail incarceration when appropriate.

(2) Each CMHSP or PIHP shall have jail diversion services and shall work toward establishing working relationships with representative staff of local law enforcement agencies, including county prosecutors' offices, county sheriffs' offices, county jails, municipal police agencies, municipal detention facilities, and the courts. Written interagency agreements describing what services each participating agency is prepared to commit to the local jail diversion effort and the procedures to be used by local law enforcement agencies to access mental health jail diversion services are strongly encouraged.

Sec. 912. The department shall contract directly with the Salvation Army Harbor Light program to provide non-Medicaid substance use disorder services if the local coordinating agency or the department confirms the Salvation Army Harbor Light program meets the standard of care. The standard of care shall include, but is not limited to, utilization of the medication assisted treatment option.

Sec. 915. (1) By March 1 of the current fiscal year, the department shall report the following information on the mental health and wellness commission to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, the house and senate policy offices, and the state budget office:

(a) Previous fiscal year expenditures by actionable recommendation of the mental health and wellness commission.

(b) Programs utilized during the previous fiscal year to address each actionable recommendation of the mental health and wellness commission.

(c) Outcomes and performance measures achieved during the previous fiscal year by actionable recommendation of the mental health and wellness commission.

(d) Current fiscal year funding by actionable recommendation of the mental health and wellness commission.

(e) Current fiscal year funding by program utilized to address each actionable recommendation of the mental health and wellness commission.

(2) By April 1 of the current fiscal year, the department shall report on funding within the executive budget proposal for the fiscal year ending September 30, 2020, by actionable recommendation of the mental health and wellness commission to the same report recipients listed in subsection (1).

Sec. 918. On or before the twenty-fifth of each month, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget director on the amount of funding paid to PIHPs to support the Medicaid managed mental health care program in the preceding month. The information shall include the total paid to each PIHP, per capita rate paid for each eligibility group for each PIHP, and number of cases in each eligibility group for each PIHP, and year-to-date summary of eligibles and expenditures for the Medicaid managed mental health care program.

Sec. 920. (1) As part of the Medicaid rate-setting process for behavioral health services, the department shall work with PIHP network providers and actuaries to include any state and federal wage and compensation increases that directly impact staff who provide Medicaid-funded community living supports, personal care services, respite services, skill-building services, and other similar supports and services as part of the Medicaid rate.

(2) It is the intent of the legislature that any increased Medicaid rate related to state minimum wage increases shall also be distributed to direct care employees.

Sec. 924. From the funds appropriated in part 1 for autism services, for the purposes of actuarially sound rate certification and approval for Medicaid behavioral health managed care programs, the department shall establish and implement a fee schedule for autism services reimbursement rates for direct services by October 1 of the current fiscal year. Expenditures used for rate setting shall not exceed those identified in the fee schedule. The rates for behavioral technicians shall be reduced by 10% of the 2017 autism fee schedule, but shall not be less than \$50.00 per hour.

Sec. 925. From the funds appropriated in part 1 for community mental health non-Medicaid services, each CMHSP is allocated not less than the amount allocated to that CMHSP during the previous fiscal year.

Sec. 926. From the funds appropriated in part 1 for community substance use disorder prevention, education, and treatment, \$500,000.00 is allocated for a specialized substance use disorder detoxification pilot project administered by a 9-1-1 service district in conjunction with a substance use and case management provider and at a hospital in a city with a population between 95,000 and 97,000 within a county with a population of at least 1,500,000. The hospital must have a wing with at least 10 beds dedicated to stabilizing patients suffering from addiction by providing a specialized trauma therapist as well as a peer support specialist to assist with treatment and counseling. The substance use and case management provider shall collect and submit to the department data on the outcomes of the pilot project throughout the duration of the pilot project and shall provide a report on the pilot project's outcomes to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the state budget office.

Sec. 928. (1) Each PIHP shall provide, from internal resources, local funds to be used as a part of the state match required under the Medicaid program in order to increase capitation rates for PIHPs. These funds shall not include either state funds received by a CMHSP for services provided to non-Medicaid recipients or the state matching portion of the Medicaid capitation payments made to a PIHP.

(2) It is the intent of the legislature that any funds that lapse from the funds appropriated in part 1 for Medicaid mental health services shall be redistributed to individual CMHSPs as a reimbursement of local funds on a proportional basis to those CMHSPs whose local funds were used as state Medicaid match. By April 1 of the current fiscal year, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office on the lapse by PIHP from the previous fiscal year and the projected lapse by PIHP in the current fiscal year.

Sec. 935. A county required under the provisions of the mental health code, 1974 PA 258, MCL 330.1001 to 330.2106, to provide matching funds to a CMHSP for mental health services rendered to residents in its jurisdiction shall pay the matching funds in equal installments on not less than a quarterly basis throughout the fiscal year, with the first payment being made by October 1 of the current fiscal year.

Sec. 940. (1) According to section 236 of the mental health code, 1974 PA 258, MCL 330.1236, the department shall do both of the following:

(a) Review expenditures for each CMHSP to identify CMHSPs with projected allocation surpluses and to identify CMHSPs with projected allocation shortfalls. The department shall encourage the board of a CMHSP with a projected allocation surplus to concur with the department's recommendation to reallocate those funds to CMHSPs with projected allocation shortfalls.

(b) Withdraw unspent funds that have been allocated to a CMHSP if other reallocated funds were expended in a manner not provided for in the approved contract, including expending funds on services and programs provided to individuals residing outside of the CMHSP's geographic region.

(2) A CMHSP that has its funding allocation transferred out or withdrawn during the current fiscal year as described in subsection (1) is not eligible for any additional funding reallocations during the remainder of the current fiscal year, unless that CMHSP is responding to a public health emergency as determined by the department.

(3) CMHSPs shall report to the department on any proposed reallocations described in this section at least 30 days before any reallocations take effect.

(4) The department shall notify the chairs of the appropriation subcommittees on the department budget when a request is made and when the department grants approval for reallocation or withdraw as described in subsection (1). By September 30 of the current fiscal year, the department shall provide a report on the amount of funding reallocated or withdrawn to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office.

Sec. 942. A CMHSP shall provide at least 30 days' notice before reducing, terminating, or suspending services provided by a CMHSP to CMHSP clients, with the exception of services authorized by a physician that no longer meet established criteria for medical necessity.

Sec. 950. From the funds appropriated in part 1 for court-appointed guardian and conservator reimbursements, the department shall allocate not more than \$1,500,000.00 to reimburse counties for 50% of the cost to reimburse court-appointed public guardians and conservators for recipients who also receive CMHSP services. The department shall only reimburse for 50% of the cost for reimbursement up to \$83.00 per month per court-appointed public guardian and conservator. By September 15 of the current fiscal year, the department shall provide a report to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, the house and senate policy offices, and the state budget office on the number of counties that received these funds, the number of court-appointed public guardians and conservators who were reimbursed by the counties that received these funds, and the per-month reimbursement rates provided by the counties that received these funds.

Sec. 959. (1) The department shall establish a workgroup in collaboration with the chairs of the house and senate appropriations subcommittees on the department budget or their designees, CMHSP members, autism services provider clinical and administrative staff, community members, Medicaid autism services clients, and family members of Medicaid autism services clients to make recommendations to ensure appropriate cost and service provision, including, but not limited to, the following:

(a) Ways to prevent fraud and overdiagnosis.

(b) Comparison of Medicaid rates for autism services to commercial insurance rates.

(c) Comparison of diagnosis process between Medicaid, Tricare, and commercial insurance.

(2) By March 1 of the current fiscal year, the department shall provide the workgroup's recommendations to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget office.

Sec. 961. From the funds appropriated in part 1 for behavioral health program administration, the department shall allocate \$150,000.00 to establish and administer an electronic inpatient psychiatric bed registry consistent with the requirements in section 151 of the mental health code, 1974 PA 258, MCL 330.1151.

Sec. 994. (1) By January 1 of the current fiscal year, the department shall seek, if necessary, federal approval through either a waiver request or state plan amendment to allow a CMHSP, PIHP, or subcontracting provider agency that is reviewed and accredited by a national accrediting entity for behavioral health care services to be considered in compliance with state program review and audit requirements that are addressed and reviewed by that national accrediting entity.

(2) By April 1 of the current fiscal year, the department shall report to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the state budget office all of the following:

(a) The status of the federal approval process required in subsection (1).

(b) A list of each CMHSP, PIHP, and subcontracting provider agency that is considered to be in compliance with state program review and audit requirements under subsection (1).

(c) For each CMHSP, PIHP, or subcontracting provider agency described in subdivision (b), both of the following:

(i) The state program review and audit requirements that the CMHSP, PIHP, or subcontracting provider agency is considered to be in compliance with.

(ii) The national accrediting entity that reviewed and accredited the CMHSP, PIHP, or subcontracting provider agency.

(3) The department shall continue to comply with state and federal law and shall not initiate an action that negatively impacts beneficiary safety. Any cost savings attributed to this action shall be reinvested back into services.

(4) As used in this section, "national accrediting entity" means the Joint Commission, formerly known as the Joint Commission on Accreditation of Healthcare Organizations, the Commission on Accreditation of Rehabilitation Facilities, the Council on Accreditation, the URAC, formerly known as the Utilization Review Accreditation Commission, the National Committee for Quality Assurance, or another appropriate entity, as approved by the department.

Sec. 995. From the funds appropriated in part 1 for behavioral health program administration, \$4,350,000.00 is intended to address the recommendations of the mental health diversion council.

Sec. 997. The population data used in determining the distribution of substance use disorder block grant funds shall be from the most recent federal census.

Sec. 998. For distribution of state general funds to CMHSPs, if the department decides to use census data, the department shall use the most recent federal census data available.

Sec. 999. Within 30 days after the completion of a statewide PIHP reimbursement audit, the department shall provide the audit report to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, the house and senate policy offices, and the state budget office.

Sec. 1001. By December 31 of the current fiscal year, each CMHSP shall submit a report to the department that identifies populations being served by the CMHSP broken down by program eligibility category. The report shall also include the percentage of the operational budget that is related to program eligibility enrollment. By January 15 of the current fiscal year, the department shall submit the report described in this section to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office.

Sec. 1003. The department shall notify the Community Mental Health Association of Michigan when developing policies and procedures that will impact PIHPs or CMHSPs.

Sec. 1004. The department shall provide the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget office any rebased formula changes to either Medicaid behavioral health services or non-Medicaid mental health services 90 days before implementation. The notification shall include a table showing the changes in funding allocation by PIHP for Medicaid behavioral health services or by CMHSP for non-Medicaid mental health services.

Sec. 1005. For the purposes of special projects involving high-need children or adults, including the not guilty by reason of insanity population, the department may contract directly with providers of services to these identified populations.

Sec. 1008. PIHPs and CMHSPs shall do all of the following:

(a) Work to reduce administration costs by ensuring that PIHP and CMHSP responsible functions are efficient in allowing optimal transition of dollars to those direct services considered most effective in assisting individuals served. Any consolidation of administrative functions must demonstrate, by independent analysis, a reduction in dollars spent on administration resulting in greater dollars spent on direct services. Savings resulting from increased efficiencies shall not be applied to PIHP and CMHSP net assets, internal service fund increases, building costs, increases in the number of PIHP and CMHSP personnel, or other areas not directly related to the delivery of improved services.

(b) Take an active role in managing mental health care by ensuring consistent and high-quality service delivery throughout its network and promote a conflict-free care management environment.

(c) Ensure that direct service rate variances are related to the level of need or other quantifiable measures to ensure that the most money possible reaches direct services.

(d) Whenever possible, promote fair and adequate direct care reimbursement, including fair wages for direct service workers.

Sec. 1009. (1) From the funds appropriated in part 1 for Medicaid mental health services and Healthy Michigan plan - behavioral health, the department shall maintain the \$0.50 hourly wage increase for direct care workers as specified under subsection (1) of section 1009 of article X of 2017 PA 107. Funds provided in this section must be utilized by a PIHP to maintain the \$0.50 hourly wage increase for direct care worker wages, for the employer's share of federal insurance contributions act costs, purchasing worker's compensation insurance, or the employer's share of unemployment costs.

(2) Each PIHP shall report to the department by February 1 of the current fiscal year the range of wages paid to direct care workers, including information on the number of direct care workers at each wage level.

(3) The department shall report the information required to be reported according to subsection (2) to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office by March 1 of the current fiscal year.

Sec. 1010. From the funds appropriated in part 1 for behavioral health program administration, up to \$2,000,000.00 shall be allocated to address the implementation of court-ordered assisted outpatient treatment as provided under chapter 4 of the mental health code, 1974 PA 258, MCL 330.1400 to 330.1490.

STATE PSYCHIATRIC HOSPITALS AND FORENSIC MENTAL HEALTH SERVICES

Sec. 1051. The department shall continue a revenue recapture project to generate additional revenues from third parties related to cases that have been closed or are inactive. A portion of revenues collected through project efforts may be used for departmental costs and contractual fees associated with these retroactive collections and to improve ongoing departmental reimbursement management functions.

Sec. 1052. The purpose of gifts and bequests for patient living and treatment environments is to use additional private funds to provide specific enhancements for individuals residing at state-operated facilities. Use of the gifts and bequests shall be consistent with the stipulation of the donor. The expected completion date for the use of gifts and bequests donations is within 3 years unless otherwise stipulated by the donor.

Sec. 1055. (1) The department shall not implement any closures or consolidations of state hospitals, centers, or agencies until CMHSPs or PIHPs have programs and services in place for those individuals currently in those facilities and a plan for service provision for those individuals who would have been admitted to those facilities.

(2) All closures or consolidations are dependent upon adequate department-approved CMHSP and PIHP plans that include a discharge and aftercare plan for each individual currently in the facility. A discharge and aftercare plan shall address the individual's housing needs. A homeless shelter or similar temporary shelter arrangements are inadequate to meet the individual's housing needs.

(3) Four months after the certification of closure required in section 19(6) of the state employees' retirement act, 1943 PA 240, MCL 38.19, the department shall provide a closure plan to the house and senate appropriations subcommittees on the department budget and the state budget director.

(4) Upon the closure of state-run operations and after transitional costs have been paid, the remaining balances of funds appropriated for that operation shall be transferred to CMHSPs or PIHPs responsible for providing services for individuals previously served by the operations.

Sec. 1056. The department may collect revenue for patient reimbursement from first- and third-party payers, including Medicaid and local county CMHSP payers, to cover the cost of placement in state hospitals and centers. The department is authorized to adjust financing sources for patient reimbursement based on actual revenues earned. If the revenue collected exceeds current year expenditures, the revenue may be carried forward with approval of the state budget director. The revenue carried forward shall be used as a first source of funds in the subsequent year.

Sec. 1058. Effective October 1 of the current fiscal year, the department, in consultation with the department of technology, management, and budget, may maintain a bid process to identify 1 or more private contractors to provide food service and custodial services for the administrative areas at any state hospital identified by the department as capable of generating savings through the outsourcing of such services.

Sec. 1059. The department shall identify specific outcomes and performance measures for the center for forensic psychiatry, including, but not limited to, the following:

(a) The average wait time for persons determined incompetent to stand trial before admission to the center for forensic psychiatry.

(b) The average wait time for persons determined incompetent to stand trial before admission to other state-operated psychiatric facilities.

(c) The number of persons waiting to receive services at the center for forensic psychiatry.

(d) The number of persons waiting to receive services at other state-operated hospitals and centers.

Sec. 1060. (1) The department shall continue to convene a workgroup that meets at least quarterly in collaboration with the chairs of the house and senate appropriations subcommittees on the department budget or their designees, labor union representation, civil service, and any other appropriate parties to recommend solutions to address mandatory overtime, staff turnover, and staff retention at the state psychiatric hospitals and centers, including, but not limited to, permitting retired workers to return and permitting hiring of part-time workers.

(2) By March 1 of the current fiscal year, the department shall provide a status update on the implementation of the workgroup's recommendations to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget office.

Sec. 1061. The funds appropriated in part 1 for Caro Regional Mental Health Center shall only be utilized to support a psychiatric hospital located at its current location. It is the intent of the legislature that the Caro Regional Mental Health Center shall remain open and operational at its current location on an ongoing basis, and that any capital outlay funding shall be utilized for planning and construction at the current location instead of at a new location.

HEALTH POLICY

Sec. 1140. From the funds appropriated in part 1 for primary care services, \$250,000.00 shall be allocated to free health clinics operating in the state. The department shall distribute the funds equally to each free health clinic. For the

purpose of this appropriation, “free health clinics” means nonprofit organizations that use volunteer health professionals to provide care to uninsured individuals.

Sec. 1142. The department shall continue to seek means to increase retention of Michigan medical school students for completion of their primary care residency requirements within this state and ultimately, for some period of time, to remain in this state and serve as primary care physicians. The department is encouraged to work with Michigan institutions of higher education.

Sec. 1144. (1) From the funds appropriated in part 1 for health policy administration, the department shall allocate the federal state innovation model grant funding that supports implementation of the health delivery system innovations detailed in this state’s “Reinventing Michigan’s Health Care System: Blueprint for Health Innovation” document. This initiative will test new payment methodologies, support improved population health outcomes, and support improved infrastructure for technology and data sharing and reporting. The funds will be used to provide financial support directly to regions participating in the model test and to support statewide stakeholder guidance and technical support.

(2) Outcomes and performance measures for the initiative under subsection (1) include, but are not limited to, the following:

(a) Increasing the number of physician practices fulfilling patient-centered medical home functions.

(b) Reducing inappropriate health utilization, specifically reducing preventable emergency department visits, reducing the proportion of hospitalizations for ambulatory sensitive conditions, and reducing this state’s 30-day hospital readmission rate.

(3) On a semiannual basis, the department shall submit a written report to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the state budget office on the status of the program and progress made since the prior report.

(4) From the funds appropriated in part 1 for health policy administration, any data aggregator created as part of the allocation of the federal state innovation model grant funds must meet the following standards:

(a) The primary purpose of the data aggregator must be to increase the quality of health care delivered in this state, while reducing costs.

(b) The data aggregator must be governed by a nonprofit entity.

(c) All decisions regarding the establishment, administration, and modification of the database must be made by an advisory board. The membership of the advisory board must include the director of the department or a designee of the director and representatives of health carriers, consumers, and purchasers.

(d) The Michigan Data Collaborative shall be the data aggregator to receive health care claims information from, without limitation, commercial health carriers, nonprofit health care corporations, health maintenance organizations, and third party administrators that process claims under a service contract.

(e) The data aggregator must use existing data sources and technological infrastructure, to the extent possible.

Sec. 1145. The department will take steps necessary to work with Indian Health Service, tribal health program facilities, or Urban Indian Health Program facilities that provide services under a contract with a Medicaid managed care entity to ensure that those facilities receive the maximum amount allowable under federal law for Medicaid services.

Sec. 1146. From the funds appropriated in part 1 for bone marrow transplant registry, \$250,000.00 shall be allocated to Michigan Blood, the partner of the match registry of the national marrow donor program. The funds shall be used to offset ongoing tissue typing expenses associated with donor recruitment and collection services and to expand those services to better serve the citizens of this state.

Sec. 1147. (1) From the funds appropriated in part 1 for primary care services, \$500,000.00 shall be appropriated for the second year of a 6-year early primary care incentive program to facilitate the placement of physicians in medically underserved areas of this state. The early primary care incentive program format includes all of the following:

(a) Recruitment of interested physicians before completion of first year of residency.

(b) To participate in the pilot program, a physician must do all of the following:

(i) Complete at least 1 year of postgraduate education.

(ii) Complete and pass all 3 parts of a national licensing board examination.

(iii) Obtain an unrestricted license to engage in the practice of osteopathic medicine and surgery or an unrestricted license to engage in the practice of medicine in this state.

(c) A participating physician shall enter into a contract to work with an employer for no less than 2 years in a federally underserved rural or urban area in this state, beginning the year following completion of at least 1 year of postgraduate education.

(d) The employer shall employ the physician at a competitive salary. A contractual employer may include, but is not limited to, a private practice physician or physician group, a hospital or hospital system, a community clinic, or a federally qualified health center.

(e) Assistance with repayment of medical education loans of the participating physician shall be provided through local, state, federal, or other sources during the employment period, with a target assistance amount of \$50,000.00 over 2 years.

(f) Upon completion of the 2-year employment period, participating physicians may reenter and complete a postgraduate residency program.

(2) The department shall seek philanthropic support for the early primary care incentive program to achieve increased participation and may use state funds to match philanthropic contributions.

(3) The department shall contract with the Michigan Health Council for the purpose of administering the early primary care incentive program. Funds shall be disbursed by the department to the Michigan Health Council by December 1 of the current fiscal year for this purpose.

(4) Use of funds for administration of the early primary care incentive program is limited to no more than \$150,000.00.

(5) The department shall prepare a report on the status of the early primary care incentive program that shall include, but is not limited to, the number of physicians placed, location of placement, type of employer, average student loan burden of the participating physicians, and average loan relief provided under the program. By April 1 of the current fiscal year, the department shall provide the report described in this subsection to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies and policy offices, and the state budget office.

(6) Unexpended and unencumbered funds up to a maximum of \$500,000.00 general fund/general purpose revenue in part 1 for primary care services are designated as work project appropriations, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for the early primary care incentive program under this section until the project has been completed. All of the following are in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the work project is to fund the cost of an early primary care incentive program as provided by this section.

(b) The work project will be accomplished by administering the partnering of participating physicians with qualifying employers and coordinating the negotiation of medical school loan repayment assistance for the participating physician.

(c) The total estimated cost of the work project is \$500,000.00 of general fund/general purpose revenue.

(d) The tentative completion date of the work project is September 30, 2023.

Sec. 1150. The department shall coordinate with the department of licensing and regulatory affairs, the department of the attorney general, all appropriate law enforcement agencies, and the Medicaid health plans to reduce fraud related to opioid prescribing within Medicaid, and to address other appropriate recommendations of the prescription drug and opioid abuse task force outlined in its report of October 2015. By October 1 of the current fiscal year, the department shall submit a report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office on steps the department has taken to coordinate with the entities listed in this section and other stakeholders to reduce fraud related to opioid prescribing, and to address other appropriate recommendations of the task force.

Sec. 1151. The department shall coordinate with the department of licensing and regulatory affairs, the department of the attorney general, all appropriate law enforcement agencies, and the Medicaid health plans to work with local substance use disorder agencies and addiction treatment providers to help inform Medicaid beneficiaries of all medically appropriate treatment options for opioid addiction when their treating physician stops prescribing prescription opioid medication for pain, and to address other appropriate recommendations of the prescription drug and opioid abuse task force outlined in its report of October 2015. By October 1 of the current fiscal year, the department shall submit a report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office on how the department is working with local substance use disorder agencies and addiction treatment providers to ensure that Medicaid beneficiaries are informed of all available and medically appropriate treatment options for opioid addiction when their treating physician stops prescribing prescription opioid medication for pain, and to address other appropriate recommendations of the task force. The report shall include any potential barriers to medication-assisted treatment, as recommended by the Michigan medication-assisted treatment guidelines, for Medicaid beneficiaries in both office-based opioid treatment and opioid treatment program facility settings.

Sec. 1170. (1) From the funds appropriated in part 1 for laboratory services, the department shall allocate \$1,000,000.00 for enhanced laboratory testing of opioids in cases of drug overdose deaths in order to accurately identify all prescription and nonprescription substances that may have impacted a drug poisoning death. The following provisions apply:

(a) The department shall award funds for the following purposes:

(i) Through contracts with county local public health departments, to support grants to rural communities and provide funding to participating counties to support the collection and submission by a county medical examiner of toxicological testing of human blood samples for targeted opioid analogs, and up to 5 other nonopioid substances with a potential for public health impact, for cases of overdose or suspected overdoses.

(ii) Not more than \$100,000.00 to continue the Michigan opioid rapid testing project with Western Michigan University - Stryker School of Medicine to perform postmortem toxicological testing of human blood samples for targeted opioid analogs, and up to 5 other nonopioid substances with a potential for public health impact, for cases of overdose or suspected overdoses.

(b) The department shall explore the development of laboratory capacity to test for natural or synthetic opioid analogs and up to 5 other nonopioid substances with a potential for public health impact. The department shall provide a report by December 1 of the current fiscal year on the requirements and estimated costs to develop this laboratory capacity to

the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the state budget director.

(2) Unexpended and unencumbered funds up to a maximum of \$1,000,000.00 general fund/general purpose revenue in part 1 for laboratory services are designated as work project appropriations, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for the enhanced laboratory testing of opioids project under this section until the project has been completed. All of the following are in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the work project is to fund the cost of an enhanced laboratory testing of opioids project as provided by this section.

(b) The work project will be accomplished by supporting grants to rural communities and counties, supporting continuation of the Michigan opioid rapid testing project, and exploring the development of laboratory capacity.

(c) The total estimated cost of the work project is \$1,000,000.00 of general fund/general purpose revenue.

(d) The tentative completion date of the work project is September 30, 2023.

DISEASE CONTROL, PREVENTION, AND EPIDEMIOLOGY

Sec. 1180. From the funds appropriated in part 1 for epidemiology administration and for childhood lead program, the department shall maintain a public health drinking water unit and maintain enhanced efforts to monitor child blood lead levels. The public health drinking water unit shall ensure that appropriate investigations of potential health hazards occur for all community and noncommunity drinking water supplies where chemical exceedances of action levels, health advisory levels, or maximum contaminant limits are identified. The goals of the childhood lead program shall include improving the identification of affected children, the timeliness of case follow-up, and attainment of nurse care management for children with lead exposure, and to achieve a long-term reduction in the percentage of children in this state with elevated blood lead levels.

Sec. 1181. From the funds appropriated in part 1 for epidemiology administration, the department shall maintain a vapor intrusion response unit. The vapor intrusion response unit shall assess risks to public health at vapor intrusion sites and respond to vapor intrusion risks where appropriate. The goals of the vapor intrusion response unit shall include reducing the number of residents of this state exposed to toxic substances through vapor intrusion and improving health outcomes for individuals that are identified as having been exposed to vapor intrusion.

Sec. 1182. (1) From the funds appropriated in part 1 for the healthy homes program, no less than \$1,750,000.00 of general fund/general purpose funds and \$23,480,000.00 of federal funds shall be allocated for lead abatement of homes.

(2) By January 1 of the current fiscal year, the department shall provide a report to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the state budget office on the expenditures and activities undertaken by the lead abatement program in the previous fiscal year from the funds appropriated in part 1 for the healthy homes program. The report shall include, but is not limited to, a funding allocation schedule, expenditures by category of expenditure and by subcontractor, revenues received, description of program elements, and description of program accomplishments and progress.

Sec. 1183. From the funds appropriated in part 1 for PFAS and environmental contamination response, the department shall appropriate \$50,000.00 to a local health department located in a county with a population between 6,600 and 6,700 according to the most recent federal decennial census for the purpose of purchasing water sampling laboratory equipment. It is the intent of the legislature that this funding be removed in the fiscal year beginning October 1, 2019.

LOCAL HEALTH AND ADMINISTRATIVE SERVICES

Sec. 1220. The amount appropriated in part 1 for implementation of the 1993 additions of or amendments to sections 9161, 16221, 16226, 17014, 17015, and 17515 of the public health code, 1978 PA 368, MCL 333.9161, 333.16221, 333.16226, 333.17014, 333.17015, and 333.17515, shall be used to reimburse local health departments for costs incurred related to implementation of section 17015(18) of the public health code, 1978 PA 368, MCL 333.17015.

Sec. 1221. If a county that has participated in a district health department or an associated arrangement with other local health departments takes action to cease to participate in such an arrangement after October 1 of the current fiscal year, the department shall have the authority to assess a penalty from the local health department's operational accounts in an amount equal to no more than 6.25% of the local health department's essential local public health services funding. This penalty shall only be assessed to the local county that requests the dissolution of the health department.

Sec. 1222. (1) Funds appropriated in part 1 for essential local public health services shall be prospectively allocated to local health departments to support immunizations, infectious disease control, sexually transmitted disease control and prevention, hearing screening, vision services, food protection, public water supply, private groundwater supply, and on-site sewage management. Food protection shall be provided in consultation with the department of agriculture and rural development. Public water supply, private groundwater supply, and on-site sewage management shall be provided in consultation with the department of environmental quality.

(2) Local public health departments shall be held to contractual standards for the services in subsection (1).

(3) Distributions in subsection (1) shall be made only to counties that maintain local spending in the current fiscal year of at least the amount expended in fiscal year 1992-1993 for the services described in subsection (1).

(4) By December 1 of the current fiscal year, the department shall provide a report to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the state budget director on the planned allocation of the funds appropriated for essential local public health services.

Sec. 1223. (1) From the funds appropriated in part 1 for dental programs, \$150,000.00 shall be allocated to the Michigan Dental Association for the administration of a volunteer dental program that provides dental services to the uninsured.

(2) By December 1 of the current fiscal year, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house standing committees on health policy, the senate and house fiscal agencies, and the state budget office the number of individual patients treated, number of procedures performed, and approximate total market value of those procedures from the previous fiscal year.

Sec. 1224. The department shall use revenue from mobile dentistry facility permit fees received under section 21605 of the public health code, 1978 PA 368, MCL 333.21605, to offset the cost of the permit program.

Sec. 1225. The department shall work with the Michigan health endowment fund corporation established under section 653 of the nonprofit health care corporation reform act, 1980 PA 350, MCL 550.1653, to explore ways to fund and evaluate current and future policies and programs.

Sec. 1226. From the funds appropriated in part 1 for health and wellness initiatives, \$1,000,000.00 shall be allocated for a school children's healthy exercise program to promote and advance physical health for school children in kindergarten through grade 8. The department shall recommend model programs for sites to implement that incorporate evidence-based best practices. The department shall grant no less than 1/2 of the funds appropriated in part 1 for before- and after-school programs. The department shall establish guidelines for program sites, which may include schools, community-based organizations, private facilities, recreation centers, or other similar sites. The program format shall encourage local determination of site activities and shall encourage local inclusion of youth in the decision-making regarding site activities. Program goals shall include children experiencing improved physical health and access to physical activity opportunities, the reduction of obesity, providing a safe place to play and exercise, and nutrition education. To be eligible to participate, program sites shall provide a 20% match to the state funding, which may be provided in full, or in part, by a corporation, foundation, or private partner. The department shall seek financial support from corporate, foundation, or other private partners for the program or for individual program sites.

Sec. 1227. The department shall establish criteria for all funds allocated under part 1 for health and wellness initiatives. The criteria must include a requirement that all programs funded be evidence-based and supported by research, include interventions that have been shown to demonstrate outcomes that lower cost and improve quality, and be designed for statewide impact. Preference must be given to programs that utilize the funding as match for additional resources, including, but not limited to, federal sources.

Sec. 1228. From the funds appropriated in part 1 for injury control intervention project, \$1,000,000.00 shall be allocated for implementation of evidence-based, real-time, quality assurance decision support software in the treatment of pediatric traumatic brain injury and for protocols that are to be available to all hospitals providing those trauma services. The funds shall be used to purchase statewide licenses for pediatric traumatic brain injury treatment software and related software services and to offset hospital software integration costs. The department shall seek federal matching funds that may be available for implementation of this section.

Sec. 1229. (1) From the funds appropriated in part 1 for dental programs, \$1,550,000.00 shall be distributed to local health departments who partner with a qualified nonprofit provider of dental services for the purpose of providing high-quality dental homes for seniors, children, and adults enrolled in Medicaid, and low-income uninsured.

(2) In order to be considered a qualified nonprofit provider of dental services, the provider must demonstrate an effective health insurance enrollment process for uninsured patients and demonstrate to the department an effective process of charging patients on a sliding scale based on the patient's ability to pay.

(3) Outcomes and performance measures for the program under this section include, but are not limited to, the following:

(a) The number of uninsured patients who visited a participating dentist over the prior year, broken down between adults and children.

(b) The number of patients assisted with health insurance enrollment, broken down between adults and children.

(c) A 5-year trend of the number of uninsured patients being served, broken down between adults and children.

Sec. 1230. By October 1 of the current fiscal year, the department shall provide a report to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the state budget office on estimated costs and timeline to implement a school-based pilot program for children up to grade 7 that may include, but is not limited to, oral health assessments, primary dental services, and referrals. The school-based pilot program shall track the number of children offered and receiving services at the school sites. Program goals shall include improving oral and physical health outcomes for children, improving rates of children receiving dental sealants, and reduction of rates of childhood tooth decay.

Sec. 1231. From the funds appropriated for local health services, up to \$4,750,000.00 shall be allocated for grants to local public health departments to support PFAS response and emerging public health threat activities. A portion of the funding shall be allocated by the department in a collaborative fashion with local public health departments in

jurisdictions experiencing PFAS contamination. The remainder of the funding shall be allocated to address infectious and vector-borne disease threats, and other environmental contamination issues such as vapor intrusion, drinking water contamination, and lead exposure. The funding shall be allocated to address issues including, but not limited to, staffing, planning and response, and creation and dissemination of materials related to PFAS contamination issues and other emerging public health issues and threats.

Sec. 1232. It is the intent of the legislature that the United States Department of Defense shall reimburse the state for costs associated with PFAS and environmental contamination response at military training sites and support facilities.

Sec. 1233. General fund and state restricted fund appropriations in part 1 shall not be expended for PFAS and environmental contamination response where federal funding or private grant funding is available for the same expenditures.

Sec. 1234. (1) By February 1 of the current fiscal year, the department shall develop and report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office a revised distribution formula for the allocation of essential local public health services funding to local health departments.

(2) It is the intent of the legislature that the formula developed under this section will be implemented during the fiscal year beginning October 1, 2019.

Sec. 1235. If funds become available from the department of corrections, funds shall be allocated to local health departments as defined in section 1105 of the public health code, 1978 PA 368, MCL 333.1105, and having those powers and duties as described in part 24 of the public health code, 1978 PA 368, MCL 333.2401 to 333.2498, to evaluate and inspect food service kitchens of prisons operated by the department of corrections. If the site where a prison food service kitchen is in operation does not have an existing local health department with the capabilities to evaluate and inspect the prison food service kitchen, these funds shall be available to a neighboring local health department in order to evaluate and inspect the prison food service kitchen.

FAMILY, MATERNAL, AND CHILD HEALTH

Sec. 1301. (1) Before April 1 of the current fiscal year, the department shall submit a report to the house and senate fiscal agencies and the state budget director on planned allocations from the amounts appropriated in part 1 for local MCH services, prenatal care outreach and service delivery support, family planning local agreements, and pregnancy prevention programs. Using applicable federal definitions, the report shall include information on all of the following:

(a) Funding allocations.

(b) Actual number of women, children, and adolescents served and amounts expended for each group for the immediately preceding fiscal year.

(c) A breakdown of the expenditure of these funds between urban and rural communities.

(2) The department shall ensure that the distribution of funds through the programs described in subsection (1) takes into account the needs of rural communities.

(3) For the purposes of this section, "rural" means a county, city, village, or township with a population of 30,000 or less, including those entities if located within a metropolitan statistical area.

Sec. 1302. Each family planning program receiving federal title X family planning funds under 42 USC 300 to 300a-8 shall be in compliance with all performance and quality assurance indicators that the office of population affairs within the United States Department of Health and Human Services specifies in the program guidelines for project grants for family planning services. An agency not in compliance with the indicators shall not receive supplemental or reallocated funds.

Sec. 1303. The department shall not contract with an organization that provides elective abortions, abortion counseling, or abortion referrals, for services that are to be funded with state restricted or state general fund/general purpose funds appropriated in part 1 for family planning local agreements. An organization under contract with the department shall not subcontract with an organization that provides elective abortions, abortion counseling, or abortion referrals, for services that are to be funded with state restricted or state general fund/general purpose funds appropriated in part 1 for family planning local agreements.

Sec. 1304. The department shall not use state restricted funds or state general funds appropriated in part 1 in the pregnancy prevention program or family planning local agreements appropriation line items for abortion counseling, referrals, or services.

Sec. 1305. (1) From the funds appropriated in part 1 for family planning local agreements and the pregnancy prevention program, the department shall not contract with or award grants to an entity that engages in 1 or more of the activities described in section 1091(2) of 2002 PA 360, MCL 333.1091, if the entity is located in a county or health district where family planning or pregnancy prevention services are provided by the county, the health district, or a qualified entity that does not engage in any of the activities described in section 1091(2) of 2002 PA 360, MCL 333.1091.

(2) The department shall give priority to counties or health districts where no contracts or grants currently exist for family planning or pregnancy prevention services before contracting with or awarding grants to an entity that engages in 1 or more of the activities described in 1091(2) of 2002 PA 360, MCL 333.1091, if that entity is located in a county where family planning and pregnancy prevention services are provided by the county, the health district, or another qualified entity that does not engage in the activities described in 1091(2) of 2002 PA 360, MCL 333.1091.

Sec. 1307. From the funds appropriated in part 1 for prenatal care outreach and service delivery support, \$700,000.00 shall be allocated for a pregnancy and parenting support services program, which must promote childbirth, alternatives to abortion, and grief counseling. The department shall establish a program with a qualified contractor that will contract with qualified service providers to provide free counseling, support, and referral services to eligible women during pregnancy through 12 months after birth. As appropriate, the goals for client outcomes shall include an increase in client support, an increase in childbirth choice, an increase in adoption knowledge, an improvement in parenting skills, and improved reproductive health through abstinence education. The contractor of the program shall provide for program training, client educational material, program marketing, and annual service provider site monitoring. The department shall submit a report to the house and senate appropriations subcommittees on the department budget and the house and senate fiscal agencies by April 1 of the current fiscal year on the number of clients served.

Sec. 1308. From the funds appropriated in part 1 for prenatal care outreach and service delivery support, not less than \$500,000.00 of funding shall be allocated for evidence-based programs to reduce infant mortality including nurse family partnership programs. The funds shall be used for enhanced support and education to nursing teams or other teams of qualified health professionals, client recruitment in areas designated as underserved for obstetrical and gynecological services and other high-need communities, strategic planning to expand and sustain programs, and marketing and communications of programs to raise awareness, engage stakeholders, and recruit nurses.

Sec. 1309. The department shall allocate funds appropriated in section 117 of part 1 for family, maternal, and child health according to section 1 of 2002 PA 360, MCL 333.1091.

Sec. 1311. From the funds appropriated in part 1 for prenatal care outreach and service delivery support, not less than \$2,750,000.00 state general fund/general purpose funds shall be allocated for a rural home visit program. Equal consideration shall be given to all eligible evidence-based providers in all regions in contracting for rural home visitation services.

Sec. 1313. (1) The department shall continue developing an outreach program on fetal alcohol syndrome services, targeting health promotion, prevention, and intervention as described in the Michigan fetal alcohol spectrum disorders 5-year plan 2015-2020.

(2) The department shall explore federal grant funding to address prevention services for fetal alcohol syndrome and reduce alcohol consumption among pregnant women.

Sec. 1314. The department shall seek to enhance education and outreach efforts that encourage women of childbearing age to seek confirmation at the earliest indication of possible pregnancy and initiate continuous and routine prenatal care upon confirmation of pregnancy. The department shall seek to ensure that department programs, policies, and practices promote prenatal and obstetrical care by doing the following:

- (a) Supporting access to care.
- (b) Reducing and eliminating barriers to care.
- (c) Supporting recommendations for best practices.
- (d) Encouraging optimal prenatal habits such as prenatal medical visits, use of prenatal vitamins, and cessation of use of tobacco, alcohol, or drugs.
- (e) Tracking of birth outcomes to study improvements in prevalence of fetal drug addiction, fetal alcohol syndrome, and other preventable neonatal disease.
- (f) Tracking of maternal increase in healthy behaviors following childbirth.

Sec. 1340. The department shall include national brand peanut butter on the list of approved women, infants, and children special supplemental nutrition program basket items.

Sec. 1341. The department and county offices shall utilize income eligibility and verification guidelines established by the Food and Nutrition Service agency of the United States Department of Agriculture in determining eligibility of individuals for the special supplemental nutrition program for women, infants, and children (WIC) as stated in current WIC policy.

CHILDREN'S SPECIAL HEALTH CARE SERVICES

Sec. 1360. The department may do 1 or more of the following:

- (a) Provide special formula for eligible clients with specified metabolic and allergic disorders.
- (b) Provide medical care and treatment to eligible patients with cystic fibrosis who are 21 years of age or older.
- (c) Provide medical care and treatment to eligible patients with hereditary coagulation defects, commonly known as hemophilia, who are 21 years of age or older.
- (d) Provide human growth hormone to eligible patients.

Sec. 1361. From the funds appropriated in part 1 for medical care and treatment, the department may spend those funds for the continued development and expansion of telemedicine capacity to allow families with children in the children's special health care services program to access specialty providers more readily and in a more timely manner. The department may spend funds to support chronic complex care management of children enrolled in the children's special health care services program to minimize hospitalizations and reduce costs to the program while improving outcomes and quality of life.

AGING AND ADULT SERVICES AGENCY

Sec. 1402. The department may encourage the Food Bank Council of Michigan to collaborate directly with each area agency on aging and any other organizations that provide senior nutrition services to secure the food access of vulnerable seniors.

Sec. 1403. (1) By February 1 of the current fiscal year, the aging and adult services agency shall require each region to report to the aging and adult services agency and to the legislature home-delivered meals waiting lists based upon standard criteria. Determining criteria shall include all of the following:

- (a) The recipient's degree of frailty.
- (b) The recipient's inability to prepare his or her own meals safely.
- (c) Whether the recipient has another care provider available.
- (d) Any other qualifications normally necessary for the recipient to receive home-delivered meals.

(2) Data required in subsection (1) shall be recorded only for individuals who have applied for participation in the home-delivered meals program and who are initially determined as likely to be eligible for home-delivered meals.

Sec. 1417. The department shall provide to the senate and house appropriations subcommittees on the department budget, senate and house fiscal agencies, and state budget director a report by March 30 of the current fiscal year that contains all of the following:

- (a) The total allocation of state resources made to each area agency on aging by individual program and administration.
- (b) Detail expenditure by each area agency on aging by individual program and administration including both state-funded resources and locally funded resources.

Sec. 1421. From the funds appropriated in part 1 for community services, \$1,100,000.00 shall be allocated to area agencies on aging for locally determined needs.

Sec. 1422. (1) From the funds appropriated in part 1 for aging and adult services administration, not less than \$300,000.00 shall be allocated for the department to contract with the Prosecuting Attorneys Association of Michigan to provide the support and services necessary to increase the capability of the state's prosecutors, adult protective service system, and criminal justice system to effectively identify, investigate, and prosecute elder abuse and financial exploitation.

(2) By March 1 of the current fiscal year, the Prosecuting Attorneys Association of Michigan shall provide a report on the efficacy of the contract to the state budget office, the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the house and senate policy offices.

Sec. 1425. The department shall coordinate with the department of licensing and regulatory affairs to ensure that, upon receipt of the order of suspension of a licensed adult foster care home, home for the aged, or nursing home, the department of licensing and regulatory affairs shall provide notice to the department, to the house and senate appropriations subcommittees on the department budget, and to the members of the house and senate that represent the legislative districts of the county in which the facility lies.

MEDICAL SERVICES ADMINISTRATION

Sec. 1501. The unexpended funds appropriated in part 1 for the electronic health records incentive program are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for projects under this section until the projects have been completed. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the work project is to implement the Medicaid electronic health record program that provides financial incentive payments to Medicaid health care providers to encourage the adoption and meaningful use of electronic health records to improve quality, increase efficiency, and promote safety.

(b) The projects will be accomplished by utilizing state employees or contracts with service providers, or both, and according to the approved federal advanced planning document.

(c) The total estimated cost of the work project is \$96,087,400.00.

(d) The tentative completion date is September 30, 2023.

Sec. 1505. On a semiannual basis, the department shall submit a report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget office including both of the following:

(a) The department's projected annual increase in reimbursement savings and cost offsets that will result from the funds appropriated in part 1 for the office of inspector general and third party liability efforts.

(b) The actual increase in reimbursement savings and cost offsets that have resulted from the funds appropriated in part 1 for the office of inspector general and third party liability efforts.

Sec. 1506. The department shall submit to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office quarterly reports on the implementation status of the public assistance call center that include all of the following information:

(a) Call volume during the prior quarter.

(b) Percentage of calls resolved through the public assistance call center.

(c) Percentage of calls transferred to a local department office or other office for resolution.

Sec. 1507. (1) From the funds appropriated for integrated service delivery in part 1 in the technology supporting integrated service and departmental administration and management line items, the department shall maintain information technology tools and enhance existing systems to improve the eligibility and enrollment process for citizens accessing department administered programs. This information technology system will consolidate beneficiary information, support department caseworker efforts in building a success plan for beneficiaries, and better support department staff in supporting enrollees in assistance programs.

(2) Outcomes and performance measures for the initiative under subsection (1) include, but are not limited to, the following:

- (a) Successful consolidation of data warehouses maintained by the department.
- (b) The amount of time a department caseworker devotes to data entry when initiating an enrollee application.
- (c) A reduction in wait times for persons enrolled in assistance programs to speak with department staff and get necessary changes made.
- (d) A reduction in department caseworker workload.

Sec. 1508. (1) From the funds appropriated in part 1 for medical services administration, \$500,000.00 is appropriated for the operation and maintenance of the Michigan dental registry in support of the enhanced dental benefit for the Healthy Kids Dental program. Additionally, the department shall explore the expansion of the scope of the Michigan dental registry to enhance the Medicaid adult dental benefit for pregnant women.

(2) The department shall monitor childhood caries preventative services delivered to pediatric Medicaid recipients in both medical and dental settings. By September 30 of the current fiscal year, the department shall submit a report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office on the results of the program. The report shall include, but not be limited to, all of the following:

- (a) Comparative data on completed referral rates from pediatric medical providers to dental providers.
- (b) The reduction of caries in the Medicaid child population.
- (c) Any associated long-term or short-term cost savings to the Medicaid program.

Sec. 1509. By September 30 of the current fiscal year or 6 months after the implementation of employment-related activity requirements or work requirements for medical assistance from an approved waiver from CMS, whichever date is sooner, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office on the number of recipients who are noncompliant with the required self-sufficiency goals, an explanation of the actions undertaken, and the number of recipients subject to employment-related activity requirements.

Sec. 1510. (1) From the funds appropriated in part 1 for medical services administration, the department shall match 100% of any private funds, up to \$100,000.00, with state general fund/general purpose revenues for the purpose of contracting for an independent feasibility study and actuarial model of public, private, and public-private hybrid options to help individuals prepare for, access, and afford long-term services and supports. The study must include models for all of the following:

(a) An affordable annual long-term care benefit available to all individuals who meet the minimum eligibility of needing assistance with 2 activities of daily living, with the maximum benefit amount to be determined by actuarial analysis.

(b) A public-private reinsurance or risk-sharing model, with the purpose of providing a stable and ongoing source of reimbursement to insurers for a portion of their catastrophic long-term care services and supports losses in order to provide additional insurance capacity for the state. The entity would operate as a public-private partnership supporting the private sector's role as the primary risk bearer.

(c) A long-term care benefit paid for and open to those that are not currently eligible for the state Medicaid program.

(2) The awarded contractor shall provide a report to the department on the independent feasibility study and actuarial model that includes all of the following:

(a) An analysis of public and private long-term care programs that exist in the state, the participation rates for those programs, and any clear gaps that exist, including, but not limited to, gaps in coverage, affordability, and participation.

(b) The expected costs and benefits for participants in a new long-term care benefit program, when accounting for a living wage rate for home care workers and compliance with the fair labor standards act of 1938, 29 USC 201 to 219, the federal regulations in 29 CFR 552 relating to that act, and state labor laws.

(c) The total anticipated number of participants.

(d) The impact on the current workforce.

(e) A recruitment and retention plan to meet anticipated shortage in the workforce due to the increasing aging population.

(f) The impact of current services, access to a paid workforce, and affordability of care on family caregivers, including how many family members are providing care to the individual, the impact that providing care has on a family caregiver's job, family caregivers' access to training programs, how many hours of care a family caregiver is providing, the types of services a family caregiver is performing, if the primary caregiver is also caring for a child, and if there are children present in the home who also assist with caring for the aging adult in the home.

(g) The projected savings to the state Medicaid program, if any.

(h) Legal and financial risks to the state.

(3) The department shall provide oversight and direction for the analysis described in subsection (2) and shall convene meetings for interested stakeholders, including consumer and worker representatives, to provide ongoing input on the feasibility study design. The department shall hold not fewer than 3 meetings for stakeholders to comply with the provisions of this subsection, as follows: a meeting before the study begins, a meeting during the study's implementation, and a meeting after the study is completed.

(4) The feasibility study and the actuarial analysis that is included in the feasibility study must be completed and submitted to the department no later than 270 days after the start date of the feasibility study. The department shall hold a public hearing presenting its findings. The department shall submit a report, including the director's findings and recommendations based on the feasibility study and actuarial analysis, to the legislature no later than 60 days after the completion of the feasibility study.

MEDICAL SERVICES

Sec. 1601. The cost of remedial services incurred by residents of licensed adult foster care homes and licensed homes for the aged shall be used in determining financial eligibility for the medically needy. Remedial services include basic self-care and rehabilitation training for a resident.

Sec. 1603. (1) The department may establish a program for individuals to purchase medical coverage at a rate determined by the department.

(2) The department may receive and expend premiums for the buy-in of medical coverage in addition to the amounts appropriated in part 1.

(3) The premiums described in this section shall be classified as private funds.

Sec. 1605. The protected income level for Medicaid coverage determined pursuant to section 106(1)(b)(iii) of the social welfare act, 1939 PA 280, MCL 400.106, shall be 100% of the related public assistance standard.

Sec. 1606. For the purpose of guardian and conservator charges, the department may deduct up to \$83.00 per month as an allowable expense against a recipient's income when determining medical services eligibility and patient pay amounts.

Sec. 1607. (1) An applicant for Medicaid, whose qualifying condition is pregnancy, shall immediately be presumed to be eligible for Medicaid coverage unless the preponderance of evidence in her application indicates otherwise. The applicant who is qualified as described in this subsection shall be allowed to select or remain with the Medicaid participating obstetrician of her choice.

(2) All qualifying applicants shall be entitled to receive all medically necessary obstetrical and prenatal care without preauthorization from a health plan. All claims submitted for payment for obstetrical and prenatal care shall be paid at the Medicaid fee-for-service rate in the event a contract does not exist between the Medicaid participating obstetrical or prenatal care provider and the managed care plan. The applicant shall receive a listing of Medicaid physicians and managed care plans in the immediate vicinity of the applicant's residence.

(3) In the event that an applicant, presumed to be eligible pursuant to subsection (1), is subsequently found to be ineligible, a Medicaid physician or managed care plan that has been providing pregnancy services to an applicant under this section is entitled to reimbursement for those services until such time as they are notified by the department that the applicant was found to be ineligible for Medicaid.

(4) If the preponderance of evidence in an application indicates that the applicant is not eligible for Medicaid, the department shall refer that applicant to the nearest public health clinic or similar entity as a potential source for receiving pregnancy-related services.

(5) The department shall develop an enrollment process for pregnant women covered under this section that facilitates the selection of a managed care plan at the time of application.

(6) The department shall mandate enrollment of women, whose qualifying condition is pregnancy, into Medicaid managed care plans.

(7) The department shall encourage physicians to provide women, whose qualifying condition for Medicaid is pregnancy, with a referral to a Medicaid participating dentist at the first pregnancy-related appointment.

Sec. 1611. (1) For care provided to medical services recipients with other third-party sources of payment, medical services reimbursement shall not exceed, in combination with such other resources, including Medicare, those amounts established for medical services-only patients. The medical services payment rate shall be accepted as payment in full. Other than an approved medical services co-payment, no portion of a provider's charge shall be billed to the recipient or any person acting on behalf of the recipient. Nothing in this section shall be considered to affect the level of payment from a third-party source other than the medical services program. The department shall require a nonenrolled provider to accept medical services payments as payment in full.

(2) Notwithstanding subsection (1), medical services reimbursement for hospital services provided to dual Medicare/medical services recipients with Medicare part B coverage only shall equal, when combined with payments for Medicare and other third-party resources, if any, those amounts established for medical services-only patients, including capital payments.

Sec. 1620. (1) For fee-for-service Medicaid recipients, the professional dispensing fee for drugs indicated as specialty medications on the Michigan pharmaceutical products list is \$20.02 or the pharmacy's usual or customary cash charge, whichever is less.

(2) For fee-for-service Medicaid recipients, for drugs not indicated as specialty drugs on the Michigan pharmaceutical products list, the professional dispensing fee for medications is as follows:

(a) For medications indicated as preferred on the department's preferred drug list, \$10.80 or the pharmacy's usual or customary cash charge, whichever is less.

(b) For medications not on the department's preferred drug list, \$10.64 or the pharmacy's usual or customary cash charge, whichever is less.

(c) For medications indicated as nonpreferred on the department's preferred drug list, \$9.00 or the pharmacy's usual or customary cash charge, whichever is less.

(3) The department shall require a prescription co-payment for Medicaid recipients not enrolled in the Healthy Michigan plan or with an income less than 100% of the federal poverty level of \$1.00 for a generic drug indicated as preferred on the department's preferred drug list and \$3.00 for a brand-name drug indicated as nonpreferred on the department's preferred drug list, except as prohibited by federal or state law or regulation.

(4) The department shall require a prescription co-payment for Medicaid recipients enrolled in the Healthy Michigan plan with an income of at least 100% of the federal poverty level of \$4.00 for a generic drug indicated as preferred on the department's preferred drug list and \$8.00 for a brand-name drug indicated as nonpreferred on the department's preferred drug list, except as prohibited by federal or state law or regulation.

Sec. 1621. By March 1 of the current fiscal year, the department shall report to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the state budget office on strategies the department is using to minimize the state cost of specialty drugs. Also, the department may take additional measures in order to further reduce state costs, while also ensuring that appropriate clinical care is being utilized. The report shall also include information on savings generated as a result of these additional measures that may include additional cost sharing, step therapy, and prior authorization.

Sec. 1629. The department shall utilize maximum allowable cost pricing for generic drugs that is based on wholesaler pricing to providers that is available from at least 2 wholesalers who deliver in this state.

Sec. 1631. (1) The department shall require co-payments on dental, podiatric, and vision services provided to Medicaid recipients, except as prohibited by federal or state law or regulation.

(2) Except as otherwise prohibited by federal or state law or regulation, the department shall require Medicaid recipients not enrolled in the Healthy Michigan plan or with an income less than 100% of the federal poverty level to pay not less than the following co-payments:

(a) Two dollars for a physician office visit.

(b) Three dollars for a hospital emergency room visit.

(c) Fifty dollars for the first day of an inpatient hospital stay.

(d) Two dollars for an outpatient hospital visit.

(3) Except as otherwise prohibited by federal or state law or regulation, the department shall require Medicaid recipients enrolled in the Healthy Michigan plan with an income of at least 100% of the federal poverty level to pay the following co-payments:

(a) Four dollars for a physician office visit.

(b) Eight dollars for a hospital emergency room visit.

(c) One hundred dollars for the first day of an inpatient hospital stay.

(d) Four dollars for an outpatient hospital visit or any other medical provider visit to the extent allowed by federal or state law or regulation.

Sec. 1641. An institutional provider that is required to submit a cost report under the medical services program shall submit cost reports completed in full within 5 months after the end of its fiscal year.

Sec. 1646. (1) From the funds appropriated in part 1 for long-term care services, the department shall administer a nursing facility quality measure initiative program. The initiative shall be financed through an increase of the quality assurance assessment for nursing homes and hospital long-term care units, and the funds shall be distributed according to the following criteria:

(a) The department shall award more dollars to nursing facilities that have a higher CMS 5-star quality measure domain rating, then adjusted to account for both positive and negative aspects of a patient satisfaction survey.

(b) A nursing facility with a CMS 5-star quality measure domain star rating of 1 or 2 must file an action plan with the department describing how it intends to use funds appropriated under this section to increase quality outcomes before funding shall be released.

(c) The total incentive dollars must reflect the following Medicaid utilization scale:

(i) For nursing facilities with a Medicaid participation rate of above 63%, the facility shall receive 100% of the incentive payment.

(ii) For nursing facilities with a Medicaid participation rate between 50% and 63%, the facility shall receive 75% of the incentive payment.

(iii) For nursing facilities with a Medicaid participation rate of less than 50%, the facility shall receive a payment proportionate to their Medicaid participation rate.

(iv) For nursing facilities not enrolled in Medicaid, the facility shall not receive an incentive payment.

(d) Facilities designated as special focus facilities are not eligible for any payment under this section.

(e) Number of licensed beds.

(2) The department and nursing facility representatives shall evaluate the program's effectiveness on quality, measured by the change in the CMS 5-star quality measure domain rating since the implementation of this section. By March 1 of the current fiscal year, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the senate and house policy offices on the findings of the evaluation.

Sec. 1657. (1) Reimbursement for medical services to screen and stabilize a Medicaid recipient, including stabilization of a psychiatric crisis, in a hospital emergency room shall not be made contingent on obtaining prior authorization from the recipient's HMO. If the recipient is discharged from the emergency room, the hospital shall notify the recipient's HMO within 24 hours of the diagnosis and treatment received.

(2) If the treating hospital determines that the recipient will require further medical service or hospitalization beyond the point of stabilization, that hospital shall receive authorization from the recipient's HMO prior to admitting the recipient.

(3) Subsections (1) and (2) do not require an alteration to an existing agreement between an HMO and its contracting hospitals and do not require an HMO to reimburse for services that are not considered to be medically necessary.

Sec. 1659. The following sections of this part are the only ones that shall apply to the following Medicaid managed care programs, including the comprehensive plan, MIChoice long-term care plan, and the mental health, substance use disorder, and developmentally disabled services program: 904, 911, 918, 920, 924, 928, 942, 994, 999, 1008, 1009, 1607, 1657, 1662, 1696, 1699, 1700, 1702, 1763, 1764, 1791, 1806, 1809, 1810, 1820, 1850, 1871, 1875, 1882, and 1888.

Sec. 1662. (1) The department shall ensure that an external quality review of each contracting HMO is performed that results in an analysis and evaluation of aggregated information on quality, timeliness, and access to health care services that the HMO or its contractors furnish to Medicaid beneficiaries.

(2) The department shall require Medicaid HMOs to provide EPSDT utilization data through the encounter data system, and HEDIS well child health measures in accordance with the National Committee for Quality Assurance prescribed methodology.

(3) The department shall provide a copy of the analysis of the Medicaid HMO annual audited HEDIS reports and the annual external quality review report to the senate and house of representatives appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget director, within 30 days of the department's receipt of the final reports from the contractors.

Sec. 1670. (1) The appropriation in part 1 for the MICHild program is to be used to provide comprehensive health care to all children under age 19 who reside in families with income at or below 212% of the federal poverty level, who are uninsured and have not had coverage by other comprehensive health insurance within 6 months of making application for MICHild benefits, and who are residents of this state. The department shall develop detailed eligibility criteria through the medical services administration public concurrence process, consistent with the provisions of this part and part 1.

(2) The department may provide up to 1 year of continuous eligibility to children eligible for the MICHild program unless the family fails to pay the monthly premium, a child reaches age 19, or the status of the children's family changes and its members no longer meet the eligibility criteria as specified in the state plan.

(3) The department may make payments on behalf of children enrolled in the MICHild program as described in the MICHild state plan approved by the United States Department of Health and Human Services, or from other medical services.

Sec. 1673. The department may establish premiums for MICHild eligible individuals in families with income at or below 212% of the federal poverty level. The monthly premiums shall be \$10.00 per month.

Sec. 1677. The MICHild program shall provide, at a minimum, all benefits available under the Michigan benchmark plan that are delivered through contracted providers and consistent with federal law, including, but not limited to, the following medically necessary services:

(a) Inpatient mental health services, other than substance use disorder treatment services, including services furnished in a state-operated mental hospital and residential or other 24-hour therapeutically planned structured services.

(b) Outpatient mental health services, other than substance use disorder services, including services furnished in a state-operated mental hospital and community-based services.

(c) Durable medical equipment and prosthetic and orthotic devices.

(d) Dental services as outlined in the approved MICHild state plan.

(e) Substance use disorder treatment services that may include inpatient, outpatient, and residential substance use disorder treatment services.

(f) Care management services for mental health diagnoses.

- (g) Physical therapy, occupational therapy, and services for individuals with speech, hearing, and language disorders.
- (h) Emergency ambulance services.

Sec. 1682. (1) In addition to the appropriations in part 1, the department is authorized to receive and spend penalty money received as the result of noncompliance with medical services certification regulations. Penalty money, characterized as private funds, received by the department shall increase authorizations and allotments in the long-term care accounts.

- (2) Any unexpended penalty money, at the end of the year, shall carry forward to the following year.

Sec. 1692. (1) The department is authorized to pursue reimbursement for eligible services provided in Michigan schools from the federal Medicaid program. The department and the state budget director are authorized to negotiate and enter into agreements, together with the department of education, with local and intermediate school districts regarding the sharing of federal Medicaid services funds received for these services. The department is authorized to receive and disburse funds to participating school districts pursuant to such agreements and state and federal law.

(2) From the funds appropriated in part 1 for medical services school-based services payments, the department is authorized to do all of the following:

- (a) Finance activities within the medical services administration related to this project.
- (b) Reimburse participating school districts pursuant to the fund-sharing ratios negotiated in the state-local agreements authorized in subsection (1).
- (c) Offset general fund costs associated with the medical services program.

Sec. 1693. The special Medicaid reimbursement appropriation in part 1 may be increased if the department submits a medical services state plan amendment pertaining to this line item at a level higher than the appropriation. The department is authorized to appropriately adjust financing sources in accordance with the increased appropriation.

Sec. 1694. From the funds appropriated in part 1 for special Medicaid reimbursement, \$386,700.00 of general fund/general purpose revenue and any associated federal match shall be distributed for poison control services to an academic health care system that has a high indigent care volume.

Sec. 1696. It is the intent of the legislature that, beginning in the fiscal year beginning October 1, 2019, if an applicant for Medicaid coverage through the Healthy Michigan plan received medical coverage in the previous fiscal year through traditional Medicaid, and is still eligible for coverage through traditional Medicaid, the applicant is not eligible to receive coverage through the Healthy Michigan plan.

Sec. 1697. The department shall require that Medicaid health plans administering Healthy Michigan plan benefits maintain a network of dental providers in sufficient numbers, mix, and geographic locations throughout their respective service areas in order to provide adequate dental care for Healthy Michigan plan enrollees.

Sec. 1699. (1) The department may make separate payments in the amount of \$45,000,000.00 directly to qualifying hospitals serving a disproportionate share of indigent patients and to hospitals providing GME training programs. If direct payment for GME and DSH is made to qualifying hospitals for services to Medicaid recipients, hospitals shall not include GME costs or DSH payments in their contracts with HMOs.

(2) The department shall allocate \$45,000,000.00 in DSH funding using the distribution methodology used in fiscal year 2003-2004.

Sec. 1700. (1) By December 1 of the current fiscal year, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget office on the distribution of funding provided, and the net benefit if the special hospital payment is not financed with general fund/general purpose revenue, to each eligible hospital during the previous fiscal year from the following special hospital payments:

- (a) DSH, separated out by unique DSH pool.
 - (b) GME.
 - (c) Special rural hospital payments provided under section 1866 of this part.
 - (d) Lump-sum payments to rural hospitals for obstetrical care provided under section 1802 of this part.
- (2) By August 1 of the current fiscal year, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget office on the projected distribution of funding, and the projected net benefit if the special hospital payment is not financed with general fund/general purpose revenue, to each eligible hospital from the following special hospital payments:
- (a) DSH, separated out by unique DSH pool.
 - (b) GME.
 - (c) Special rural hospital payments provided under section 1866 of this part.
 - (d) Lump-sum payments to rural hospitals for obstetrical care provided under section 1802 of this part.

Sec. 1702. From the funds appropriated in part 1, the department shall maintain the 15% rate increase provided during the fiscal year ending September 30, 2017 for private duty nursing services for Medicaid beneficiaries under the age of 21. These additional funds must be used to attract and retain highly qualified registered nurses and licensed practical nurses to provide private duty nursing services so that medically frail children can be cared for in the most homelike setting possible.

Sec. 1704. (1) From the funds appropriated in part 1 for health plan services, the department shall allocate \$6,000,000.00 to support the enhancement of the Medicaid adult dental benefit for pregnant women enrolled in a Medicaid program.

(2) The department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget office by October 1 of the current fiscal year on the steps taken by the department to implement subsection (1).

(3) Outcomes and performance measures for the program change under this section include, but are not limited to, the following:

(a) The number of pregnant women enrolled in Medicaid who visited a dentist over the prior year.

(b) The number of dentists statewide who participate in providing dental services to pregnant women enrolled in Medicaid.

Sec. 1730. The department shall continue to maintain enhanced assessment tools established in collaboration with the department of education that promote literacy development of pregnant women and new mothers in the maternal infant health program. When possible, the department shall include new fathers of the infants in the literacy promotion efforts that are included in the assessment tools and in the subsequent services provided. The assessment tools shall expand the assessment of maternal and parental literacy and provide support and referrals to resources to enable program participants to achieve an increase in literacy that may contribute to improvements in family health, economic, and life outcomes.

Sec. 1757. The department shall obtain proof from all Medicaid recipients that they are legal United States citizens or otherwise legally residing in this country and that they are residents of this state before approving Medicaid eligibility.

Sec. 1763. During the next contract renewal period, the department shall issue an RFP for a 3-year contract for actuarial services, including, but not limited to, capitation rate setting for Medicaid and the Healthy Michigan plan. The department shall notify the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the senate and house policy offices on what vendors submitted bids for the contract, which vendor received the contract, the evaluation process, and the criteria used once an award for actuarial services has been made.

Sec. 1764. The department shall annually certify whether rates paid to Medicaid health plans and specialty PIHPs are actuarially sound in accordance with federal requirements and shall provide a copy of the rate certification and approval of rates paid to Medicaid health plans and specialty PIHPs within 5 business days after certification or approval to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget office. Following the rate certification, the department shall ensure that no new or revised state Medicaid policy bulletin that is promulgated materially impacts the capitation rates that have been certified in a negative manner.

Sec. 1775. (1) By March 1 of the current fiscal year, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget office on progress in implementing the waiver to implement managed care for individuals who are eligible for both Medicare and Medicaid, known as MI Health Link, including, but not limited to, a description of how the department intends to ensure that service delivery is integrated, how key components of the proposal are implemented effectively, and any problems and potential solutions as identified by the ombudsman described in subsection (2).

(2) The department shall ensure the existence of an ombudsman program that is not associated with any project service manager or provider to assist MI Health Link beneficiaries with navigating complaint and dispute resolution mechanisms and to identify problems in the demonstrations and in the complaint and dispute resolution mechanisms.

Sec. 1782. Subject to federal approval, from the funds appropriated in part 1 for health plan services, the department shall allocate \$740,000.00 general fund/general purpose plus any available work project funds and federal match through an administered contract with oversight from Medical Services Administration and Population Health. The funds shall be used to support a statewide media campaign for improving this state's immunization rates.

Sec. 1791. From the funds appropriated in part 1 for health plan services and physician services, the department shall provide Medicaid reimbursement rates for neonatal services at 75% of the Medicare rate received for those services in effect on the date the services are provided to eligible Medicaid recipients. The current procedural terminology (CPT) codes that are eligible for this reimbursement rate increase are 99468, 99469, 99471, 99472, 99475, 99476, 99477, 99478, 99479, and 99480.

Sec. 1792. By April 30 of the current fiscal year, the department shall evaluate encounter data through the end of the previous fiscal year. By May 30 of the current fiscal year, the department shall report the evaluation results to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, the state budget office, and the Medicaid health plans.

Sec. 1800. For the distribution of each of the pools within the \$85,000,000.00 outpatient disproportionate share hospital payment, the department shall maintain a formula for the distribution of each pool based on the quality of care, cost, traditional disproportionate share hospital factors such as Medicaid utilization and uncompensated care, and any other factor that the department determines should be considered.

Sec. 1801. (1) From the funds appropriated in part 1 for physician services and health plan services, the department shall continue the increase to Medicaid rates for primary care services provided only by primary care providers. For the purpose of this section, a primary care provider is a physician, or a practitioner working under the personal supervision of a physician, who is either licensed under part 170 or part 175 of the public health code, 1978 PA 368, MCL 333.17001 to

333.17084 and 333.17501 to 333.17556, and working as a primary care provider in general practice or board-eligible or certified with a specialty designation of family medicine, general internal medicine, or pediatric medicine, or a provider who provides the department with documentation of equivalency. Providers performing a service and whose primary practice is as a non-primary-care subspecialty is not eligible for the increase. The department shall establish policies that most effectively limit the increase to primary care providers for primary care services only.

(2) By March 1 of the current fiscal year, the department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office a list of medical specialties and licensed providers that were paid enhanced primary care rates in the fiscal year ending September 30, 2017.

Sec. 1802. From the funds appropriated in part 1 for hospital services and therapy, \$7,978,300.00 in general fund/general purpose revenue shall be provided as lump-sum payments to hospitals that qualified for rural hospital access payments in fiscal year 2013-2014 and that provide obstetrical care in the current fiscal year. Payment amounts shall be based on the volume of obstetrical care cases and newborn care cases for all such cases billed by each qualified hospital in the most recent year for which data is available. Payments shall be made by January 1 of the current fiscal year.

Sec. 1803. The department shall establish a Medicaid provider type for the enrollment of providers of portable X-ray and ultrasound services to nursing home and homebound beneficiaries as “portable X-ray and ultrasound providers” under the “Michigan Department of Health and Human Services Current-Typical Provider Type Enrollment Grid”, using provider language substantially similar to Medicare requirements. The department shall treat this service as a covered service. By December 1 of the current fiscal year, the department shall report to the senate and house subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office, on the information required in this section.

Sec. 1804. The department, in cooperation with the department of military and veterans affairs, shall work with the federal public assistance reporting information system to identify Medicaid recipients who are veterans and who may be eligible for federal veterans health care benefits or other benefits.

Sec. 1805. Hospitals receiving medical services payments for graduate medical education shall submit fully completed quality data to a nonprofit organization with extensive experience in collecting and reporting hospital quality data on a public website. The reporting must utilize consensus-based nationally endorsed standards that meet National Quality Forum-endorsed safe practices. The organization collecting the data must be an organization that uses severity-adjusted risk models and measures that will help patients and payers identify hospital campuses likely to have superior outcomes. The public website shall provide information to allow consumers to compare safe practices by hospital campus, including, but not limited to, perinatal care, hospital-acquired infection, and serious reportable events. Hospitals receiving medical services payments for graduate medical education shall also make their fully completed quality data available on the hospital’s website. The department shall withhold 25% of a hospital’s graduate medical education payment if the hospital does not submit the data to a qualifying nonprofit organization described in this section by January 1 of the current fiscal year.

Sec. 1806. (1) The department shall contractually require the Medicaid health plans to report to the department by February 1 of the current fiscal year on the following:

- (a) The progress of implementing the Medicaid health plan common formulary.
- (b) The participation by the Medicaid health plans in the Medicaid health plan common formulary.
- (c) The timeliness of prior authorization approvals or disapprovals.

(2) By March 1 of the current fiscal year, the department shall provide the Medicaid health plan report provided in subsection (1) and identify any areas of inconsistency across the Medicaid health plans’ implementation and utilization of the Medicaid health plan common formulary to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the state budget office.

(3) The department shall maintain policies and procedures to govern the operations of the Michigan Medicaid health plan common formulary so that the department is able to receive fair and full public participation.

Sec. 1809. The department shall establish separate contract performance standards for Medicaid health plans that adhere to the requirements of section 105d of the social welfare act, 1939 PA 280, MCL 400.105d, associated with the 0.75% and 0.25% capitation withhold. The determination of the performance of the 0.75% capitation withhold is at the discretion of the department but must include recognized concepts such as 1-year continuous enrollment and the HEDIS audited data. The determination of the performance of the 0.25% capitation withhold is at the discretion of the department but must include the utilization of high-value services and discouraging the utilization of low-value services.

Sec. 1810. The department shall enhance encounter data reporting processes and develop rules that would make each health plan’s encounter data as complete as possible, provide a fair measure of acuity for each health plan’s enrolled population for risk adjustment purposes, capitation rate setting, diagnosis-related group rate setting, and research and analysis of program efficiencies while minimizing health plan administrative expense. In advance of the annual rate setting development, Medicaid health plans shall be given at least 60 days to dispute and correct any discarded encounter data before rates are certified. The department shall notify each contracting Medicaid health plan of any encounter data that have not been accepted for the purposes of rate setting.

Sec. 1812. By June 1 of the current fiscal year, and using the most recent available cost reports, the department shall complete a report of all direct and indirect costs associated with residency training programs for each hospital that receives funds appropriated in part 1 for graduate medical education. The report shall be submitted to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the state budget office.

Sec. 1820. (1) In order to avoid duplication of efforts, the department shall utilize applicable national accreditation review criteria to determine compliance with corresponding state requirements for Medicaid health plans that have been reviewed and accredited by a national accrediting entity for health care services.

(2) The department shall continue to comply with state and federal law and shall not initiate an action that negatively impacts beneficiary safety.

(3) As used in this section, "national accrediting entity" means the National Committee for Quality Assurance, the URAC, formerly known as the Utilization Review Accreditation Commission, or other appropriate entity, as approved by the department.

Sec. 1837. The department shall continue, and expand where appropriate, utilization of telemedicine and telepsychiatry as strategies to increase access to services for Medicaid recipients in medically underserved areas.

Sec. 1846. From the funds appropriated in part 1 for graduate medical education, the department shall distribute the funds with an emphasis on the following health care workforce goals:

(a) The encouragement of the training of physicians in specialties, including primary care, that are necessary to meet the future needs of residents of this state.

(b) The training of physicians in settings that include ambulatory sites and rural locations.

Sec. 1850. The department may allow Medicaid health plans to assist with the redetermination process through outreach activities to ensure continuation of Medicaid eligibility and enrollment in managed care. This may include mailings, telephone contact, or face-to-face contact with beneficiaries enrolled in the individual Medicaid health plan. Health plans may offer assistance in completing paperwork for beneficiaries enrolled in their plan.

Sec. 1851. From the funds appropriated in part 1 for adult home help services, the department shall allocate up to \$150,000.00 state general fund/general purpose revenue plus any associated federal match to develop and deploy a mobile electronic visit verification solution that shall include biometric identity verification to create administrative efficiencies, reduce error, and minimize fraud. The development of the solution shall be predicated on input from the results of the 2017 stakeholder survey.

Sec. 1855. From the funds appropriated in part 1 for program of all-inclusive care for the elderly (PACE), to the extent that funding is available in the PACE line item and unused program slots are available, the department may do the following:

(a) Increase the number of slots for an already-established local PACE program if the local PACE program has provided appropriate documentation to the department indicating its ability to expand capacity to provide services to additional PACE clients.

(b) Suspend the 10 member per month individual PACE program enrollment increase cap in order to allow unused and unobligated slots to be allocated to address unmet demand for PACE services.

Sec. 1856. (1) From the funds appropriated in part 1 for hospice services, \$3,318,000.00 shall be expended to provide room and board for Medicaid recipients who meet hospice eligibility requirements and receive services at Medicaid enrolled hospice residences in this state. The department shall distribute funds through grants based on the total beds located in all eligible residences that have been providing these services as of October 1, 2017. Any eligible grant applicant may inform the department of their request to reduce the grant amount allocated for their residence and the funds shall be distributed proportionally to increase the total grant amount of the remaining grant-eligible residences. Grant amounts shall be paid out monthly with 1/12 of the total grant amount distributed each month to the grantees.

(2) By September 15 of the current fiscal year, each Medicaid-enrolled hospice with a residence that receives funds under this section shall provide a report to the department on the utilization of the grant funding provided in subsection (1). The report shall be provided in a format prescribed by the department and shall include the following:

(a) The number of patients served.

(b) The number of days served.

(c) The daily room and board rates for the patients served.

(d) If there is not sufficient funding to cover the total room and board need, the number of patients who did not receive care due to insufficient grant funding.

(3) If there is funding remaining at the end of the current fiscal year, the Medicaid-enrolled hospice with a residence shall return funding to the state.

Sec. 1857. By July 1 of the current fiscal year, the department shall explore the implementation of a managed care long-term support service.

Sec. 1858. By April 1 of the current fiscal year, the department shall report to the senate and house appropriations subcommittees on the department budget and the senate and house fiscal agencies on all of the following elements related

to the current Medicaid pharmacy carve-out of pharmaceutical products as provided for in section 109h of the social welfare act, 1939 PA 280, MCL 400.109h:

(a) The number of prescriptions paid by the department during the previous fiscal year and for the fiscal year ending September 30, 2017.

(b) The total amount of expenditures for prescriptions paid by the department during the previous fiscal year and for the fiscal year ending September 30, 2017.

(c) The number of and total expenditures for prescriptions paid for by the department for generic equivalents during the previous fiscal year and for the fiscal year ending September 30, 2017.

Sec. 1859. The department shall partner with the Michigan Association of Health Plans (MAHP) and Medicaid health plans to develop and implement strategies for the use of information technology services for Medicaid research activities. The department shall make available state medical assistance program data, including Medicaid behavioral data, to MAHP and Medicaid health plans or any vendor considered qualified by the department for the purpose of research activities consistent with this state's goals of improving health; increasing the quality, reliability, availability, and continuity of care; and reducing the cost of care for the eligible population of Medicaid recipients.

Sec. 1860. By March 1 of the current fiscal year, the department shall provide a report to the senate and house appropriations subcommittees, the senate and house fiscal agencies, and the state budget office on uncollected co-pays and premiums in the Healthy Michigan plan. The report shall include information on the number of participants who have not paid their co-pays and premiums, the total amount of uncollected co-pays and premiums, and steps taken by the department and health plans to ensure greater collection of co-pays and premiums.

Sec. 1861. From the funds appropriated in part 1 for transportation, the department shall maintain the previous fiscal year increase in the number of counties in which a local public transportation entity is the primary administrator of the Medicaid nonemergency transportation benefit. The department shall use a nonprofit transportation brokerage already operating in the state to carry out the requirements of this section. The purpose of the program is to improve Medicaid beneficiary access to care, reduce the number of missed physician appointments by Medicaid beneficiaries, and reduce time spent by caseworkers facilitating nonemergency transportation for Medicaid beneficiaries. Performance goals include an increase in utilization of local public transportation, a reduction in the rate of trips reported as missed to no more than 0.5%, and the successful collection of data on program utilization, access, and beneficiary satisfaction.

Sec. 1862. From the funds appropriated in part 1, the department shall maintain payment rates for Medicaid obstetrical services at 95% of Medicare levels effective October 1, 2014.

Sec. 1866. (1) From the funds appropriated in part 1 for hospital services and therapy and Healthy Michigan plan, \$18,000,000.00 in general fund/general purpose revenue and any associated federal match shall be awarded as rural access payments to hospitals that meet criteria established by the department for services to low-income rural residents. One of the reimbursement components of the distribution formula shall be assistance with labor and delivery services.

(2) No hospital or hospital system shall receive more than 10.0% of the total funding referenced in subsection (1).

(3) To allow hospitals to understand their rural payment amounts under this section, the department shall provide hospitals with the methodology for distribution under this section and provide each hospital with its applicable data that are used to determine the payment amounts by August 1 of the current fiscal year. The department shall publish the distribution of payments for the current fiscal year and the immediately preceding fiscal year.

Sec. 1867. (1) The department shall continue a workgroup that includes psychiatrists, other relevant prescribers, and pharmacists to identify best practices and to develop a protocol for psychotropic medications. Any changes proposed by the workgroup shall protect a Medicaid beneficiary's current psychotropic pharmaceutical treatment regimen by not requiring a physician currently prescribing any treatment to alter or adjust that treatment.

(2) By March 1 of the current fiscal year, the department shall provide the workgroup's recommendations to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget office.

Sec. 1870. (1) From the funds appropriated in part 1 for hospital services and therapy, the department shall appropriate \$5,000,000.00 in general fund/general purpose revenue plus any contributions from public entities, up to \$5,000,000.00, and any associated federal match to the MiDocs consortium to create new primary care residency slots in underserved communities. The new primary care residency slots must be in 1 of the following specialties: family medicine, general internal medicine, general pediatrics, general OB-GYN, psychiatry, or general surgery.

(2) The department shall seek any necessary approvals from CMS to allow the department to implement the program described in this section.

(3) Assistance with repayment of medical education loans, loan interest payments, or scholarships provided by MiDocs shall be contingent upon a minimum 2-year commitment to practice in an underserved community in this state post-residency and an agreement to forego any sub-specialty training for at least 2 years post-residency.

(4) The MiDocs shall work with the department to integrate the Michigan inpatient psychiatric admissions discussion (MIPAD) recommendations and, when possible, prioritize training opportunities in state psychiatric hospitals and community mental health organizations.

(5) In collaboration with the Michigan Health Council, the MiDocs consortium shall reserve at least 3 residency slots per class to be used for the Michigan early primary care incentive program.

(6) The department shall create a MiDocs initiative advisory council to help support implementation of the program described in this section, and provide oversight. The advisory council shall be composed of the MiDocs consortium, the Michigan Area Health Education Centers, the Michigan Primary Care Association, the Michigan Center for Rural Health, the Michigan Academy of Family Physicians, and any other appointees designated by the department.

(7) By September 1 of the current fiscal year, MiDocs shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office, on the following:

(a) Audited financial statement of per-resident costs.

(b) Education and clinical quality data.

(c) Roster of trainees, including areas of specialty and locations of training.

(d) Medicaid revenue by training site.

(8) Outcomes and performance measures for this program include, but are not limited to, the following:

(a) Increasing this state's ability to recruit, train, and retain primary care physicians and other select specialty physicians in underserved communities.

(b) Maximizing training opportunities with community health centers, rural critical access hospitals, solo or group private practice physician practices, schools, and other community-based clinics, in addition to required rotations at inpatient hospitals.

(c) Increasing the number of residency slots for family medicine, general internal medicine, general pediatrics, general OB-GYN, psychiatry, and general surgery.

(9) Unexpended and unencumbered funds up to a maximum \$5,000,000.00 in general fund/general purpose revenue plus any contributions from public entities, up to \$5,000,000.00, and any associated federal match remaining in accounts appropriated in part 1 for hospital services and therapy are designated as work project appropriations, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for the MiDocs consortium to create new primary care residency slots in underserved communities under this section until the work project has been completed. All of the following are in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the work project is to fund the cost of the MiDocs consortium to create new primary care residency slots in underserved communities.

(b) The work project will be accomplished by contracting with the MiDocs consortium to oversee the creation of new primary care residency slots.

(c) The total estimated completion cost of the work project is \$28,129,400.00.

(d) The tentative completion date is September 30, 2023.

Sec. 1871. The funds appropriated in part 1 for the Healthy Michigan plan healthy behaviors incentives program shall only provide reductions in cost-sharing responsibilities and shall not include other financial rewards such as gift cards.

Sec. 1872. From the funds appropriated in part 1 for personal care services, beginning October 1, 2018, the department shall increase the monthly Medicaid personal care supplement paid to adult foster care facilities and homes for the aged that provide personal care services to Medicaid recipients by \$32.00.

Sec. 1873. From the funds appropriated in part 1 for long-term care services, the department may allocate up to \$3,700,000.00 for the purpose of outreach and education to nursing home residents and the coordination of housing in order to move out of the facility. In addition, any funds appropriated shall be used for other quality improvement activities of the program. The department shall consider working with all relevant stakeholders to develop a plan for the ongoing sustainability of the nursing facility transition initiative.

Sec. 1874. The department shall ensure, in counties where program of all-inclusive care for the elderly or PACE services are available, that the program of all-inclusive care for the elderly (PACE) is included as an option in all options counseling and enrollment brokering for aging services and managed care programs, including, but not limited to, Area Agencies on Aging, centers for independent living, and the MiChoice home and community-based waiver. Such options counseling must include approved marketing and discussion materials.

Sec. 1875. (1) The department and its contractual agents may not subject Medicaid prescriptions to prior authorization procedures during the current fiscal year if that drug is carved out or is not subject to prior authorization procedures as of May 9, 2016, and is generally recognized in a standard medical reference or the American Psychiatric Association's Diagnostic and Statistical Manual for the Treatment of a Psychiatric Disorder.

(2) The department and its contractual agents may not subject Medicaid prescriptions to prior authorization procedures during the current fiscal year if that drug is carved out or is not subject to prior authorization procedures as of May 9, 2016 and is a prescription drug that is generally recognized in a standard medical reference for the treatment of human immunodeficiency virus or acquired immunodeficiency syndrome, epilepsy or seizure disorder, or organ replacement therapy.

(3) As used in this section, “prior authorization” means a process implemented by the department or its contractual agents that conditions, delays, or denies delivery or particular pharmacy services to Medicaid beneficiaries upon application of predetermined criteria by the department or its contractual agents to those pharmacy services. The process of prior authorization often requires that a prescriber do 1 or both of the following:

- (a) Obtain preapproval from the department or its contractual agents before prescribing a given drug.
- (b) Verify to the department or its contractual agents that the use of a drug prescribed for an individual meets predetermined criteria from the department or its contractual agents for a prescription drug that is otherwise available under the Medicaid program in this state.

Sec. 1878. By March 1 of the current fiscal year, the department shall provide a report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office on hepatitis C tracking data. At a minimum, the report shall include information on the following for individuals treated with Harvoni or any other treatment used to cure hepatitis C during the current fiscal year or a previous fiscal year:

- (a) The total number of people treated broken down by those treated through traditional Medicaid and those treated through the Healthy Michigan plan.
- (b) The total cost of treatment.
- (c) The total cost of treatment broken down by those treated through traditional Medicaid and those treated through the Healthy Michigan plan.
- (d) The cure rate broken down by Metavir Score, genotype, Medicaid match rate, and drug used during treatment.
- (e) The reinfection rate broken down by Metavir Score, genotype, Medicaid match rate, and drug used during treatment.

Sec. 1882. By December 31 of the current fiscal year, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget office, documentation of the expenses incurred during the immediate preceding fiscal year by Medicaid health plans and PIHPs for the purpose of meeting the contractual requirements to join the Michigan Health Information Network Shared Services and incentivizing providers to become members of the Health Information Exchange Qualified Organization. The report should also include an estimation of the expenses to be incurred in the current fiscal year by Medicaid health plans and PIHPs for the same purpose of meeting their contractual obligations.

Sec. 1888. The department shall establish contract performance standards associated with the capitation withhold provisions for Medicaid health plans at least 3 months in advance of the implementation of those standards. The determination of whether performance standards have been met shall be based primarily on recognized concepts such as 1-year continuous enrollment and the healthcare effectiveness data and information set, HEDIS, audited data.

Sec. 1894. (1) By July 1 of the current fiscal year, the department shall provide a report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget office on outcomes and performance measures of the Healthy Kids Dental program.

(2) Outcomes and performance measures for the Healthy Kids Dental program include, but are not limited to, the following:

- (a) The number of children enrolled in the Healthy Kids Dental program who visited the dentist during the previous fiscal year.
- (b) The number of dentists who will accept payment from the Healthy Kids Dental program.
- (c) The annual change in dental utilization of children enrolled in the Healthy Kids Dental program.

INFORMATION TECHNOLOGY

Sec. 1901. (1) The department shall provide a report on a semiannual basis to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office all of the following information:

- (a) The process used to define requests for proposals for each expansion of information technology projects, including timelines, project milestones, and intended outcomes.
- (b) If the department decides not to contract the services out to design and implement each element of the information technology expansion, the department shall submit its own project plan that includes, at a minimum, the requirements in subdivision (a).
- (c) A recommended project management plan with milestones and time frames.
- (d) The proposed benefits from implementing the information technology expansion, including customer service improvement, form reductions, potential time savings, caseload reduction, and return on investment.
- (e) Details on the implementation of the integrated service delivery project, and the progress toward meeting the outcomes and performance measures listed in section 1507(2) of this part.

(2) Once an award for an expansion of information technology is made, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office a projected cost of the expansion broken down by use and type of expense.

Sec. 1902. From the funds appropriated in part 1 for the Michigan Medicaid information system (MMIS) line item, private revenue may be received from and allocated for other states interested in participating as part of the broader

MMIS initiative. By March 1 of the current fiscal year, the department shall provide a report on the use of MMIS by other states for the previous fiscal year, including a list of states, type of use, and revenue and expenditures related to the agreements with the other states to use the MMIS. The report shall be provided to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the state budget office.

Sec. 1903. (1) The department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office by November 1 of the current fiscal year the status of an implementation plan regarding the appropriation in part 1 to modernize the MiSACWIS. The report shall include, but not be limited to, efforts to bring the system in compliance with the settlement and other federal guidelines set forth by the United States Department of Health and Human Services Administration for Children and Families.

(2) The department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office by November 1 of the current fiscal year a status report on the planning, implementation, and operation, regardless of the current operational status, regarding the appropriation in part 1 to implement the MiSACWIS. The report shall provide details on the planning, implementation, and operation of the system, including, but not limited to, all of the following:

- (a) Areas where implementation went as planned.
- (b) The number of known issues.
- (c) The average number of help tickets submitted per day.
- (d) Any additional overtime or other staffing costs to address known issues and volume of help tickets.
- (e) Any contract revisions to address known issues and volume of help tickets.
- (f) Other strategies undertaken to improve implementation.
- (g) Progress developing cross-system trusted data exchange with MiSACWIS.
- (h) Progress in moving away from a statewide automated child welfare information system (SACWIS) to a comprehensive child welfare information system (CCWIS).
- (i) Progress developing and implementing a program to monitor data quality.
- (j) Progress developing and implementing custom integrated systems for private agencies.
- (k) A list of all change orders, planned or in progress.
- (l) The status of all change orders, planned or in progress.
- (m) The estimated costs for all planned change orders.
- (n) The estimated and actual costs for all change orders in progress.

Sec. 1904. From the funds appropriated in part 1 for information technology services and projects, the department shall make child care fund reimbursements to counties for undisputed charges within 45 business days of the receipt of the required forms and documentation. The department shall notify a county within 15 business days of a disputed reimbursement request. The department shall reimburse for corrected charges within 45 business days of a properly corrected submission.

ONE-TIME APPROPRIATIONS

Sec. 1905. From the funds appropriated in part 1 for the drinking water declaration of emergency, the department shall allocate funds to address needs in a city in which a declaration of emergency was issued because of drinking water contamination. These funds may support, but are not limited to, the following activities:

- (a) Nutrition assistance, nutritional and community education, food bank resources, and food inspections.
- (b) Epidemiological analysis and case management of individuals at risk of elevated blood lead levels.
- (c) Support for child and adolescent health centers, children's healthcare access program, and pathways to potential programming.
- (d) Nursing services, breastfeeding education, evidence-based home visiting programs, intensive services, and outreach for children exposed to lead coordinated through local community mental health organizations.
- (e) Department field operations costs.
- (f) Lead poisoning surveillance, treatment, and abatement.
- (g) Nutritional incentives provided to local residents through the Double Up Food Bucks Expansion Program.
- (h) Genesee County health department food inspectors to perform water testing at local food service establishments.

Sec. 1907. From the funds appropriated in part 1 for child lead poisoning elimination board, the department shall implement recommendations of the board offered in the board's report of November 2016. The recommendations implemented by the department under this section shall be based in science and best practices, and the department shall give priority to the implementation of the recommendations that are most in agreement with recommendations of nationally recognized organizations and authorities.

Sec. 1908. From the funds appropriated in part 1 for Asian American health care and wellness initiative, the department shall appropriate \$150,000.00 to a nonprofit organization organized under the laws of this state that is exempt from federal income tax under section 501(c)(3) of the internal revenue code of 1986, 26 USC 501, and is located in a county with a population between 602,000 and 603,000 according to the most recent decennial census to implement a pilot program to provide health care services in a culturally and linguistically competent manner. To be eligible to receive

funding, the organization must have a stated vision of building a collaborative, active, and committed Asian American community in west Michigan with a focus on health care, education, and empowerment.

Sec. 1909. From the funds appropriated in part 1 for Western Michigan University clinics, the department shall appropriate \$1,500,000.00 to a community clinic operated by a 4-year state university located in a county with a population between 250,000 and 251,000 according to the most recent decennial census to operate a multispecialty group practice that provides clinical training experiences for students of the university. To be eligible to receive funding, the community clinic must have a stated mission to seek, create, and facilitate opportunities for collaboration among members that will help to improve the quality of life by educating and providing services to strengthen individuals and families.

Sec. 1912. From the funds appropriated in part 1 for infant mortality program grant, the department shall appropriate \$100,000.00 to a multi-agency community initiative led by a nonprofit organization organized under the laws of this state that is exempt from federal income tax under section 501(c)(3) of the internal revenue code of 1986, 26 USC 501, and is located in a county with a population between 250,000 and 251,000 according to the most recent decennial census. To be eligible to receive funding, the organization must have stated goals of ensuring health equity of programs, policies, and providers; building a perinatal home visitation network; promoting and educating about infant safe-sleep programs; and providing reproductive health education and support.

Sec. 1913. (1) The department shall spend available work project revenue and any associated federal matching funds to continue the implementation of the direct primary care pilot program as specified in section 705 of article XX.

(2) On a quarterly basis, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office on the implementation of the direct primary care pilot program under section 705 of article XX and this section. The report shall include, but not be limited to, the following performance metrics:

- (a) The number of enrollees in the pilot program by eligibility category.
- (b) The per-member-per-month rate paid in the previous fiscal year per eligibility category.
- (c) The number of claims paid in the previous fiscal year per eligibility category.
- (d) The number of claims per category weighted to reflect 400 enrollees.
- (e) The dollar value of all claims per eligibility category.
- (f) The per-member-per-month actual cost. As used in this subsection, “per-member-per-month actual cost” means the direct primary care plan costs and any managed care costs not covered through the direct primary care plan, including managed care provider overhead costs.
- (g) The average direct primary care cost per enrollee per eligibility category.
- (h) The average number of actual claims per eligibility category.
- (i) The average actual dollar value of claims per eligibility category.
- (j) The number of enrollees in the pilot program during the previous quarter who are no longer eligible for Medicaid in the current quarter, broken down by eligibility category.
- (k) The category savings subtotal. As used in this subdivision, “category savings subtotal” means the per-member-per-month rate paid in fiscal year 2016-2017 minus the per-member-per-month actual cost, times the number of enrollees in the eligibility category.

(l) The total savings. As used in this subdivision, “total savings” means the per-member-per-month rate paid in the previous fiscal year minus the per-member-per-month actual cost, times the total number of enrollees in the program.

Sec. 1914. From the funds appropriated in part 1 for primary care and dental health services, \$300,000.00 shall be allocated for primary care clinic and dental health clinic services for indigent individuals to be provided in clinic locations in the city of Detroit and Wayne County by a public nonprofit organization with a stated mission of providing medical, behavioral, and mental health services, as well as other related support services, to underserved populations in Detroit, Wayne County, surrounding counties, and throughout Michigan.

Sec. 1916. From the funds appropriated in part 1 for refugee assistance grant, the department shall allocate \$175,000.00 to a nonprofit corporation organized under the laws of this state that is exempt from federal income tax under section 501(c)(3) of the internal revenue code of 1986, 26 USC 501, to operate an initiative to transition low-income refugee families to self-sufficiency. To be eligible to receive funding, the organization must have a stated core purpose of providing programs that guide support, and empower individuals to achieve self-sufficiency with dignity and hope. This initiative must utilize a measurable, evidence-based approach that integrates treatment for poverty across health care, human services, educational, faith-based, and governmental programs. The organization receiving funds under this section must report to the department by September 30 of the current fiscal year on metrics used to measure the success and viability of the initiative.

Sec. 1917. (1) From the funds appropriated in part 1 for autism train the trainer grant, the department shall appropriate \$55,000.00 to implement a pilot project to train school employees on the principles and practices of applied behavior analysis and research-based intervention strategies. The pilot project must do both of the following:

- (a) Train paraprofessionals and teachers in a school district with a headquarters located in a city with a population between 6,900 and 7,000 according to the most recent federal decennial census in applied behavior analysis skills that match the national standard for behavior technician-level work and research-based intervention strategies.

(b) Train teacher consultants, school social workers, school psychologists, and other school personnel responsible for conducting functional behavioral assessments and the development of behavior support plans in a school district with a headquarters located in a city with a population between 6,900 and 7,000 according to the most recent federal decennial census methods for assuring implementation of a behavior plan with fidelity and strategies for sharing understanding of evidence-based behavioral health approaches with other school-based personnel.

(2) Outcomes and performance measures for the pilot project funded under this section shall include, but not be limited to, the following:

- (a) A decrease in the number of center-program and self-contained-classroom referrals.
- (b) A decrease in the number of suspensions, removals, and expulsions.
- (c) A decrease in paraprofessional absences.
- (d) An increase in teacher retention.
- (e) An increase in safety.

(3) By September 1 of the current fiscal year, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office on the information required in subsection (2).

Sec. 1918. (1) From the funds appropriated in part 1 for Michigan medical resident loan repayment program, \$5,000,000.00 is allocated for a 5-year Michigan medical resident loan repayment program to incentivize placement of primary care physicians and other select specialty physicians in rural and urban medically underserved areas of this state following medical residency and provide financial assistance for medical education loan repayment of up to \$50,000.00 to the participating physician before the service period. The Michigan medical resident loan repayment program shall include the following provisions:

(a) The program shall incentivize medical residents only in the following specialties: family medicine, general internal medicine, general pediatrics, general OB-GYN, psychiatry, and general surgery.

(b) Upon signing an initial agreement to participate in the program, an amount of up to \$50,000.00 shall be provided to the participating physician for the repayment of medical education loans or interest, or both, according to a payment schedule as prescribed and agreed upon by the department and the participant.

(c) Beginning the year following completion of a medical residency, a physician participating in the program shall enter into a contract to work with an employer for no less than 2 years in a federally designated rural or urban medically underserved area in this state.

(d) A physician participating in the program shall agree to forego any subspecialty fellowship training for at least 2 years postresidency.

(2) The department shall contract with the Michigan Health Council for the purpose of administering the Michigan medical resident loan repayment program. Funds shall be disbursed by the department to the Michigan Health Council by December 1 of the current fiscal year for this purpose.

(3) The department shall prepare a report on the status of the Michigan medical resident loan repayment program that shall include, but is not limited to, the number of physicians placed, location of placement, type of employer, average medical education loan burden of the participating physicians, and average loan relief provided under the program. By April 1 of the current fiscal year, the department shall provide the report described in this subsection to the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies and policy offices, and the state budget office.

(4) Unexpended and unencumbered funds up to a maximum of \$5,000,000.00 general fund/general purpose revenue in part 1 for Michigan medical resident loan repayment program are designated as work project appropriations, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for the Michigan medical resident loan repayment program under this section until the project has been completed. All of the following are in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the work project is to fund the cost of a Michigan medical resident loan repayment program as provided by this section.

(b) The work project shall be accomplished by administering the placement of participating physicians with qualifying employers and providing medical education loan repayment assistance to participating physicians.

(c) The total estimated cost of the work project is \$5,000,000.00 of general fund/general purpose revenue.

(d) The tentative completion date of the work project is September 30, 2023.

Sec. 1919. (1) The funds appropriated in part 1 for employment first are appropriated to support the objectives stated in Executive Order No. 2015-15.

(2) The department shall use the funds to provide consultation and technical assistance to support best practices to increase competitive integrated employment for people with disabilities in areas such as statewide capacity building of professionals providing job preparation, placement, and retention supports and services; provider transformation among community rehabilitation organizations; rate restructuring of employment supports and services; blending and braiding of resources; seamless transition outcomes from education to employment; employer engagement; education and outreach to clients and their families, including information on benefits coordination and planning; and other systemic change activities leading to competitive integrated employment.

Sec. 1920. (1) From the funds appropriated in part 1 for autism navigator, the department shall require any contractor receiving funds from this line item to comply with performance-related metrics to maintain eligibility for funding. The organizational metrics shall include, but not be limited to, all of the following:

- (a) Each contractor shall have accreditations that attest to their competency and effectiveness in providing services.
- (b) Each contractor shall demonstrate cost-effectiveness.
- (c) Each contractor shall ensure their ability to leverage private dollars to strengthen and maximize service provision.
- (d) Each contractor shall provide quarterly reports to the department regarding the number of clients served, units of service provision, and ability to meet their stated goals.

(2) The department shall require an annual report from any contractor receiving funding from the autism navigator line item. The annual report, due to the department 60 days following the end of the contract period, shall include specific information on services and programs provided, the client base to which the services and programs were provided, and the expenditures for those services. The department shall provide the annual reports to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget office.

(3) From the funds appropriated in part 1 for autism navigator, the department shall fund an independent evaluation of the services provided by contractors paid from the autism navigator line item in fiscal year 2017-2018. This evaluation, which shall examine cost effectiveness of services, avoidance of duplication of services, and outcomes, shall be completed by June 1 of the current fiscal year and shall be provided to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the state budget office.

Sec. 1921. (1) From the funds appropriated in part 1 for census related services, for every \$4.00 in private matching funds received, this state shall allocate \$1.00, up to \$500,000.00 in state contributions, to support census outreach and preparation for citizen participation in the upcoming 2020 federal census. The purpose of the funding is to prepare for the census to ensure an accurate citizen count. The funding shall be used to support a 2020 Michigan complete count committee, staffing related to census outreach, and implementation of outreach strategies, including, but not limited to, training for local officials, support of local complete count committees, and coordination with the Michigan nonprofit complete count committee.

(2) Unexpended and unencumbered funds up to a maximum \$500,000.00 in general fund/general purpose revenue plus any contributions of private matching funds, up to \$2,000,000.00 remaining in accounts appropriated in part 1 for census related services are designated as work project appropriations, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures to support census outreach and preparation for citizen participation in the 2020 federal census under this section until the work project has been completed. All of the following are in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the work project is to fund the cost of the Michigan Nonprofits Count Campaign to support census outreach and citizen participation preparation for the 2020 federal census.
- (b) The work project will be accomplished by partnering with the Michigan Nonprofit Association.
- (c) The total estimated completion cost of the work project is \$2,500,000.00.
- (d) The tentative completion date is September 30, 2022.

Sec. 1922. From the funds appropriated in part 1 for opioid outreach coordinator, \$115,000.00 is allocated to Growth Works for the purposes of hiring a health educator, training, and outreach related to the United States Department of Health and Human Services priorities on the opioid crisis. The funds allocated must be used to prepare and disseminate public education materials and to conduct educational sessions within a county with a population of more than 1,500,000, including, but not limited to, school districts and community-based organizations.

ARTICLE XI
 DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES
 PART 1
 LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of insurance and financial services for the fiscal year ending September 30, 2019, from the following funds:

**DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES
 APPROPRIATION SUMMARY**

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	336.5	
GROSS APPROPRIATION		\$ 67,971,900
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers	713,800	
ADJUSTED GROSS APPROPRIATION		\$ 67,258,100
Federal revenues:		
Total federal revenues.....	2,017,300	
Special revenue funds:		
Total other state restricted revenues	64,690,800	
State general fund/general purpose		\$ 550,000

For Fiscal Year
Ending Sept. 30,
2019

State general fund/general purpose schedule:

Ongoing state general fund/general purpose 150,000
One-time state general fund/general purpose 400,000

Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT

Full-time equated unclassified positions..... 6.0
Full-time equated classified positions 22.5
Unclassified salaries—6.0 FTE positions..... \$ 784,500
Administrative hearings..... 182,500
Department services—19.0 FTE positions 3,801,200
Executive director programs—3.5 FTE positions 1,075,900
Property management 1,245,400
Worker’s compensation..... 4,200
GROSS APPROPRIATION \$ 7,093,700

Appropriated from:

Special revenue funds:

Bank fees 512,300
Captive insurance regulatory and supervision fund 2,900
Consumer finance fees 201,100
Credit union fees 862,200
Deferred presentment service transaction fees 272,000
Insurance bureau fund 2,451,800
Insurance continuing education fees 64,200
Insurance licensing and regulation fees..... 1,915,600
MBLSLA fund..... 660,300
Multiple employer welfare arrangement 1,300
State general fund/general purpose \$ 150,000

Sec. 103. INSURANCE AND FINANCIAL SERVICES REGULATION

Full-time equated classified positions 314.0
Consumer services and protection—64.0 FTE positions \$ 8,803,600
Financial institutions evaluation—132.0 FTE positions..... 24,633,100
Insurance evaluation—118.0 FTE positions 24,789,600
GROSS APPROPRIATION \$ 58,226,300

Appropriated from:

Interdepartmental grant revenues:

IDG from LARA, debt management 713,800

Federal revenues:

Federal revenues 2,017,300

Special revenue funds:

Bank fees 5,737,100
Captive insurance regulatory and supervision fund 289,200
Consumer finance fees 2,997,200
Credit union fees 8,141,100
Deferred presentment service transaction fees 3,315,400
Insurance bureau fund 21,406,800
Insurance continuing education fees 957,000
Insurance licensing and regulation fees..... 6,421,100
MBLSLA fund..... 5,946,800
Multiple employer welfare arrangement 283,500
State general fund/general purpose \$ 0

Sec. 104. INFORMATION TECHNOLOGY

Information technology services and projects..... \$ 2,251,900
GROSS APPROPRIATION \$ 2,251,900

Appropriated from:

Special revenue funds:

Bank fees 225,500
Consumer finance fees 93,000

	For Fiscal Year Ending Sept. 30, 2019
Credit union fees	369,100
Deferred presentment service transaction fees	113,300
Insurance bureau fund	440,700
Insurance continuing education fees	22,800
Insurance licensing and regulation fees.....	727,600
MBLSLA fund.....	259,900
State general fund/general purpose	\$ 0
Sec. 105. ONE-TIME APPROPRIATIONS	
Insurance evaluation enhancement	\$ 400,000
GROSS APPROPRIATION	\$ 400,000
Appropriated from:	
State general fund/general purpose	\$ 400,000

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2018-2019

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2018-2019 is \$65,240,800.00 and state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is \$0.

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

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

- (a) "Department" means the department of insurance and financial services.
- (b) "Director" means the director of the department.
- (c) "FTE" means full-time equated.
- (d) "IDG" means interdepartmental grant.
- (e) "LARA" means the department of licensing and regulatory affairs.
- (f) "MBLSLA fund" means the restricted account established under section 8 of the mortgage brokers, lenders, and servicers licensing act, 1987 PA 173, MCL 445.1658.
- (g) "Subcommittees" means the subcommittees of the house of representatives and senate appropriations committees with jurisdiction over the budget for the department.

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

Sec. 205. Funds appropriated in this part and part 1 must not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference must be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference must be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 206. The director shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. The director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

Sec. 207. (1) Out-of-state travel shall be limited to situations where the travel is approved by a departmental employee's immediate supervisor and in which 1 or more of the following conditions apply:

- (a) The travel is required by legal mandate or court order or for law enforcement purposes.
 - (b) The travel is necessary to protect the health or safety of Michigan citizens or visitors or to assist other states in similar circumstances.
 - (c) The travel is necessary to produce budgetary savings or to increase state revenues, including protecting existing federal funds or securing additional federal funds.
 - (d) The travel is necessary to comply with federal requirements.
 - (e) The travel is necessary to secure specialized training for staff that is not available within this state.
 - (f) The travel is financed entirely by federal or nonstate funds.
- (2) The department shall not approve the travel of more than 1 departmental employee to a specific professional development conference or training seminar that is located outside of this state unless a professional development

conference or training seminar is funded by a federal or private funding source and requires more than 1 individual from the department to attend, or the conference or training seminar includes multiple issues in which 1 employee from the department does not have expertise.

(3) Not later than January 1, the department shall prepare a travel report listing all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The department shall submit the report to the senate and house of representatives standing committees on appropriations, the senate and house fiscal agencies, and the state budget director. The report must include the following information:

(a) The name of each person receiving reimbursement for travel outside this state or whose travel costs were paid by this state.

(b) The destination of each travel occurrence.

(c) The dates of each travel occurrence.

(d) A brief statement of the reason for each travel occurrence.

(e) The transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

(f) A total of all out-of-state travel funded for the immediately preceding fiscal year.

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

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

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

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$5,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

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

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

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

(e) Job specifications and wage rates.

Sec. 212. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the senate and house of representatives appropriations committee chairs, the senate and house appropriations subcommittees chairs, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2018 and September 30, 2019.

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

Sec. 214. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are estimated at \$9,513,100.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$4,385,700.00. Total agency appropriations for retiree health care legacy costs are estimated at \$5,127,400.00.

Sec. 215. Unless prohibited by law, the department may accept credit card or other electronic means of payment for licenses, fees, or permits.

Sec. 218. The department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 219. The department shall not develop or produce any television or radio productions.

Sec. 220. The department, in conjunction with the department of health and human services, shall maintain an accounting structure within this state's accounting system that will allow expenditures associated with the administration of the Healthy Michigan plan to be identified.

Sec. 221. The amount appropriated from the general fund in part 1 for executive director programs may only be expended to comply with reporting requirements regarding the Healthy Michigan plan under section 105d(9) of the social welfare act, 1939 PA 280, MCL 400.105d.

Sec. 222. From the funds appropriated in part 1 from the insurance bureau fund, funds may be expended to support legislative participation in insurance activities coordinated by insurance and legislative associations, in accordance with section 225 of the insurance code of 1956, 1956 PA 218, MCL 500.225.

INSURANCE AND FINANCIAL SERVICES REGULATION

Sec. 301. The department shall provide a report to the subcommittees, the senate and house fiscal agencies, and the state budget director by September 30 based on the annual rate filings from health insurance issuers that includes all of the following:

- (a) The number that are approved by the department.
- (b) The number that are denied by the department.
- (c) The percentage of rate filings processed within the applicable statutory time frames.
- (d) The average number of calendar days to process rate filings.

Sec. 302. In addition to the funds appropriated in part 1, the funds collected by the department in connection with a conservatorship under section 32 of the mortgage brokers, lenders, and servicers licensing act, 1987 PA 173, MCL 445.1682, and funds collected by the department from corporations being liquidated under the insurance code of 1956, 1956 PA 218, MCL 500.100 to 500.8302, must be appropriated for all expenses necessary to provide for the required services. Funds are available for expenditure when they are received by the department of treasury and must not lapse to the general fund at the end of the fiscal year.

Sec. 303. The department may make available to interested entities customized listings of nonconfidential information in its possession. The department may establish and collect a reasonable charge to provide this service. The revenue from this service is appropriated when received and must be used to offset expenses to provide the service. Any balance of this revenue collected and unexpended at the end of the fiscal year must lapse to the appropriate restricted fund.

ONE-TIME APPROPRIATIONS

Sec. 401. (1) From the funds appropriated in part 1 for insurance evaluation enhancement, by January 31, 2019, the department must complete a study led by an actuarial firm capable of supporting this state's pursuit of a state innovation waiver under section 1332 of the patient protection and affordable care act. The study must meet all criteria for a section 1332 state innovation waiver found at 45 CFR Part 155. The study must include analyses, actuarial certifications data, assumptions, targets, and other information sufficient to provide the secretary of the United States Department of Health and Human Services and the secretary of the United States Department of Treasury with the necessary data to determine whether this state's proposed waiver would do all of the following:

- (a) Provide coverage that is at least as comprehensive as the coverage defined in section 1203(b) of the patient protection and affordable care act.
- (b) Provide coverage and cost sharing protections against excessive out-of-pocket spending that are at least as affordable as the provisions of title I of the patient protection and affordable care act.
- (c) Provide coverage to a comparable number of its residents as the provisions of title I of the patient protection and affordable care act would provide.
- (d) Not increase the federal deficit.

(2) The study under subsection (1) must create any actuarial analyses and certifications necessary to determine whether the estimates will comply with the above requirements. The study must produce an economic analysis to provide a detailed 10 year budget plan that is deficit neutral to the federal government and detailed analyses regarding the estimated impact of the waiver on health insurance coverage in this state.

ARTICLE XII

JUDICIARY

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the judiciary for the fiscal year ending September 30, 2019, from the following funds:

JUDICIARY

APPROPRIATION SUMMARY

Full-time equated exempted positions	502.0		
GROSS APPROPRIATION		\$	304,079,100
Interdepartmental grant revenues:			
Total interdepartmental grants and intradepartmental transfers			1,551,300
ADJUSTED GROSS APPROPRIATION		\$	302,527,800
Federal revenues:			
Total federal revenues.....			5,987,400
Special revenue funds:			
Total local revenues			6,499,800

	For Fiscal Year Ending Sept. 30, 2019
Total private revenues.....	981,600
Total other state restricted revenues.....	92,979,500
State general fund/general purpose	\$ 196,079,500
Sec. 102. SUPREME COURT	
Full-time equated exempted positions..... 248.0	
Community dispute resolution—3.0 FTE positions	\$ 2,815,800
Direct trial court automation support—44.0 FTE positions.....	6,499,800
Drug treatment courts.....	11,833,000
Foster care review board—10.0 FTE positions	1,331,900
Judicial information systems—22.0 FTE positions.....	4,431,800
Judicial institute—13.0 FTE positions	1,848,000
Mental health courts and diversion services—1.0 FTE position.....	5,466,800
Next generation Michigan court system.....	4,116,000
Other federal grants.....	275,100
State court administrative office—63.0 FTE positions	11,110,400
Supreme court administration—92.0 FTE positions	14,059,100
Swift and sure sanctions program	4,000,000
Veterans courts	936,400
GROSS APPROPRIATION.....	\$ 68,724,100
Appropriated from:	
Interdepartmental grant revenues:	
IDG from department of corrections.....	51,300
IDG from department of state police	1,500,000
Federal revenues:	
DOJ, drug court training and evaluation	300,000
DOT, National Highway Traffic Safety Administration.....	2,219,000
HHS, access and visitation grant.....	482,500
HHS, children’s justice grant	238,900
HHS, court improvement project.....	915,700
HHS, title IV-D child support program.....	812,300
HHS, title IV-E foster care program	400,400
Other federal grant revenues	275,100
Special revenue funds:	
Local - user fees.....	6,499,800
Private.....	195,600
Private - interest on lawyers’ trust accounts	269,500
Private - state justice institute	430,600
Community dispute resolution fund	2,390,800
Court of appeals filing/motion fees.....	1,450,000
Drug court fund	1,920,500
Justice system fund.....	587,900
Law exam fees.....	730,600
Miscellaneous revenue.....	243,400
State court fund	392,700
State general fund/general purpose	\$ 46,417,500
Sec. 103. COURT OF APPEALS	
Full-time equated exempted positions..... 175.0	
Court of appeals operations—175.0 FTE positions	\$ 24,360,500
GROSS APPROPRIATION.....	\$ 24,360,500
Appropriated from:	
State general fund/general purpose	\$ 24,360,500
Sec. 104. BRANCHWIDE APPROPRIATIONS	
Full-time equated exempted positions..... 4.0	
Branchwide appropriations—4.0 FTE positions.....	\$ 9,128,300
GROSS APPROPRIATION.....	\$ 9,128,300
Appropriated from:	
State general fund/general purpose	\$ 9,128,300

For Fiscal Year
Ending Sept. 30,
2019

Sec. 105. JUSTICES' AND JUDGES' COMPENSATION

Full-time judges positions	590.0	
Supreme court justices' salaries—7.0 justices		\$ 1,152,300
Circuit court judges' state base salaries—216.0 judges		22,140,600
Circuit court judicial salary standardization.....		9,854,900
Court of appeals judges' salaries—27.0 judges		4,337,700
District court judges' state base salaries—237.0 judges		23,936,400
District court judicial salary standardization.....		10,836,700
Probate court judges' state base salaries—103.0 judges		10,500,400
Probate court judicial salary standardization.....		4,669,600
Judges' retirement system defined contributions		4,858,100
OASI, Social Security		6,210,700
GROSS APPROPRIATION		<u>\$ 98,497,400</u>

Appropriated from:

Special revenue funds:

Court fee fund		3,315,200
State general fund/general purpose		<u>\$ 95,182,200</u>

Sec. 106. JUDICIAL AGENCIES

Full-time equated exempted positions	7.0	
Judicial tenure commission—7.0 FTE positions		\$ 1,162,900
GROSS APPROPRIATION		<u>\$ 1,162,900</u>

Appropriated from:

State general fund/general purpose		\$ 1,162,900
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Sec. 107. INDIGENT DEFENSE - CRIMINAL

Full-time equated exempted positions	51.0	
Appellate public defender program—51.0 FTE positions.....		\$ 8,143,400
GROSS APPROPRIATION		<u>\$ 8,143,400</u>

Appropriated from:

Federal revenues:

Other federal grant revenues		343,500
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Special revenue funds:

Private - interest on lawyers' trust accounts		85,900
Miscellaneous revenue.....		92,300
State general fund/general purpose		<u>\$ 7,621,700</u>

Sec. 108. INDIGENT CIVIL LEGAL ASSISTANCE

Indigent civil legal assistance.....		\$ 7,937,000
GROSS APPROPRIATION		<u>\$ 7,937,000</u>

Appropriated from:

Special revenue funds:

State court fund		7,937,000
State general fund/general purpose		<u>\$ 0</u>

Sec. 109. TRIAL COURT OPERATIONS

Full-time equated exempted positions	6.0	
Court equity fund reimbursements		\$ 60,815,700
Drug case-flow program		250,000
Drunk driving case-flow program		3,300,000
Judicial technology improvement fund		4,815,000
Juror compensation reimbursement—1.0 FTE position		6,602,400
Statewide e-file system—5.0 FTE positions		8,511,700
GROSS APPROPRIATION		<u>\$ 84,294,800</u>

Appropriated from:

Special revenue funds:

Court equity fund		50,440,000
Drug fund		250,000
Drunk driving fund.....		3,300,000
Electronic filing fee fund		<u>8,511,700</u>

	For Fiscal Year Ending Sept. 30, 2019
Judicial technology improvement fund	4,815,000
Juror compensation fund	6,602,400
State general fund/general purpose	\$ 10,375,700
Sec. 110. ONE-TIME APPROPRIATIONS	
Full-time equated exempted positions	11.0
Compliance with <i>Montgomery v Louisiana</i> —11.0 FTE positions	\$ 700,000
Expansion of problem solving courts.....	750,000
Pretrial risk assessment	305,700
Youthful sex offender treatment pilot program	75,000
GROSS APPROPRIATION	\$ 1,830,700
Appropriated from:	
State general fund/general purpose	\$ 1,830,700

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2018-2019

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2018-2019 is \$289,059,000.00 and state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is \$148,614,500.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

JUDICIARY

SUPREME COURT

Drug treatment courts.....	\$ 11,833,000
Mental health courts and diversion services.....	5,466,800
Next generation Michigan court system.....	4,116,000
State court administrative office.....	200,000
Swift and sure sanctions program	4,000,000
Veterans courts	936,400

JUSTICES' AND JUDGES' COMPENSATION

Circuit court judicial salary standardization.....	\$ 9,854,900
District court judicial salary standardization.....	10,836,700
Probate court judges' state base salaries	10,500,400
Probate court judicial salary standardization.....	4,669,600
Grant to OASI contribution fund, employer's share, Social Security	1,080,900

TRIAL COURT OPERATIONS

Court equity fund reimbursements	\$ 60,815,700
Drug case-flow program.....	250,000
Drunk driving case-flow program	3,300,000
Judicial technology improvement fund	4,815,000
Juror compensation reimbursement	6,602,400
Statewide e-file system.....	8,511,700

ONE-TIME APPROPRIATIONS

Expansion of problem solving courts.....	\$ 750,000
Youthful sex offender treatment pilot program	75,000
TOTAL	\$ 148,614,500

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

(2) Funds appropriated in part 1 to an entity within the judicial branch shall not be expended or transferred to another account without written approval of the authorized agent of the judicial entity. If the authorized agent of the judicial entity notifies the state budget director of its approval of an expenditure or transfer, the state budget director shall immediately make the expenditure or transfer. The authorized judicial entity agent shall be designated by the chief justice of the supreme court.

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

- (a) "DOJ" means the United States Department of Justice.
- (b) "DOT" means the United States Department of Transportation.
- (c) "FTE" means full-time equated.

(d) "HHS" means the United States Department of Health and Human Services.

(e) "IDG" means interdepartmental grant.

(f) "OASI" means old age survivor's insurance.

(g) "SADO" means the state appellate defender office created under the appellate defender act, 1978 PA 620, MCL 780.711 to 780.719.

(h) "Title IV-D" means the part of the federal social security act, 42 USC 301 to 1397mm, pertaining to the child support enforcement program.

(i) "Title IV-E" means the part of the federal social security act, 42 USC 301 to 1397mm, pertaining to the foster care program.

Sec. 204. The reporting requirements of this part shall be completed with the approval of, and at the direction of, the supreme court, except as otherwise provided in this part. The judicial branch shall use the internet to fulfill the reporting requirements of this part. This may include transmission of reports via electronic mail to the recipients identified for each reporting requirement, or it may include placement of reports on an internet or intranet site.

Sec. 205. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 207. Not later than January 1 of each year, the state court administrative office shall prepare a report on out-of-state travel listing all travel by judicial branch employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the budget for the judicial branch. The report shall be submitted to the senate and house appropriations committees, the senate and house fiscal agencies, and the state budget office. The report shall include the following information:

(a) The dates of each travel occurrence.

(b) The transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

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

Sec. 211. From the funds appropriated in part 1, the judicial branch shall maintain a searchable website accessible by the public at no cost that includes all expenditures made by the judicial branch within a fiscal year. The posting shall include the purpose for which each expenditure is made. The judicial branch shall not provide financial information on its website under this section if doing so would violate a federal or state law, rule, regulation, or guideline that establishes privacy or security standards applicable to that financial information.

Sec. 212. Within 14 days after the release of the executive budget recommendation, the judicial branch shall cooperate with the state budget office to provide the senate and house appropriations committee chairs, the senate and house appropriations subcommittee chairs, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the prior 2 fiscal years.

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

Sec. 214. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are estimated at \$14,127,500.00. From this amount, total judiciary appropriations for pension-related legacy costs are estimated at \$6,513,000.00. Total judiciary appropriations for retiree health care legacy costs are estimated at \$7,614,500.00.

Sec. 215. The judicial branch shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 216. It is the intent of the legislature that judges who are presiding over a hearing on a foster care case shall publicly acknowledge and request the input of the foster parent or foster parents during the hearing.

Sec. 217. If the judicial branch makes any changes to a foster care family service plan before its finalization, it is the intent of the legislature that the presiding judge provide an explanation for any changes to that plan in the court record.

Sec. 218. From the funds appropriated in part 1, the state court administrative office shall identify programs, within the department of health and human services, the department of talent and economic development, and the department of corrections, that have programmatic connections with the participants in the swift and sure sanctions program. The purpose of this relationship is to leverage collaborations and to determine avenues of success for offenders who are

eligible for state-provided programs. The state court administrative office shall provide guidance to courts participating in the swift and sure sanctions program, under the probation swift and sure sanctions act, chapter XIA of the code of criminal procedure, 1927 PA 175, MCL 771A.1 to 771A.8, of the available department of health and human services, department of talent and economic development, and department of corrections programming.

Sec. 219. The judicial branch shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The judicial branch may electronically retain copies of reports unless otherwise required by federal and state guidelines.

JUDICIAL BRANCH

Sec. 301. From the funds appropriated in part 1, the direct trial court automation support program of the state court administrative office shall recover direct and overhead costs from trial courts by charging for services rendered. The fee shall cover the actual costs incurred to the direct trial court automation support program in providing the service, including development of future versions of case management systems.

Sec. 302. Funds appropriated within the judicial branch shall not be expended by any component within the judicial branch without the approval of the supreme court.

Sec. 303. Of the amount appropriated in part 1 for the judicial branch, \$711,900.00 is allocated for circuit court reimbursement under section 3 of 1978 PA 16, MCL 800.453, and for costs associated with the court of claims.

Sec. 304. A member of the legislature may request a report or data from the data collected in the judicial data warehouse. The report shall be made available to the public upon request, unless disclosure is prohibited by court order or state or federal law. Any data provided under this section shall be public and non-identifying information.

Sec. 305. From the funds appropriated in part 1 for community dispute resolution, community dispute resolution centers shall provide dispute resolution services specified in the community dispute resolution act, 1988 PA 260, MCL 691.1551 to 691.1564, and shall help to reduce suspensions and truancy, and improve school climate. Funding appropriated in part 1 for community dispute resolution may be used to develop or expand juvenile diversion services in cooperation with local prosecutors. Participation in the dispute resolution processes is voluntary for all parties.

Sec. 306. By February 1, the state court administrative office shall produce a statistical report, categorized by county, regarding both the collected and uncollected amounts of restitution payments, court fees, and any other applicable judgments placed upon persons within the county, reported for the year 2017.

Sec. 307. From the funds appropriated in part 1 for mental health courts and diversion services, \$1,730,000.00 is intended to address the recommendations of the mental health diversion council.

Sec. 308. If sufficient funds are not available from the court fee fund to pay judges' compensation, the difference between the appropriated amount from that fund for judges' compensation and the actual amount available after the amount appropriated for trial court reimbursement is made shall be appropriated from the state general fund for judges' compensation. If an appropriation is made under this section, the state court administrative office shall notify, within 14 days of the appropriation, the senate and house standing committees on appropriations, the senate and house appropriations subcommittees on judiciary, the senate and house fiscal agencies, and the state budget office.

Sec. 309. By April 1, the state court administrative office shall provide a report on drug treatment, mental health, and veterans court programs in this state. The report shall include information on the number of each type of program that has been established, the number of program participants in each jurisdiction, and the impact of the programs on offender criminal involvement and recidivism. The report shall be submitted to the senate and house appropriations subcommittees on judiciary, the senate and house fiscal agencies, and the state budget office.

Sec. 311. (1) The funds appropriated in part 1 for drug treatment courts as that term is defined in section 1060 of the revised judicature act of 1961, 1961 PA 236, MCL 600.1060, shall be administered by the state court administrative office to operate drug treatment court programs. A drug treatment court shall be responsible for handling cases involving substance abusing nonviolent offenders through comprehensive supervision, testing, treatment services, and immediate sanctions and incentives. A drug treatment court shall use all available county and state personnel involved in the disposition of cases including, but not limited to, parole and probation agents, prosecuting attorneys, defense attorneys, and community corrections providers. The funds may be used in connection with other federal, state, and local funding sources.

(2) From the funds appropriated in part 1, the chief justice shall allocate sufficient funds for the Michigan judicial institute to provide in-state training for those identified in subsection (1), including training for new drug treatment court judges.

(3) For drug treatment court grants, consideration for priority may be given to those courts where higher instances of substance abuse cases are filed.

(4) The judiciary shall receive \$1,500,000.00 in Byrne formula grant funding as an interdepartmental grant from the department of state police to be used for expansion of drug treatment courts, to assist in avoiding prison bed space growth for nonviolent offenders in collaboration with the department of corrections.

Sec. 312. From the funds appropriated in part 1, the state court administrator shall produce a statistical report regarding the implementation of the parental rights restoration act, 1990 PA 211, MCL 722.901 to 722.908, as it pertains to minors seeking court-issued waivers of parental consent. The state court administrative office shall report the total number of petitions filed and the total number of petitions granted under that act.

Sec. 316. (1) From the funds appropriated in part 1 for pretrial risk assessment, the state court administrative office shall pilot a pretrial risk assessment tool in an effort to provide relevant information to judges so they can make evidence-based bond decisions that will increase public safety and reduce costs associated with unnecessary pretrial detention.

(2) The state court administrative office shall submit a status report by February 1 to the senate and house appropriations subcommittees on judiciary, the senate and house fiscal agencies, and the state budget office on progress made toward implementing the pretrial risk assessment tool and associated costs.

Sec. 317. Funds appropriated in part 1 shall not be used for the permanent assignment of state-owned vehicles to justices or judges or any other judicial branch employee. This section does not preclude the use of state-owned motor pool vehicles for state business in accordance with approved guidelines.

Sec. 320. (1) From the funds appropriated in part 1 for the swift and sure sanctions program, created under section 3 of chapter XIA of the code of criminal procedure, 1927 PA 175, MCL 771A.3, the state court administrative office shall administer a program to distribute grants to qualifying courts in accordance with the objectives and requirements of the probation swift and sure sanctions act, chapter XIA of the code of criminal procedure, 1927 PA 175, MCL 771A.1 to 771A.8. Of the funds designated for the program, not more than \$100,000.00 shall be available to the state court administrative office to pay for employee costs associated with the administration of the program funds. Of the funds designated for the program, \$500,000.00 is reserved for programs in counties that had more than 325 individuals sentenced to prison in the previous calendar year. Courts interested in participating in the swift and sure sanctions program may apply to the state court administrative office for a portion of the funds appropriated in part 1 under this section.

(2) By April 1, the state court administrative office, in cooperation with the department of corrections, shall provide a report on the courts that receive funding under the swift and sure sanctions program described in subsection (1) to the senate and house appropriations subcommittees on judiciary, the senate and house fiscal agencies, and the state budget office. The report shall include all of the following:

- (a) The number of offenders who participate in the program.
 - (b) The criminal history of offenders who participate in the program.
 - (c) The recidivism rate of offenders who participate in the program, including the rate of return to jail, prison, or both.
 - (d) A detailed description of the establishment and parameters of the program.
- (3) As used in this section, "program" means a swift and sure sanctions program described in subsection (1).

Sec. 321. From the funds appropriated in part 1, the judicial branch shall support a statewide legal self-help internet website and local nonprofit self-help centers that use the statewide website to provide assistance to individuals representing themselves in civil legal proceedings. The state court administrative office shall summarize the costs of maintaining the website, provide statistics on the number of people visiting the website, and provide information on content usage, form completion, and user feedback. By March 1, the state court administrative office shall report this information for the preceding fiscal year to the senate and house appropriations subcommittees on judiciary, the senate and house fiscal agencies, and the state budget office.

Sec. 322. If Byrne formula grant funding is awarded to the state appellate defender, the state appellate defender office may receive and expend Byrne formula grant funds in an amount not to exceed \$250,000.00 as an interdepartmental grant from the department of state police. If the appellate defender appointed under section 3 of the appellate defender act, 1978 PA 620, MCL 780.713, receives federal grant funding from the United States Department of Justice in excess of the amount appropriated in part 1, the office of appellate defender may receive and expend grant funds in an amount not to exceed \$300,000.00 as other federal grants.

Sec. 324. From the funds appropriated in part 1 for the medication-assisted treatment program, the judiciary shall maintain a medication-assisted treatment program to provide treatment for opioid-addicted and alcohol-addicted individuals who are referred to and voluntarily participate in the medication-assisted treatment program.

ONE-TIME APPROPRIATIONS

Sec. 402. (1) From the funds appropriated in part 1, the state appellate defender office attorneys and support staff shall ensure Michigan compliance with *Montgomery v Louisiana*, 577 US ____ (2016). The purpose of the program expansion is to ensure competent, resourced, and supervised counsel in cases involving the resentencing of juvenile lifers. The representation by SADO counsel will create opportunities for release, saving prison costs for the state.

(2) The state appellate defender office shall submit a report by September 30 to the senate and house appropriations subcommittees on judiciary, the senate and house fiscal agencies, and the state budget office on the number of juvenile lifer cases investigated and prepared by the state appellate defender office. The report shall include a calculation of hours spent and focus on incremental costs associated with investigating and conducting a robust examination of each case, with particular emphasis on those costs that may be avoided after the cases have been disposed.

Sec. 403. (1) Funds appropriated in part 1 for the youthful sex offender treatment pilot program shall be allocated to the prosecutor's office in a county with a population of not less than 600,000 or more than 700,000 according to the most recent federal decennial census.

(2) Funding appropriated in part 1 for the youthful sex offender treatment pilot program shall be used for assessing sex offenders, between the ages of 17 and 24, for risk, and for providing treatment for eligible offenders for individual and group counseling sessions. Duration of treatment will be determined by and depend on the assessment-based level of identified risk. Victims shall approve of offenders' enrollment in the program.

PART 2A
PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS
FOR FISCAL YEAR 2019-2020

GENERAL SECTIONS

Sec. 1201. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2020 for the line items listed in part 1. Fiscal year 2019-2020 appropriations are anticipated to be the same as those for fiscal year 2018-2019, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2019 consensus revenue estimating conference.

ARTICLE XIII
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
PART 1
LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of licensing and regulatory affairs for the fiscal year ending September 30, 2019, from the following funds:

**DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
APPROPRIATION SUMMARY**

Full-time equated unclassified positions.....	57.5	
Full-time equated classified positions	2,322.3	
GROSS APPROPRIATION		\$ 517,762,200
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		48,414,300
ADJUSTED GROSS APPROPRIATION		\$ 469,347,900
Federal revenues:		
Total federal revenues.....		65,744,400
Special revenue funds:		
Total local revenues.....		100,000
Total private revenues.....		111,800
Total other state restricted revenues		276,471,400
State general fund/general purpose		\$ 126,920,300
State general fund/general purpose schedule:		
Ongoing state general fund/general purpose	126,920,300	
One-time state general fund/general purpose	0	

Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT

Full-time equated unclassified positions.....	57.5	
Full-time equated classified positions	108.0	
Unclassified salaries—57.5 FTE positions.....		\$ 5,107,700
Administrative services—77.0 FTE positions		8,810,100
Executive director programs—24.0 FTE positions.....		3,256,500
FOIA coordination—3.0 FTE positions		314,900
Office for new Americans—4.0 FTE positions.....		480,200
Property management		11,488,900
Worker’s compensation.....		318,500
GROSS APPROPRIATION		\$ 29,776,800
Appropriated from:		
Interdepartmental grant revenues:		
IDG from MDIFS, accounting services.....		150,000
IDG from MDTED, unemployment hearings.....		601,100
Federal revenues:		
DED, vocational rehabilitation and independent living		897,400
DOE, heating oil and propane.....		25,000
DOL, occupational safety and health		712,200
EPA, underground storage tanks		29,100
HHS-Medicaid, certification of health care providers and suppliers		405,200
HHS-Medicare, certification of health care providers and suppliers		589,000
Special revenue funds:		
Aboveground storage tank fees		92,400
Accountancy enforcement fund.....		46,100
Asbestos abatement fund.....		150,100

	For Fiscal Year Ending Sept. 30, 2019
Boiler inspection fund	278,300
Builder enforcement fund.....	100,400
Construction code fund	760,000
Corporation fees	5,644,500
Elevator fees	302,100
Fire alarm fees.....	7,100
Fire safety standard and enforcement fund	2,100
Fire service fees	483,400
Fireworks safety fund	51,000
Health professions regulatory fund	1,569,800
Health systems fees	246,400
Licensing and regulation fund.....	783,000
Liquor license revenue	300,000
Liquor purchase revolving fund	3,807,100
Marihuana registry fund	670,500
Michigan unarmed combat fund.....	5,900
Mobile home code fund.....	317,100
Nurse professional fund.....	37,500
PMECSEMA fund.....	45,000
Private occupational school license fees	55,200
Property development fees	7,400
Public utility assessments.....	2,779,400
Radiological health fees	223,500
Real estate appraiser education fund.....	2,600
Real estate education fund	11,000
Real estate enforcement fund	11,300
Refined petroleum fund.....	185,800
Restructuring mechanism assessments	31,600
Retired engineers technical assistance program fund.....	7,000
Safety education and training fund	850,800
Second injury fund	236,700
Securities fees.....	3,678,200
Securities investor education and training fund	9,200
Security business fund.....	7,000
Self-insurers security fund.....	120,300
Silicosis and dust disease fund.....	102,300
Survey and remonumentation fund.....	97,000
Tax tribunal fund.....	885,300
Utility consumer representation fund.....	54,000
Worker’s compensation administrative revolving fund	103,800
State general fund/general purpose	\$ 1,208,600
Sec. 103. ENERGY AND UTILITY PROGRAMS	
Full-time equated classified positions	208.0
Michigan agency for energy—26.0 FTE positions.....	\$ 7,132,800
Public service commission—182.0 FTE positions	31,879,000
GROSS APPROPRIATION	\$ 39,011,800
Appropriated from:	
Federal revenues:	
DOE, heating oil and propane.....	3,795,000
DOT, gas pipeline safety	2,212,800
Special revenue funds:	
Public utility assessments.....	31,332,300
Restructuring mechanism assessments	620,900
Retired engineers technical assistance program fund.....	491,200
State general fund/general purpose	\$ 559,600

For Fiscal Year
Ending Sept. 30,
2019

Sec. 104. LIQUOR CONTROL COMMISSION

Full-time equated classified positions	143.0	
Liquor licensing and enforcement—115.0 FTE positions.....		\$ 16,006,400
Management support services—28.0 FTE positions		4,518,400
GROSS APPROPRIATION		<u>\$ 20,524,800</u>

Appropriated from:

Special revenue funds:

Direct shipper enforcement revolving fund.....		300,700
Liquor control enforcement and license investigation revolving fund		175,000
Liquor license fee enhancement fund.....		76,400
Liquor license revenue		7,580,700
Liquor purchase revolving fund		12,392,000
State general fund/general purpose		\$ 0

Sec. 105. OCCUPATIONAL REGULATION

Full-time equated classified positions	1,143.9	
Bureau of community and health systems—426.9 FTE positions		\$ 63,085,000
Bureau of construction codes—182.0 FTE positions		23,839,300
Bureau of fire services—78.0 FTE positions		11,175,500
Bureau of professional licensing—206.0 FTE positions		39,834,200
Corporations, securities, and commercial licensing bureau—118.0 FTE positions		15,431,400
Medical marihuana facilities licensing and tracking—108.0 FTE positions.....		10,000,000
Medical marihuana program—25.0 FTE positions		5,001,300
GROSS APPROPRIATION		<u>\$ 168,366,700</u>

Appropriated from:

Interdepartmental grant revenues:

IDG from MDE, child care licensing.....		17,794,900
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Federal revenues:

DHS, fire training systems		28,000
DOT, hazardous materials training and planning		60,000
EPA, underground storage tanks		804,400
HHS-Medicaid, certification of health care providers and suppliers		8,379,900
HHS-Medicare, certification of health care providers and suppliers		13,638,100

Special revenue funds:

Aboveground storage tank fees		206,800
Accountancy enforcement fund.....		689,600
Boiler inspection fund.....		3,399,700
Builder enforcement fund.....		644,000
Construction code fund		7,910,200
Corporation fees		7,143,500
Distance education fund		355,500
Division on deafness fund		93,400
Elevator fees		4,356,300
Fire alarm fees.....		130,100
Fire safety standard and enforcement fund		40,400
Fire service fees		2,553,300
Fireworks safety fund		703,900
Health professions regulatory fund		24,158,800
Health systems fees		3,792,200
Licensing and regulation fund.....		11,851,200
Liquor purchase revolving fund		143,200
Marihuana registry fund		5,001,300
Marihuana regulatory fund.....		10,500,000
Michigan unarmed combat fund.....		76,900
Mobile home code fund.....		3,045,200
Nurse aide registration fund		600,000
Nurse professional fund.....		1,964,900

	For Fiscal Year Ending Sept. 30, 2019
Nursing home administrative penalties	100,000
PMECSEMA fund	1,855,600
Private occupational school license fees	478,600
Property development fees	318,100
Real estate appraiser education fund	65,400
Real estate education fund	345,400
Real estate enforcement fund	704,400
Refined petroleum fund	2,643,400
Securities fees	4,779,800
Securities investor education and training fund	502,300
Security business fund	233,600
Survey and remonumentation fund	864,900
State general fund/general purpose	\$ 25,409,500
Sec. 106. EMPLOYMENT SERVICES	
Full-time equated classified positions	464.4
Bureau of employment relations—22.0 FTE positions	\$ 4,289,800
Bureau of services for blind persons—113.0 FTE positions	24,931,000
Compensation supplement fund	1,820,000
First responder presumed coverage fund claims	5,245,000
Insurance funds administration—23.0 FTE positions	5,031,200
Michigan occupational safety and health administration—197.0 FTE positions	29,418,000
Radiation safety section—21.4 FTE positions	3,299,300
Wage and hour program—32.0 FTE positions	3,826,100
Workers' compensation agency—56.0 FTE positions	8,177,000
GROSS APPROPRIATION	\$ 86,037,400
Appropriated from:	
Federal revenues:	
DED, vocational rehabilitation and independent living	18,725,100
DOL, occupational safety and health	12,047,700
HHS, mammography quality standards	513,300
Special revenue funds:	
Blind services, local	100,000
Blind services, private	111,800
Asbestos abatement fund	817,300
Corporation fees	9,619,100
First responder presumed coverage fund	5,445,000
Michigan business enterprise program fund	327,800
Radiological health fees	2,786,000
Safety education and training fund	9,922,200
Second injury fund	2,627,000
Securities fees	8,807,300
Self-insurers security fund	1,587,000
Silicosis and dust disease fund	817,200
Worker's compensation administrative revolving fund	1,682,500
State general fund/general purpose	\$ 10,101,100
Sec. 107. MICHIGAN ADMINISTRATIVE HEARING SYSTEM	
Full-time equated classified positions	236.0
Michigan administrative hearing system—218.0 FTE positions	\$ 38,607,100
Michigan compensation appellate commission—18.0 FTE positions	4,649,000
GROSS APPROPRIATION	\$ 43,256,100
Appropriated from:	
Interdepartmental grant revenues:	
IDG from MDTED, unemployment hearings	4,306,700
IDG revenues, administrative hearings and rules	25,561,600
Federal revenues:	
DOL, occupational safety and health	153,900

For Fiscal Year
Ending Sept. 30,
2019

Special revenue funds:	
Construction code fund	26,000
Corporation fees	4,026,000
Health professions regulatory fund	392,800
Health systems fees	156,600
Licensing and regulation fund	849,200
Liquor purchase revolving fund	967,000
Public utility assessments	2,547,600
Safety education and training fund	62,600
Securities fees	2,418,900
Tax tribunal fund	954,000
Worker's compensation administrative revolving fund	137,400
State general fund/general purpose	\$ 695,800
Sec. 108. COMMISSIONS	
Full-time equated classified positions	19.0
Asian Pacific American affairs commission—1.0 FTE position	\$ 137,400
Commission on Middle Eastern American affairs—1.0 FTE position	125,000
Hispanic/Latino commission of Michigan—1.0 FTE position	288,300
Michigan indigent defense commission—16.0 FTE positions	2,420,700
GROSS APPROPRIATION	\$ 2,971,400
Appropriated from:	
State general fund/general purpose	\$ 2,971,400
Sec. 109. DEPARTMENT GRANTS	
Firefighter training grants	\$ 2,000,000
Liquor law enforcement grants	8,400,000
Medical marihuana operation and oversight grants	3,000,000
Michigan indigent defense commission grants	84,100,100
Remonumentation grants	7,300,000
Subregional libraries state aid	451,800
Utility consumer representation	750,000
GROSS APPROPRIATION	\$ 106,001,900
Appropriated from:	
Special revenue funds:	
Fireworks safety fund	2,000,000
Liquor license revenue	8,400,000
Local indigent defense reimbursement	100
Marihuana registry fund	3,000,000
Survey and remonumentation fund	7,300,000
Utility consumer representation fund	750,000
State general fund/general purpose	\$ 84,551,800
Sec. 110. INFORMATION TECHNOLOGY	
Information technology services and projects	\$ 21,815,300
GROSS APPROPRIATION	\$ 21,815,300
Appropriated from:	
Federal revenues:	
DED, vocational rehabilitation and independent living	1,229,800
DOE, heating oil and propane	24,000
DOL, occupational safety and health	367,300
DOT, gas pipeline safety	45,000
EPA, underground storage tanks	100,200
HHS-Medicaid, certification of health care providers and suppliers	331,600
HHS-Medicare, certification of health care providers and suppliers	630,400
Special revenue funds:	
Aboveground storage tank fees	54,600
Accountancy enforcement fund	1,100
Asbestos abatement fund	55,400

	For Fiscal Year Ending Sept. 30, 2019
Boiler inspection fund	388,800
Construction code fund	1,064,400
Corporation fees	3,676,100
Distance education fund	11,600
Elevator fees	431,100
Fire safety standard and enforcement fund	3,000
Fire service fees	199,200
Fireworks safety fund	35,200
Health professions regulatory fund	1,258,900
Health systems fees	233,800
Licensing and regulation fund	1,858,700
Liquor purchase revolving fund	2,934,000
Marihuana registry fund	301,700
Michigan unarmed combat fund.....	6,800
Mobile home code fund.....	311,400
PMECSEMA fund	178,600
Private occupational school license fees	21,900
Public utility assessments.....	1,506,200
Radiological health fees	143,300
Real estate appraiser education fund.....	1,000
Real estate education fund	4,900
Refined petroleum fund.....	170,800
Restructuring mechanism assessments	40,100
Retired engineers technical assistance program fund.....	5,000
Safety education and training fund	398,400
Second injury fund	474,100
Securities fees.....	1,108,700
Securities investor education and training fund	1,000
Self-insurers security fund.....	348,700
Silicosis and dust disease fund.....	138,400
Survey and remonumentation fund.....	74,100
Tax tribunal fund	223,500
State general fund/general purpose	\$ 1,422,500

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2018-2019

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2018-2019 is \$403,391,700.00 and state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is \$105,251,900.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

Firefighter training grants.....	\$ 2,000,000
Liquor law enforcement grants.....	8,400,000
Medical marihuana operation and oversight grants.....	3,000,000
Michigan indigent defense commission grants	84,100,100
Remonumentation grants	7,300,000
Subregional libraries state aid	451,800
Total department of licensing and regulatory affairs.....	\$ 105,251,900

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

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

- (a) "DED" means the United States Department of Education.
- (b) "Department" means the department of licensing and regulatory affairs.
- (c) "DHS" means the United States Department of Homeland Security.

- (d) "DIFS" means the department of insurance and financial services.
- (e) "Director" means the director of the department.
- (f) "DOE" means the United States Department of Energy.
- (g) "DOL" means the United States Department of Labor.
- (h) "DOT" means the United States Department of Transportation.
- (i) "EPA" means the United States Environmental Protection Agency.
- (j) "FOIA" means the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.
- (k) "FTE" means full-time equated.
- (l) "HHS" means the United States Department of Health and Human Services.
- (m) "IDG" means interdepartmental grant.
- (n) "IT" means information technology.
- (o) "MDE" means the Michigan department of education.
- (p) "PMECSEMA" means pain management education and controlled substances electronic monitoring and antidiversion.

(q) "Subcommittees" means the subcommittees of the house and senate appropriations committees with jurisdiction over the budget for the department.

(r) "TED" means the Michigan department of talent and economic development.

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

Sec. 205. Funds appropriated in this part and part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 206. The director shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. The director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

Sec. 207. (1) Out-of-state travel shall be limited to situations when travel is approved by a departmental employee's immediate supervisor and in which 1 or more of the following conditions apply:

- (a) The travel is required by legal mandate or court order or for law enforcement purposes.
- (b) The travel is necessary to protect the health or safety of Michigan citizens or visitors or to assist other states in similar circumstances.
- (c) The travel is necessary to produce budgetary savings or to increase state revenues, including protecting existing federal funds or securing additional federal funds.
- (d) The travel is necessary to comply with federal requirements.
- (e) The travel is necessary to secure specialized training for staff that is not available within this state.
- (f) The travel is financed entirely by federal or nonstate funds.

(2) The department shall not approve the travel of more than 1 departmental employee to a specific professional development conference or training seminar that is located outside of this state unless a professional development conference or training seminar is funded by a federal or private funding source and requires more than 1 individual from the department to attend, or the conference or training seminar includes multiple issues in which 1 employee from the department does not have expertise.

(3) Not later than January 1, the department shall prepare a travel report listing all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the house and senate appropriations committees, the senate and house fiscal agencies, and the state budget director. The report shall include all of the following information:

- (a) The name of each person receiving reimbursement for travel outside this state or whose travel costs were paid by this state.
- (b) The destination of each travel occurrence.
- (c) The dates of each travel occurrence.
- (d) A brief statement of the reason for each travel occurrence.
- (e) The transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

(f) A total of all out-of-state travel funded for the immediately preceding fiscal year.

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

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

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

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$25,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$500,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

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

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

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

(e) Job specifications and wage rates.

Sec. 212. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the senate and house appropriations chairs, the senate and house appropriations subcommittees chairs, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2018 and September 30, 2019.

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

Sec. 214. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are estimated at \$57,167,300.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$26,355,100.00. Total agency appropriations for retiree health care legacy costs are estimated at \$30,812,200.00.

Sec. 215. Unless prohibited by law, the department may accept credit card or other electronic means of payment for licenses, fees, or permits.

Sec. 218. The department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 219. The department shall not develop or produce any television or radio productions.

Sec. 220. The department, in conjunction with the department of health and human services, shall maintain an accounting structure within this state's accounting system that will allow expenditures associated with the administration of the Healthy Michigan plan to be identified.

Sec. 221. The department may carry into the succeeding fiscal year unexpended federal pass-through funds to local institutions and governments that do not require additional state matching funds. Federal pass-through funds to local institutions and governments that are received in amounts in addition to those included in part 1 and that do not require additional state matching funds are appropriated for the purposes intended. Within 14 days after the receipt of federal pass-through funds, the department shall notify the house and senate chairpersons of the subcommittees, the senate and house fiscal agencies, and the state budget director of pass-through funds appropriated under this section.

Sec. 222. (1) Grants supported with private revenues received by the department are appropriated upon receipt and are available for expenditure by the department, subject to subsection (3), for purposes specified within the grant agreement and as permitted under state and federal law.

(2) Within 10 days after the receipt of a private grant appropriated in subsection (1), the department shall notify the house and senate chairpersons of the subcommittees, the senate and house fiscal agencies, and the state budget director of the receipt of the grant, including the fund source, purpose, and amount of the grant.

(3) The amount appropriated under subsection (1) shall not exceed \$1,500,000.00.

Sec. 223. (1) The department may charge registration fees to attendees of informational, training, or special events sponsored by the department, and related to activities that are under the department's purview.

(2) These fees shall reflect the costs for the department to sponsor the informational, training, or special events.

(3) Revenue generated by the registration fees is appropriated upon receipt and available for expenditure to cover the department's costs of sponsoring informational, training, or special events.

(4) Revenue generated by registration fees in excess of the department's costs of sponsoring informational, training, or special events shall carry forward to the subsequent fiscal year and not lapse to the general fund.

(5) The amount appropriated under subsection (3) shall not exceed \$500,000.00.

Sec. 224. The department may make available to interested entities otherwise unavailable customized listings of nonconfidential information in its possession, such as names and addresses of licensees. The department may establish and collect a reasonable charge to provide this service. The revenue received from this service is appropriated when received and shall be used to offset expenses to provide the service. Any balance of this revenue collected and unexpended at the end of the fiscal year shall lapse to the appropriate restricted fund.

Sec. 225. (1) The department shall sell documents at a price not to exceed the cost of production and distribution. Money received from the sale of these documents shall revert to the department. In addition to the funds appropriated in part 1, these funds are available for expenditure when they are received by the department of treasury. This subsection applies only for the following documents:

(a) Corporation and securities division documents, reports, and papers required or permitted by law pursuant to section 1060(5) of the business corporation act, 1972 PA 284, MCL 450.2060.

(b) The Michigan liquor control code of 1998, 1998 PA 58, MCL 436.1101 to 436.2303.

(c) The mobile home commission act, 1987 PA 96, MCL 125.2301 to 125.2350; the business corporation act, 1972 PA 284, MCL 450.1101 to 450.2098; the nonprofit corporation act, 1982 PA 162, MCL 450.2101 to 450.3192; and the uniform securities act (2002), 2008 PA 551, MCL 451.2101 to 451.2703.

(d) Worker's compensation health care services rules.

(e) Construction code manuals.

(f) Copies of transcripts from administrative law hearings.

(2) In addition to the funds appropriated in part 1, funds appropriated for the department under sections 57, 58, and 59 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.257, 24.258, and 24.259, and section 203 of the legislative council act, 1986 PA 268, MCL 4.1203, are appropriated for all expenses necessary to provide for the cost of publication and distribution.

(3) Unexpended funds at the end of the fiscal year shall carry forward to the subsequent fiscal year and not lapse to the general fund.

Sec. 226. (1) Not later than March 1, the department shall submit a report to the subcommittees and the senate and house fiscal agencies pertaining to licensing and regulatory programs during the previous fiscal year for the following agencies:

(a) Public service commission.

(b) Liquor control commission.

(c) Bureau of fire services.

(d) Bureau of construction codes.

(e) Corporations, securities, and commercial licensing bureau.

(f) Bureau of professional licensing.

(g) Bureau of community and health systems.

(h) Michigan occupational safety and health administration.

(2) The report shall be in a format that is consistent between the agencies listed in subsection (1) and shall provide, but is not limited to, the following information, as applicable, for each agency in subsection (1):

(a) Revenue generated by and expenditures disbursed for each regulatory product.

(b) Number of applications, both initial and renewal, for each regulatory product.

(c) Number of applications, both initial and renewal, approved for each regulatory product.

(d) Number of applications, both initial and renewal, denied for each regulatory product.

(e) Average amount of time, both tolled and untolled, to approve or deny applications, both initial and renewal, for each regulatory product.

(f) Number of examinations proctored for initial applications for each regulatory product.

(g) Number of complaints received pertaining to each regulated activity.

- (h) Number of investigations opened pertaining to each regulated activity.
- (i) Number of investigations closed pertaining to each regulated activity.
- (j) Average amount of time to close investigations pertaining to each regulated activity.
- (k) Number of enforcement actions pertaining to each regulated activity.
- (l) Number of administrative hearings pertaining to each regulated activity.
- (m) Number of administrative hearing adjudications pertaining to each regulated activity.
- (n) The type and amount of each fee charged to support each regulated activity.

(3) As used in subsection (2), “regulatory product” means licensure, certification, registration, inspection, review, permitting, approval, or any other regulatory service provided by the agencies specified in subsection (1) for each regulated activity. As used in this subsection and subsection (2), “regulated activity” means the particular activities, entities, facilities, and industries regulated by the agencies specified in subsection (1).

Sec. 227. It is the intent of the legislature that the department establish an employee performance monitoring process that is consistent throughout the department in addition to current civil service commission evaluations. By April 1, the department shall submit a report to the state budget office, the subcommittees, and the senate and house fiscal agencies on changes to the employee performance monitoring process that are planned or implemented, as well as the number of employee evaluations performed.

ENERGY AND UTILITY PROGRAMS

Sec. 301. The public service commission administers the low-income energy assistance grant program on behalf of the Michigan department of health and human services via an interagency agreement. Funds supporting the grant program are appropriated in the department upon awarding of grants and may be expended for grant payments and administrative related expenses incurred in the operation of the program.

Sec. 302. In coordination with the state transportation department and the public service commission, the Michigan agency for energy shall prepare a study that assesses statewide optimal siting locations for the deployment of direct current fast charging stations. The study shall make location recommendations for direct current fast charging siting based on predictions of future electric vehicle usage, traffic patterns, electric vehicle concentrations, vehicle range, and existing or planned charging infrastructure deployment. The Michigan agency for energy shall complete the study and make it available to the public not later than September 30, 2019.

LIQUOR CONTROL COMMISSION

Sec. 401. (1) From the appropriations in part 1 from the direct shipper enforcement fund, the liquor control commission shall expend these funds as required under section 203(11) of the Michigan liquor control code of 1998, 1998 PA 58, MCL 436.1203, to investigate and audit unlawful direct shipments of wine by unlicensed wineries and retailers, with priority directed toward unlicensed out-of-state retailers and third-party marketers. The commission shall use shipping records available to it under section 203(21) of the Michigan liquor control code of 1998, 1998 PA 58, MCL 436.1203, to assist with this effort. The liquor control commission must refer all unlicensed out-of-state retailers and third-party marketers identified with the shipping records to the attorney general.

(2) By February 1, the liquor control commission shall provide a report to the legislature and the subcommittees detailing the commission’s activities to investigate and audit the illegal shipping of wine and the results of these activities. The report shall include the following:

(a) Work hours spent, specific actions undertaken, and the number of FTEs dedicated to identify and stop unlicensed out-of-state retailers, third-party marketers, and wineries that ship illegally in Michigan.

(b) General overview of expenditures associated with efforts to identify and stop unlicensed out-of-state retailers, third-party marketers, and wineries that ship illegally in Michigan.

(c) Number of out-of-state entities found to have illegally shipped wine into Michigan and total number of bottles (750 ml), number of cases with 750 ml bottles, number of liters, or number of gallons of illegally shipped wine. These items must be broken down by total number of retailers and total number of wineries.

(d) Suggested areas of focus on how to address direct shipper enforcement and illegal importation in the future.

(e) Number of unlicensed out-of-state entities found to have illegally shipped wine into Michigan identified with the shipping records under subsection (1).

(f) Number of notices sent under subsection (3).

(3) From the appropriations in part 1 from the direct shipper enforcement fund, the liquor control commission shall send a notice to each unlicensed out-of-state entity found to have illegally shipped wine into Michigan that has been identified via the shipping records under subsection (1). The notice must include all of the following:

(a) Notification that shipping wine into Michigan by retailers and third-party marketers is illegal, and wineries shipping into Michigan must obtain a direct shipper license.

(b) Under section 909 of the Michigan liquor control code of 1998, 1998 PA 58, MCL 436.1909, making unlawful shipments of wine into Michigan may be a felony punishable by imprisonment for not more than 4 years or a fine of not more than \$5,000.00, or both.

(c) Notice that the matter has been referred to the attorney general.

OCCUPATIONAL REGULATION

Sec. 501. Money appropriated under this part and part 1 for the bureau of fire services shall not be expended unless, in accordance with section 2c of the fire prevention code, 1941 PA 207, MCL 29.2c, inspection and plan review fees will be charged according to the following schedule:

<u>Operation and maintenance inspection fee</u>	
<u>Facility type</u>	<u>Facility size</u>
Hospitals	Any
Plan review and construction inspection fees for hospitals and schools	
<u>Project cost range</u>	<u>Fee</u>
\$101,000.00 or less	minimum fee of \$155.00
\$101,001.00 to \$1,500,000.00	\$1.60 per \$1,000.00
\$1,500,001.00 to \$10,000,000.00	\$1.30 per \$1,000.00
\$10,000,001.00 or more	\$1.10 per \$1,000.00
or a maximum fee of \$60,000.00.	

Sec. 502. The funds collected by the department for licenses, permits, and other elevator regulation fees set forth in the Michigan Administrative Code and as determined under section 8 of 1976 PA 333, MCL 338.2158, and section 16 of 1967 PA 227, MCL 408.816, that are unexpended at the end of the fiscal year shall carry forward to the subsequent fiscal year.

Sec. 503. Not later than February 15, the department shall submit a report to the subcommittees, the senate and house fiscal agencies, and state budget director providing the following information:

(a) The number of veterans who were separated from service in the Armed Forces of the United States with an honorable character of service or under honorable conditions (general) character of service, individually or if a majority interest of a corporation or limited liability company, that were exempted from paying licensure, registration, filing, or any other fees collected under each licensure or regulatory program administered by the bureau of construction codes and the corporations, securities, and commercial licensing bureau during the preceding fiscal year.

(b) The specific fees and total amount of revenue exempted under each licensure or regulatory program administered by the bureau of construction codes and the corporations, securities, and commercial licensing bureau during the preceding fiscal year.

(c) The actual costs of providing licensing and other regulatory services to veterans exempted from paying licensure, registration, filing, or any other fees during the preceding fiscal year and a description of how these costs were calculated.

(d) The estimated amount of revenue that will be exempted under each licensure or regulatory program administered by the bureau of construction codes and the corporations, securities, and commercial licensing bureau in both the current and subsequent fiscal years and a description of how the exempted revenue was estimated.

Sec. 504. Funds remaining in the homeowner construction lien recovery fund are appropriated to the department for payment of court-ordered homeowner construction lien recovery fund judgments entered prior to August 23, 2010. Pursuant to available funds, the payment of final judgments shall be made in the order in which the final judgments were entered and began accruing interest.

Sec. 505. The department shall submit a report by January 31 to the standing committees on appropriations of the senate and house of representatives, the senate and house fiscal agencies, and the state budget director that includes all of the following information for the prior fiscal year regarding the medical marihuana program under the Michigan medical marihuana act, 2008 IL 1, MCL 333.26421 to 333.26430:

- (a) The number of initial applications received.
- (b) The number of initial applications approved and the number of initial applications denied.
- (c) The average amount of time, from receipt to approval or denial, to process an initial application.
- (d) The number of renewal applications received.
- (e) The number of renewal applications approved and the number of renewal applications denied.
- (f) The average amount of time, from receipt to approval or denial, to process a renewal application.
- (g) The percentage of initial applications not approved or denied within the time requirements established in section 6 of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26426.
- (h) The percentage of renewal applications not approved or denied within the time requirements established in section 6 of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26426.
- (i) The percentage of registry identification cards for approved initial applications not issued within the time requirements established in section 6 of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26426.
- (j) The percentage of registry identification cards for approved renewal applications not issued within the time requirements established in section 6 of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26426.
- (k) The number of registry identification cards issued to or renewed for patients residing in each county as of September 30 of the preceding fiscal year under the Michigan medical marihuana act, 2008 IL 1, MCL 333.26421 to 333.26430.

(l) The amount collected from the medical marihuana program application and renewal fees authorized in section 5 of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26425.

(m) The costs of administering the medical marihuana program under the Michigan medical marihuana act, 2008 IL 1, MCL 333.26421 to 333.26430.

Sec. 506. If the revenue collected by the department for health systems administration or radiological health administration and projects from fees and collections exceeds the amount appropriated in part 1, the revenue may be carried forward into the subsequent fiscal year. The revenue carried forward under this section shall be used as the first source of funds in the subsequent fiscal year.

Sec. 507. Not later than February 1, the department shall submit a report to the subcommittees, the senate and house fiscal agencies, and state budget director providing the following information:

(a) The total amount of reimbursements made to local units of government for delegated inspections of fireworks retail locations pursuant to section 11 of the Michigan fireworks safety act, 2011 PA 256, MCL 28.461, from the funds appropriated in part 1 for the bureau of fire services during the preceding fiscal year.

(b) The amount of reimbursement for delegated inspections of fireworks retail locations for each local unit of government that received reimbursement from the funds appropriated in part 1 for the bureau of fire services during the preceding fiscal year.

Sec. 508. (1) Beginning October 1, for the purpose of defraying the costs associated with responding to false final inspection appointments and to discourage the practice of calling for final inspections when the project is incomplete or noncompliant with a plan of correction previously provided by the bureau of fire services, the bureau of fire services may assess a fee not to exceed \$200.00 for responding to a second or subsequent confirmed false inspection appointment. Fees collected under this section shall be deposited into the restricted account referenced by section 2c(2) of the fire prevention code, 1941 PA 207, MCL 29.2c, and explicitly identified within the statewide integrated governmental management applications system.

(2) Not later than September 30, the department shall prepare a report that provides the amount of the fee assessed under subsection (1), the number of fees assessed and issued per region, the cost allocation for the work performed and reduced as a result of this section, and any recommendations for consideration by the legislature. The department shall submit this information to the state budget director, the subcommittees, and the senate and house fiscal agencies.

Sec. 509. (1) The department shall assess and collect fees in the licensing and regulation of child care organizations, as described in 1973 PA 116, MCL 722.111 to 722.128, and adult foster care facilities, as described in the adult foster care facility licensing act, 1979 PA 218, MCL 400.701 to 400.737.

(2) The department shall report the total amount of fees assessed and collected under subsection (1) during the preceding fiscal year to the senate and house fiscal agencies not later than December 1 and shall provide information requested by the senate and house fiscal agencies as they consider necessary to shift authorization equivalent to that amount from the general fund/general purpose to a state restricted fund within the department's budget for fiscal year 2019-2020.

Sec. 510. The department shall submit a report on the Michigan automated prescription system to the senate and house appropriations committees and the senate and house fiscal agencies by November 30. The report shall include, but is not limited to, the following:

(a) Total number of licensed health professionals registered to the Michigan automated prescription system.

(b) Total number of dispensers registered to the Michigan automated prescription system.

(c) Total number of prescribers using the Michigan automated prescription system.

(d) Total number of dispensers using the Michigan automated prescription system.

(e) Number of cases related to overprescribing, overdispensing, and drug diversion where the department took administrative action as a result of information and data generated from the Michigan automated prescription system.

(f) The number of hospitals, doctor's offices, pharmacies, and other health facilities that have integrated the Michigan automated prescription system into their electronic health records systems.

(g) Total number of delegate users registered to the Michigan automated prescription system.

Sec. 511. From the amount appropriated in part 1 for the bureau of community and health systems, upon receipt of the order of suspension of a licensed adult foster care home, home for the aged, or nursing home, the department shall serve the facility and provide contemporaneous notice to the offices of legislators representing a district where the licensed facility is situated.

Sec. 512. The department shall submit a report regarding the medical marihuana facilities licensing and tracking program to the standing committees on appropriations of the senate and house, the senate and house fiscal agencies, and the state budget director by March 1. The report shall include, but is not limited to, the following:

(a) The number of initial license applications received for each license category.

(b) The number of initial applications approved and the number of initial license applications denied.

(c) The average amount of time, from receipt to approval or denial, to process an initial application.

(d) The total number of license applications approved by license category and by county.

(e) The total amount collected from application fees.

- (f) The total amount collected from any established regulatory assessment.
- (g) The costs of administering the medical marihuana facilities licensing and tracking program.

EMPLOYMENT SERVICES

Sec. 701. (1) The appropriation in part 1 for the bureau of services for blind persons includes funds for case services. These funds may be used for tuition payments for blind clients.

(2) Revenue collected by the bureau of services for blind persons and from private and local sources that is unexpended at the end of the fiscal year may carry forward to the subsequent fiscal year.

Sec. 702. The bureau of services for blind persons shall work collaboratively with service organizations and government entities to identify qualified match dollars to maximize use of available federal vocational rehabilitation funds.

Sec. 703. The bureau of services for blind persons may provide and enter into agreements to provide general services, training, meetings, information, special equipment, software, facility use, and technical consulting services to other principal executive departments, state agencies, local units of government, the judicial branch of government, other organizations, and patrons of department facilities. The department may charge fees for these services that are reasonably related to the cost of providing the services. In addition to the funds appropriated in part 1, funds collected by the department for these services are appropriated for all expenses necessary. The funds appropriated under this section are allotted for expenditure when they are received by the department of treasury.

Sec. 704. Funds received in excess of the appropriation in part 1 for first responder presumed coverage claims from the first responder presumed coverage fund are appropriated in an amount sufficient to pay approved claims due in the current fiscal year pursuant to section 405 of the worker's disability compensation act of 1969, 1969 PA 317, MCL 418.405.

COMMISSIONS

Sec. 801. If Byrne formula grant funding is awarded to the Michigan indigent defense commission, the Michigan indigent defense commission may receive and expend Byrne formula grant funds in an amount not to exceed \$250,000.00 as an interdepartmental grant from the department of state police. The Michigan indigent defense commission, created under section 5 of the Michigan indigent defense commission act, 2013 PA 93, MCL 780.985, may receive and expend federal grant funding from the United States Department of Justice in an amount not to exceed \$300,000.00 as other federal grants.

Sec. 802. From the funds appropriated in part 1, the Michigan indigent defense commission shall submit a report by September 30 to the senate and house appropriations subcommittees on licensing and regulatory affairs, the senate and house fiscal agencies, and the state budget director on the incremental costs associated with the standard development process, the compliance plan process, and the collection of data from all indigent defense systems and attorneys providing indigent defense. Particular emphasis shall be placed on those costs that may be avoided after standards are developed and compliance plans are in place.

Sec. 803. The Michigan indigent defense commission shall identify and implement a system of performance metrics to assess the provision of indigent defense services in Michigan relative to national standards and benchmarks. The Michigan indigent defense commission shall prepare an annual report to the governor, the legislature, the Michigan supreme court, and the state budget director on the performance metrics no later than September 30 of each year.

Sec. 804. The Michigan office for new Americans is to coordinate with the Asian Pacific American affairs commission, the Commission on Middle Eastern American affairs, and the Hispanic/Latino commission of Michigan to produce a report by January 31 that is to be transmitted to the senate and house subcommittee chairpersons, the senate and house fiscal agencies, and the state budget director. The report shall include, but is not limited to, the following:

- (a) Total number of people with whom each commission directly interacts through programming.
- (b) Total number of public events that each commission conducted.
- (c) Description of the activities that the commissions initiated to promote cooperation between the commissions.
- (d) Total number of meetings that each commission held with foreign diplomats.
- (e) Programmatic costs of each commission.

Sec. 805. An expenditure of funds appropriated in part 1 by the Asian Pacific American affairs commission, the Commission on Middle Eastern American affairs, or the Hispanic/Latino commission of Michigan for a commission event must directly relate to the mission statement of that commission.

DEPARTMENT GRANTS

Sec. 901. (1) The department shall expend the funds appropriated in part 1 for medical marihuana operation and oversight grants for grants to counties for education and outreach programs relating to the Michigan medical marihuana program pursuant to section 6(l) of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26426. These grants shall be distributed proportionately based on the number of registry identification cards issued to or renewed for the residents of each county that applied for a grant under subsection (2). For the purposes of this subsection, operation and oversight grants are for education, communication, and outreach regarding the Michigan medical marihuana act, 2008 IL 1, MCL 333.26421 to 333.26430. Grants provided under this section must not be used for law enforcement purposes.

(2) Not later than December 1, the department shall post a listing of potential grant money available to each county on its website. In addition, the department shall work collaboratively with counties regarding the availability of these grant funds. A county requesting a grant shall apply on a form developed by the department and available on its website. The

form shall contain the county’s specific projected plan for use of the money and its agreement to maintain all records and to submit documentation to the department to support the use of the grant money.

(3) In order to be eligible to receive a grant under subsection (1), a county shall apply not later than January 1 and agree to report how the grant was expended and to provide that report to the department not later than September 15. The department shall submit a report not later than October 15 of the subsequent fiscal year to the state budget director, the subcommittees, and the senate and house fiscal agencies detailing the grant amounts by recipient and the reported uses of the grants in the preceding fiscal year.

Sec. 902. (1) The amount appropriated in part 1 for firefighter training grants shall only be expended for payments to counties to reimburse organized fire departments for firefighter training and other activities required under the firefighters training council act, 1966 PA 291, MCL 29.361 to 29.377.

(2) If the amount appropriated in part 1 for firefighter training grants is expended by the firefighter training council, established in section 3 of the firefighters training council act, 1966 PA 291, MCL 29.363, for payments to counties under section 14 of the firefighters training council act, 1966 PA 291, MCL 29.374, it is the intent of the legislature that:

(a) The amount appropriated in part 1 for firefighter training grants shall be allocated pursuant to section 14(2) of the firefighters training council act, 1966 PA 291, MCL 29.374.

(b) If the amount allocated to any county under subdivision (a) is less than \$5,000.00, the amounts disbursed to each county under subdivision (a) shall be adjusted to provide for a minimum payment of \$5,000.00 to each county.

(3) Not later than February 1, the department shall submit a financial report to the subcommittees, the senate and house fiscal agencies, and the state budget director identifying the following information for the preceding fiscal year:

(a) The amount of the payments that would be made to each county if the distribution formula described by the first sentence of section 14(2) of the firefighters training council act, 1966 PA 291, MCL 29.374, would have been utilized to allocate the total amount appropriated in part 1 for firefighter training grants.

(b) The amount of the payments approved by the firefighter training council for allocation to each county.

(c) The amount of the payments actually expended or encumbered within each county.

(d) A description of any other payments or expenditures made under the authority of the firefighter training council.

(e) The amount of payments approved for allocations to counties that was not expended or encumbered and lapsed back to the fireworks safety fund.

Sec. 903. (1) The funds appropriated in part 1 for a regional or subregional library shall not be released until a budget for that regional or subregional library has been approved by the department for expenditures for library services directly serving the blind and persons with disabilities.

(2) In order to receive subregional state aid as appropriated in part 1, a regional or subregional library’s fiscal agency shall agree to maintain local funding support at the same level in the current fiscal year as in the fiscal agency’s preceding fiscal year. If a reduction in expenditures equally affects all agencies in a local unit of government that is the regional or subregional library’s fiscal agency, that reduction shall not be interpreted as a reduction in local support and shall not disqualify a regional or subregional library from receiving state aid under part 1. If a reduction in income affects a library cooperative or district library that is a regional or subregional library’s fiscal agency or a reduction in expenditures for the regional or subregional library’s fiscal agency, a reduction in expenditures for the regional or subregional library shall not be interpreted as a reduction in local support and shall not disqualify a regional or subregional library from receiving state aid under part 1.

Sec. 904. An indigent criminal defense system’s duty of compliance with 1 or more standards within a plan approved by the Michigan indigent defense commission is contingent upon receipt of a grant in an amount sufficient to cover that particular standard or standards, as provided in the Michigan indigent defense commission act, 2013 PA 93, MCL 780.981 to 780.1003.

ARTICLE XIV
DEPARTMENT OF MILITARY AND VETERANS AFFAIRS
PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of military and veterans affairs for the fiscal year ending September 30, 2019, from the following funds:

**DEPARTMENT OF MILITARY AND VETERANS AFFAIRS
APPROPRIATION SUMMARY**

Full-time equated unclassified positions.....	9.0	
Full-time equated classified positions	912.5	
GROSS APPROPRIATION		\$ 192,564,300
Interdepartmental grant revenues:		
IDG from department of state police		101,800
Total interdepartmental grants and intradepartmental transfers		101,800
ADJUSTED GROSS APPROPRIATION		\$ 192,462,500

	For Fiscal Year Ending Sept. 30, 2019
Federal revenues:	
Other federal revenues.....	98,170,200
Total federal revenues.....	98,170,200
Special revenue funds:	
Local revenues.....	1,545,400
Total local revenues.....	1,545,400
Private revenues.....	630,000
Total private revenues.....	630,000
Other state restricted revenues.....	23,279,500
Total other state restricted revenues.....	23,279,500
State general fund/general purpose.....	\$ 68,837,400
State general fund/general purpose schedule:	
Ongoing state general fund/general purpose.....	66,962,400
One-time state general fund/general purpose.....	1,875,000
Sec. 102. MILITARY	
Full-time equated unclassified positions.....	9.0
Full-time equated classified positions.....	341.0
Unclassified salaries—9.0 FTE positions.....	\$ 1,497,700
Departmentwide.....	1,876,300
Headquarters and armories—86.0 FTE positions.....	17,452,100
Michigan youth challenge academy—50.0 FTE positions.....	5,323,000
Military family relief fund.....	600,000
Military training sites and support facilities—203.0 FTE positions.....	34,911,300
National Guard operations.....	398,200
National Guard tuition assistance fund—2.0 FTE positions.....	6,506,700
Starbase grant.....	2,322,000
GROSS APPROPRIATION.....	\$ 70,887,300
Appropriated from:	
Interdepartmental grant revenues:	
IDG from department of state police.....	101,800
Federal revenues:	
Other federal revenues.....	47,661,000
Special revenue funds:	
Local revenues.....	1,545,400
Private revenues.....	90,000
Other state restricted revenues.....	2,433,200
State general fund/general purpose.....	\$ 19,055,900
Sec. 103. MICHIGAN VETERANS AFFAIRS AGENCY	
Full-time equated classified positions.....	224.5
Board of managers (veterans homes).....	\$ 940,000
D.J. Jacobetti home for veterans—179.5 FTE positions.....	23,687,200
Michigan veterans affairs agency administration—39.0 FTE positions.....	7,136,500
Michigan veterans facility authority.....	1,000,000
Veterans trust fund administration—6.0 FTE positions.....	1,480,100
Veterans trust fund grants.....	3,746,500
Targeted grants.....	200,000
Veterans service grants.....	3,835,500
County veteran service fund.....	2,100,000
GROSS APPROPRIATION.....	\$ 44,125,800
Appropriated from:	
Federal revenues:	
Other federal revenues.....	8,516,300
Special revenue funds:	
Private revenues.....	540,000
Other state restricted revenues.....	10,833,900
State general fund/general purpose.....	\$ 24,235,600

For Fiscal Year
Ending Sept. 30,
2019

Sec. 104. GRAND RAPIDS HOME FOR VETERANS

Full-time equated classified positions	347.0	
Veterans home operations.....		\$ 8,989,700
Purchased services.....		10,342,700
Salaries, wages, and fringe benefits—347.0 FTE positions		31,536,800
GROSS APPROPRIATION		\$ 50,869,200
Appropriated from:		
Federal revenues:		
Other federal revenues.....		21,413,900
Special revenue funds:		
Other state restricted revenues		6,693,000
State general fund/general purpose		\$ 22,762,300

Sec. 105. CAPITAL OUTLAY

Land and acquisitions.....		\$ 2,900,000
Special maintenance - National Guard.....		20,000,000
Special maintenance - veterans homes		500,000
GROSS APPROPRIATION		\$ 23,400,000
Appropriated from:		
Federal revenues:		
Other federal revenues.....		20,000,000
Special revenue funds:		
Other state restricted revenues		2,900,000
State general fund/general purpose		\$ 500,000

Sec. 106. INFORMATION TECHNOLOGY

Information technology services and projects.....		\$ 1,407,000
GROSS APPROPRIATION		\$ 1,407,000
Appropriated from:		
Federal revenues:		
Other federal revenues.....		579,000
Special revenue funds:		
Other state restricted revenues		419,400
State general fund/general purpose		\$ 408,600

Sec. 107. ONE-TIME APPROPRIATIONS

Armory maintenance		\$ 1,000,000
Vietnam veterans outreach.....		600,000
Grand Rapids home for veterans video monitoring pilot project.....		275,000
GROSS APPROPRIATION		\$ 1,875,000
Appropriated from:		
State general fund/general purpose		\$ 1,875,000

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2018-2019

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2018-2019 is \$92,116,900.00 and state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is \$2,242,400.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

County veteran service fund.....		\$ 2,100,000
Michigan veterans affairs agency administration		\$ 90,000
Military training sites and support facilities		\$ 52,400
TOTAL.....		\$ 2,242,400

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

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

(a) "Core services" means that term as defined in section 373 of the management and budget act, 1984 PA 431, MCL 18.1373.

- (b) "Department" means the department of military and veterans affairs.
- (c) "Director" means the director of the department.
- (d) "FTE" means full-time equated.
- (e) "HVAC" means heating, ventilation, and air conditioning.
- (f) "IDG" means interdepartmental grant.
- (g) "Michigan veterans' facility authority" means the authority created under section 3 of the Michigan veterans' facility authority act, 2016 PA 560, MCL 36.103.
- (h) "MVAA" means the Michigan veterans affairs agency.
- (i) "Subcommittees" means the subcommittees of the senate and house appropriations committees with jurisdiction over the budget of the department.
- (j) "Support services" means an activity, such as information technology, accounting, human resources, legal, and other support functions that are required to support the ongoing delivery of core services.
- (k) "USDVA" means the United States Department of Veterans Affairs.
- (l) "USDVA-VHA" means the USDVA Veterans Health Administration.
- (m) "VSO" means veterans service organization.
- (n) "Work project" means that term as defined in section 404 of the management and budget act, 1984 PA 431, MCL 18.1404, and that meets the criteria in section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a.

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

Sec. 205. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference must be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 206. The director shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. The director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services or supplies, or both.

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

- (a) The dates of each travel occurrence.
- (b) The transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

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

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

Sec. 210. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$12,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$500,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

- (a) Fiscal year-to-date expenditures by category.
- (b) Fiscal year-to-date expenditures by appropriation unit.
- (c) Fiscal year-to-date payments to a selected vendor, including the vendor name, payment date, payment amount, and payment description.
- (d) The number of active department employees by job classification.
- (e) Job specifications and wage rates.

Sec. 212. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the senate and house appropriations chairs, the senate and house appropriations subcommittees chairs, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2018 and September 30, 2019.

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

Sec. 214. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are estimated at \$17,509,500.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$8,072,200.00. Total agency appropriations for retiree health care legacy costs are estimated at \$9,437,300.00.

Sec. 215. The department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 216. The department shall provide quarterly reports to the subcommittees on military and veterans affairs, the senate and house fiscal agencies, and the state budget office, which shall provide the following data:

- (a) A list of all major work projects, including a status report of each project.
- (b) The department's financial status, featuring a report of budgeted versus actual expenditures by part 1 line item including a year-end projection of budget requirements. If projected department budget requirements exceed the allocated budget, the report shall include a plan to reduce overall expenses while still satisfying specified service level requirements.
- (c) A report on the status of performance metrics cited in this part and information required to be reported in this part.
- (d) The number of active employees at the close of the fiscal quarter by job classification and program.
- (e) Evidence of efficiencies and management of funds within established appropriations.

Sec. 217. The appropriations in part 1 are for the core services, support services, and work projects of the department, including, but not limited to, the following core services:

- (a) Armories and joint force readiness.
- (b) National Guard training facilities and air bases.
- (c) Michigan youth challenge academy.
- (d) Military family relief fund.
- (e) Starbase grant.
- (f) National Guard tuition assistance program.
- (g) Michigan veterans affairs agency administration.
- (h) Veterans service grants.
- (i) Veterans' trust fund administration.
- (j) Veterans' trust fund grants.
- (k) Board of managers (veterans homes).
- (l) Grand Rapids home for veterans.
- (m) D.J. Jacobetti home for veterans.
- (n) Michigan veterans' facility authority.
- (o) County veteran service fund.

Sec. 218. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

Sec. 219. Sixty days prior to the public announcement of the intention to sell any department real property, the department shall submit notification of that intent to the subcommittees on military and veterans affairs and the senate and house fiscal agencies.

MILITARY

Sec. 301. (1) From the funds appropriated in part 1, there is funding to support unclassified employee positions as authorized by section 5 of article XI of the state constitution of 1963. These positions include the following: department director - the adjutant general for Michigan; assistant adjutant general - army; assistant adjutant general - installations;

assistant adjutant general - air; senior policy executive - Michigan veterans affairs agency; senior deputy director - state operations; director - strategy and policy; chief executive officer for the Michigan veteran health system; and director - Michigan veterans affairs agency.

(2) Not less than 30 days prior to the department submitting a request for an additional unclassified employee position from the civil service commission, or for any substantive change to the duties of an existing unclassified employee position, the department shall notify the subcommittees on military and veterans affairs and the senate and house fiscal agencies.

Sec. 302. (1) From the funds appropriated in part 1 for military operations, effective and efficient executive direction and administrative leadership shall be provided to the department.

(2) The department shall operate and maintain National Guard armories.

(3) The department shall evaluate armories and submit a quarterly report as provided under section 216 of this part on the status of the armories.

(4) The department shall maintain a system to measure the condition and adequacy of the armories.

(5) The Michigan Army National Guard and Air National Guard shall work to provide a culture that is free of sexual assault, through an environment of prevention, education and training, response capability, victim support, reporting procedures, and appropriate accountability that enhances the safety and well-being of all guard members.

(6) By December 1, the department shall report the following information to the subcommittees on military and veterans affairs, the senate and house fiscal agencies, and the state budget office:

(a) An assessment of the grounds and facilities of each armory to objectively measure and determine the current facility condition and capability to support authorized manpower, unit training, and operations.

(b) Recommendations for the placement of new armories, the relocation or consolidation of existing armories, or a change in the mission of units assigned to armories to ideally position the National Guard in current or projected population centers.

(c) Recommendations for the enhanced use of armories to facilitate family support programs during deployments.

(d) An analysis of the feasibility, potential costs, and benefits of use of armories shared with other local, state, or federal agencies to improve responses to local emergencies as well as the community support provided to armories.

(e) An investment strategy and proposed funding amounts in a prioritized project list to correct the most critical facility shortfalls across the inventory of armories in this state.

Sec. 303. (1) The department shall maintain the Michigan youth challenge academy to provide values, skills, education, and self-discipline instruction for at-risk youth as provided under 32 USC 509.

(2) The department shall take steps to recruit candidates to the challenge academy from economically disadvantaged areas, including those with low-income and high-unemployment backgrounds.

(3) The department shall partner with the department of health and human services to identify youth who may be eligible for the challenge academy from those youth served by department of health and human services programs. These eligible youth shall be given priority for enrollment in the academy.

(4) The department shall maintain the staffing and resources necessary to train and graduate at least 114 students per cohort (228 annually).

(5) The department shall ensure individual academic success as measured by the number of individuals who have received a general equivalency diploma, high school diploma, or high school credit recovery or by the improvement of tests of adult basic education scores, or both.

(6) Any unexpended private donations to support the Michigan youth challenge academy at the close of this fiscal year shall not lapse to the general fund but shall be carried forward to the subsequent fiscal year.

Sec. 304. (1) The department shall provide grants for disbursement from the military family relief fund, as provided under the military family relief fund act, 2004 PA 363, MCL 35.1211 to 35.1216, and R 200.5 to R 200.95 of the Michigan Administrative Code.

(2) The department shall provide information on the revenues, expenditures for advertising and assistance grants, and fund balance of the Michigan military family relief fund, as provided under section 216 of this part.

(3) The department shall provide sufficient staffing and other resources to provide outreach to the Michigan families of members of the reserve component of the Armed Forces of the United States called into active duty and to support the processing and approval of grant applications for this fiscal year under the Michigan military relief fund and report those applications as provided under section 216 of this part.

Sec. 305. (1) The department shall provide Army and Air National Guard forces, when directed, for state and local emergencies and in support of national military requirements.

(2) The department shall operate and maintain Army National Guard training facilities, including Fort Custer and Camp Grayling.

(3) The department shall maintain a system that measures the condition and adequacy of air facilities using both quality and functionality criteria.

(4) The department shall operate and maintain Air National Guard air bases, including Selfridge Air National Guard base, Battle Creek Air National Guard base, and Alpena combat readiness training center.

(5) The department shall provide the following information as provided under section 216 of this part:

(a) The apportioned and assigned strength of the Michigan Army National Guard.

(b) The apportioned and assigned strength of the Michigan Air National Guard.

(c) Recruiting, retention, and attrition data, including measurement against stated performance goals, for the Michigan Army National Guard.

(d) Recruiting, retention, and attrition data, including measurement against stated performance goals, for the Michigan Air National Guard.

Sec. 306. There is created and established under the jurisdiction and control of the department a revolving account to be known as the billeting fund account. All of the fees and other revenues generated from the operation of the chargeable transient quarters program shall be deposited in the billeting fund account. Appropriations will be made from the account for the support of program operations and the maintenance and operations of the chargeable transient quarters program and will not exceed the estimated revenues for the fiscal year in which they are made, together with unexpended balances from prior years. The department shall submit an annual report of operations and expenditures regarding the billeting fund account to the appropriations committees of the senate and house of representatives, the senate and house fiscal agencies, and the state budget office at the end of the fiscal year.

Sec. 307. (1) The department shall maintain a National Guard tuition assistance program for members of the Michigan Army and Air National Guard.

(2) The objective of the National Guard tuition assistance program is to bolster military readiness by increasing recruitment and retention of Michigan Army and Air National Guard service members, to fill federally authorized strength levels for the state, to improve the Michigan Army and Air National Guard's competitive draw from other military enlistment options in the state, to enhance the ability of the Michigan Army and Air National Guard to compete for members and federal dollars with surrounding states, and to increase the pool of eligible candidates within the Michigan Army and Air National Guard to become commissioned officers.

(3) The department shall make efforts to increase the number of Michigan Army and Air National Guard members participating in the program to 1,100 during the fifth year of the program's existence. To evaluate the effectiveness of the program, the department shall monitor the number of new recruits and new reenlistments and the percentage of those who become participants in the program to determine whether the percentage of authorized Michigan Army and Air National Guard strength obtained and retained is competitive in comparison with the neighboring army and air national guards from Illinois, Indiana, Ohio, and Wisconsin.

(4) The general fund/general purpose funds appropriated in part 1 for the National Guard tuition assistance fund shall be deposited to the restricted Michigan National Guard tuition assistance fund created in section 4 of the Michigan National Guard tuition assistance act, 2014 PA 259, MCL 32.434. All funds in the restricted Michigan National Guard tuition assistance fund are appropriated and available for expenditure to support the Michigan National Guard tuition assistance program.

Sec. 308. The department shall maintain the starbase program at Air National Guard facilities, as provided under 10 USC 2193b, to improve the knowledge, skills, and interest of students, primarily in the fifth grade, in math, science, and technology. The starbase program is to specifically target minority and at-risk students for participation.

MICHIGAN VETERANS AFFAIRS AGENCY

Sec. 401. The board of managers and Michigan veterans' facility authority shall exercise certain regulatory and governance authority regarding admission and member affairs at the Grand Rapids and D.J. Jacobetti homes for veterans. The board of managers shall also work to represent the interest of the veterans' community in both advisory and advocacy roles.

Sec. 402. (1) The MVAA, the board of managers, and the Michigan veterans' facility authority shall provide compassionate and quality nursing and domiciliary care services at the Grand Rapids and D.J. Jacobetti homes for veterans so that members can achieve their highest potential of wellness, independence, self-worth, and dignity.

(2) The department shall provide resources necessary to provide nursing care services to veterans in accordance with federal standards and provide the results of the annual USDVA survey and certification as proof of compliance.

(3) Appropriations in part 1 for the Grand Rapids and the D.J. Jacobetti homes for veterans shall not be used for any purpose other than for veterans and veterans' families.

(4) Any contractor providing mental health services to the Grand Rapids and D.J. Jacobetti homes for veterans shall utilize mental health interventions that have been shown to be effective with the conditions they are treating, in accordance with evidence-based best practices supported by the USDVA-VHA, United States Department of Defense, the Substance Abuse and Mental Health Services Administration, the American Psychological Association, and the National Association of Social Workers.

(5) Any contractor providing competency evaluated nursing assistants (CENA) to the Grand Rapids home for veterans shall ensure that each CENA has at least 8 hours of training on information provided by the home.

(6) Any contractor providing competency evaluated nursing assistants to the Grand Rapids home for veterans shall ensure that each CENA has at least 1 eight-hour shift of shadowing at the veterans' home.

(7) Any contractor providing competency evaluated nursing assistants to the Grand Rapids home for veterans shall ensure that each CENA is competent in the basic skills needed to perform his or her assigned duties at the home.

(8) The Grand Rapids home for veterans shall provide each CENA at least 12 hours of in-service training once that individual has been assigned to the home.

(9) All complaints of abusive or neglectful care at the Grand Rapids and the D.J. Jacobetti homes for veterans by a resident member, a resident member's family or legal guardian, or staff of the veterans' homes received by a supervisor shall be referred to the director of nursing or his or her designee upon receipt of the complaint. The director of nursing or his or her designee shall report on not less than a monthly basis, except that the board of managers may specify a more frequent reporting period to the home administrator, board of managers, agency, subcommittees, senate and house fiscal agencies, and state budget office the following information:

(a) A description of the process by which resident members and others may file complaints of alleged abuse or neglect at the Grand Rapids and the D.J. Jacobetti homes for veterans.

(b) Summary statistics on the number and general nature of complaints of abuse or neglect.

(c) Summary statistics on the final disposition of complaints of abuse or neglect received.

(10) The Grand Rapids and D.J. Jacobetti homes for veterans shall provide an on-site, board-certified psychiatrist for all resident members with mental health disorders in order to ensure that those resident members receive needed services in a professional and timely manner. The Grand Rapids and D.J. Jacobetti homes for veterans shall provide all members and staff a safe and secure environment.

(11) The Grand Rapids and D.J. Jacobetti homes for veterans shall ensure that they effectively develop, execute, and monitor all comprehensive care plans in accordance with federal regulations and their internal policies, with a goal that a comprehensive care plan is fully developed for all resident members.

(12) The Grand Rapids and D.J. Jacobetti homes for veterans shall implement controls over their food, maintenance supplies, pharmaceuticals, and medical supplies inventories.

(13) The Grand Rapids and D.J. Jacobetti homes for veterans shall establish sufficient controls for calculating resident member maintenance assessments in order to accurately calculate resident member maintenance assessments for each billing cycle. The Grand Rapids and D.J. Jacobetti homes for veterans shall establish sufficient controls to ensure that all past due resident member maintenance assessments are addressed within 30 days.

(14) The Grand Rapids and D.J. Jacobetti homes for veterans shall establish sufficient controls over monetary donations and donated goods.

(15) The Grand Rapids and D.J. Jacobetti homes for veterans shall implement sufficient controls over the handling of resident member funds to ensure the release of funds within 3 business days upon the resident member leaving the home and to ensure that a representative of a resident member is provided a full accounting of that resident member's funds within 10 business days of the death of that resident member.

(16) The MVAA shall post on its website all policies adopted by the board of managers, the Michigan veterans' facility authority, and the veterans' homes related to the administrative operations of the veterans' homes.

(17) The process by which visitors, residents, and employees of the Grand Rapids and D.J. Jacobetti homes for veterans may register complaints shall be displayed in high-traffic areas throughout the home.

(18) The MVAA shall report its findings regarding the state veterans' homes' compliance with the requirements and standards under this section in a quarterly report to the legislature and the state budget office. The quarterly reports shall include, but are not limited to, all of the following information:

(a) Quality of care metrics, including:

(i) The number of patient care hours and staffing levels measured against USDVA-VHA standards.

(ii) Sentinel events reported to the USDVA.

(iii) Fall and wound reports.

(iv) Complaint reports, including abuse and neglect complaints and outcomes of complaint investigations.

(v) Additional minimum data set quality of care indicators used to measure quality of care in long-term care facilities.

(b) Quarterly budget update as provided under section 216 of this part.

(c) An accounting of resident member populations at the Grand Rapids and D.J. Jacobetti homes for veterans as follows:

(i) By demographics, including period of service, gender, and age.

(ii) By care setting, payment source, and associated revenue projections.

(d) Updates related to the modernization of the Grand Rapids and D.J. Jacobetti homes for veterans, including information related to the following:

(i) Infrastructure/capital outlay improvements.

(ii) Information technology updates.

(iii) Financial management.

(e) Updates on corrective action status related to any audit and survey findings until those findings have been fully addressed.

(19) The Grand Rapids and D.J. Jacobetti homes for veterans shall provide to the subcommittees on military and veterans affairs, the senate and house fiscal agencies, and the state budget office the results of any annual or for-cause

survey conducted by the USDVA-VHA and any corresponding corrective action plan. This information shall also be made available publicly through the department's or MVAA's website.

(20) The MVAA shall provide to the legislature and the state budget office quarterly reports as provided in section 216 of this part regarding the status of Centers for Medicare and Medicaid certification efforts, including, but not limited to, descriptions of incremental milestones, associated expenditures, and the percentage of plan completed.

(21) From the funds appropriated in part 1 for Grand Rapids home for veterans video monitoring pilot project, \$275,000.00 may be expended for a member in-room safety monitoring pilot program at the Grand Rapids home for veterans. The purpose of the pilot program is to determine if a specific, existing video monitoring system can improve member safety and reduce fall rates at the Grand Rapids home for veterans. In order to achieve this goal, the MVAA may contract with a third party that has developed a best-in-class, continuous virtual patient engagement platform that enables both visual and audio monitoring of members. Prior to expending funds appropriated in part 1 for Grand Rapids home for veterans video monitoring pilot project, the MVAA shall provide a report, to include agency recommendations, to the subcommittees and the senate and house fiscal agencies regarding the feasibility of the pilot project with input from industry experts in this field.

Sec. 403. (1) From the increased funds appropriated in part 1 for D.J. Jacobetti home for veterans, the department shall pursue compliance with current Centers for Medicare and Medicaid Services certification standards. The purpose of this expansion is to obtain Centers for Medicare and Medicaid Services certification by October 1, 2018, to increase the ability to fully utilize all federal funding available to cover the cost of care of eligible veterans living at the D.J. Jacobetti home for veterans, and to improve overall quality of care for all veterans living at the D.J. Jacobetti home for veterans.

(2) If the department fails to achieve Centers for Medicare and Medicaid Services certification by October 1, 2018, the director shall submit a written report within 30 days of receiving notification that certification has been denied to the speaker of the house, the house minority leader, the senate majority leader, the senate minority leader, the chairs of the senate and house of representatives standing committees on appropriations, the chairs of the senate and house of representatives appropriations subcommittees on the department of military and veterans affairs, and the senate and house fiscal agencies. This report must provide detailed information, which includes, but is not limited to, all of the following:

(a) Reasons why the department failed to achieve Centers for Medicare and Medicaid Services certification by the date provided in subsection (1).

(b) A corrective action plan, which must include, but is not limited to, the following:

(i) A new date, proposed by the director, for anticipated Centers for Medicare and Medicaid Services certification.

(ii) All outstanding facility upgrades and personnel requirements, with associated cost projections, necessary to achieve Centers for Medicare and Medicaid Services certification by the date proposed by the director in subparagraph (i).

(3) The department shall identify specific outcomes and performance measures for this initiative, including, but not limited to, the following:

(a) The quality of care to members of the D.J. Jacobetti home for veterans shall increase as a result of increased direct care staffing ratios.

(b) The quality of the care environment at the D.J. Jacobetti home for veterans shall increase as a result of facility updates made according to Medicaid specifications to increase members' access to private and semi-private accommodations.

(c) The quality of care for members of the D.J. Jacobetti home for veterans shall increase as a result of increased ability efforts to implement long-term care, evidence-based best practices at the D.J. Jacobetti home for veterans.

(d) The collection of available federal Medicaid revenue shall increase as a result of Centers for Medicare and Medicaid certification.

(e) The fiscal stability of the D.J. Jacobetti home for veterans shall improve due to increased efforts to collect available federal revenue.

Sec. 404. The department shall ensure that the quality of care for members of the Grand Rapids and D.J. Jacobetti homes for veterans shall exceed the current quality of care for the full spectrum of health care services as a result of the upgrades made to the homes to meet the Centers for Medicare and Medicaid Services certification standards. The department shall provide a quarterly report as provided under section 216 of this part to the subcommittees, which contains evidence that the quality of care for the full spectrum of health care services has improved due to those upgrades.

Sec. 405. (1) The MVAA shall provide a report, as provided under section 216 of this part, on the financial status of the Michigan veterans' trust fund, including the number and amount of emergency grants, state administrative expenses, and county administrative expenses.

(2) The Michigan veterans' trust fund board together with the agency shall maintain the staffing and resources necessary to process a minimum of 2,000 applications for veterans' trust fund emergency grants.

Sec. 406. (1) The MVAA shall provide outreach services to Michigan veterans to advise them on the benefits to which they are entitled, as provided under Executive Reorganization Order No. 2013-2, MCL 32.92. The MVAA shall also do the following:

(a) Maintain the staffing partnerships and other resources necessary to develop and operate an outreach program that communicates benefit eligibility information to at least 50% of Michigan's population of veterans, as assessed by annual census estimates, with a goal of reaching 100% and enabling 100% to access benefit information online.

(b) Communicate veteran benefit information pertaining to the Michigan military family relief fund, Michigan veterans' trust fund, and USDVA health, financial, and memorial benefits to which veterans are entitled.

(c) Provide sufficient staffing and other resources to approve requests for military discharge certificates (DD-214) annually.

(d) Continue the process to digitize all medical records, military discharge documents, and burial records that are currently on paper and microfilm.

(e) Provide a report, as provided under section 216 of this part, on the MVAA's performance on the performance measures, outcomes, and initiatives developed by the agency in the strategic plan required by section 501 of 2013 PA 9.

(f) Provide a report to the subcommittees on military and veterans affairs, the senate and house fiscal agencies, and the state budget office no later than April 1 providing, to the extent known, data on the estimated number of homeless veterans, by county, in this state.

(2) From the funds appropriated in part 1, the MVAA shall provide for the regional coordination of services, as follows:

(a) Regional coordinators shall be selected by the MVAA through a grant agreement with VSOs or by other means.

(b) Regional coordinators shall provide the following services:

(i) Coordinate veteran benefit counselors' efforts throughout a specified region.

(ii) Coordinate services with the department of health and human services and the department of corrections.

(iii) Coordinate with regional workforce and economic development agencies.

(iv) Coordinate activities among local foundations, nonprofit organizations, and community groups to improve accessibility, enrollment, and utilization of the array of health care, education, employment assistance, and quality of life services provided at the local level.

(c) The MVAA may work with MVAA service officers, regional coordinators, county veteran counselors, VSO service officers, and other service providers to incorporate the provision of information relating to mental health care resources into their daily operations to aid veterans in understanding the mental health care support services they may be eligible to receive.

(d) The MVAA shall coordinate with the department of health and human services to identify Medicaid recipients who are veterans and who may be eligible for federal veterans health care benefits or other benefits, to the extent that the identification does not violate applicable confidentiality requirements.

(e) The MVAA shall collaborate with the department of corrections to create and maintain a process by which prisoners can obtain a copy of their DD-214 form or other military discharge documentation if necessary.

(f) The MVAA shall ensure that all MVAA service officers, VSO service officers, and regional coordinators receive appropriate training in processing applications for benefits payable to veterans due to military sexual trauma, post-traumatic stress disorder, depression, anxiety, substance abuse, or other mental health issues.

(3) The MVAA shall provide claims processing services to Michigan veterans in support of benefit claims submitted to the USDVA for the health, financial, and memorial benefits for which they are eligible, and shall do all of the following:

(a) Report the following information as provided in section 216 of this part:

(i) The number of benefit claims, by type, submitted to the USDVA by MVAA and coalition partner veteran service officers.

(ii) The number of fully developed claims submitted to the USDVA, with an overall goal of 40% of benefit claims submitted that are considered fully developed by the USDVA.

(b) Maintain the staffing and resources necessary to process a minimum of 500 claims per year.

(4) The MVAA shall maintain staffing and resources necessary to develop and implement a process to ensure that all county counselors receive the training and accreditation necessary to provide quality services to veterans. The MVAA shall report information as provided in section 216 of this part on the number and percentage of county veterans counselors requesting training by the MVAA, with an overall goal of 100% of county veterans counselors trained.

(5) From the funds appropriated in part 1 for targeted grants, the MVAA shall provide grant assistance to enhance the capacity and capabilities of counties in providing benefit claims assistance. These funds must be used to continue the implementation of an internet-based data system, to increase the number of county veterans counselors, and to increase the number of counties that provide service to veterans through county veterans counselors. The MVAA shall provide a report, as provided under section 216 of this part, on the expenditures and activities of the grant funds directed by this subsection.

(6) From the funds appropriated in part 1 for MVAA, the MVAA is authorized to expend up to \$50,000.00 to hire legal services to represent veterans benefit cases before federal court to maintain accreditation under 38 CFR 14.628(d)(1)(iv).

Sec. 407. (1) The MVAA shall disburse grants to achieve agency goals and performance objectives in partnership with counties and VSOs. Grants will be disbursed to fund programs and projects which are determined by the agency to meet agency performance objectives and ensure that grantees communicate the availability of emergency grants through the Michigan veterans' trust fund. In disbursing grants, the MVAA shall do the following:

(a) Ensure that each grantee is issued performance standards.

(b) Ensure that each grantee uses those funds for veterans advocacy and outreach.

- (c) Monitor the performance of each grantee.
- (d) Require each grantee to report quarterly on services provided to veterans and account for all grant fund expenditures.
- (e) Require that each grantee report quarterly on the number of claims initiated and the number of claims processed by the grantee.
- (f) Promulgate monthly benchmark requirements, based upon contractual obligations, that each grantee must meet and require each grantee to report on achieving the benchmark requirements quarterly to the MVAA, in order to ensure that each grantee meets MVAA veteran service goals.
- (g) Assess the accuracy rate of claims reported by grantees and the attendance rate of grantees, based upon contractual obligations.

(h) Ensure that each grantee adheres to the MVAA approved schedule of operations.

(i) Report quarterly to the subcommittees and senate and house fiscal agencies on grantee operations monitored under this subsection, as provided in section 216 of this part.

(2) Grants awarded by the MVAA shall provide for the following, as developed by the MVAA:

(a) The provision of service to veterans statewide, using a regional service delivery model, with services provided at specified locations and times, including service provided in state correctional facilities.

(b) The payment of an hourly service rate that shall not exceed \$34.00 per hour.

(c) A specified number of service hours within each geographic region of this state, with a statewide goal based on both appropriations for the fiscal year ending September 30, 2019 for the grant programs and the hourly service rate under subdivision (b). The statewide goal will include service hours provided to eligible incarcerated veterans within 1 year of their earliest release date.

(d) Use of an MVAA-designated internet-based claims data system.

(3) The MVAA shall report the following information as provided in section 216 of this part:

(a) A summary of activities supported through the appropriation in part 1 for grants, including, separately for each service region, the amount of expenditures to date, number of service hours, number of claims for benefits submitted by type of claim, and other information deemed appropriate by the MVAA.

(b) The number of fully developed claims, by type, submitted to the USDVA by grantees, with an overall goal of 40% of benefit claims submitted that are considered fully developed by the USDVA.

Sec. 408. (1) The Michigan veterans' trust fund board together with the MVAA shall provide emergency grants for disbursement from the Michigan veterans' trust fund, as provided under the following program authorities:

(a) Sections 37, 38, and 39 of article IX of the state constitution of 1963.

(b) 1946 (1st Ex Sess) PA 9, MCL 35.602 to 35.610.

(c) R 35.1 to R 35.7 of the Michigan Administrative Code.

(d) R 35.621 to R 35.623 of the Michigan Administrative Code.

(2) No later than December 1, the MVAA shall provide a detailed report of the Michigan veterans' trust fund that includes, for the immediately preceding fiscal year, information on grants provided from the emergency grant program, including details concerning the methodology of allocations, the selection of emergency grant program authorized agents, a description of how the emergency grant program is administered in each county, and a detailed breakdown of trust fund expenditures for that year, including the amount distributed to each county for administrative costs and emergency grants. The report shall also include the number of approved applications, by category of assistance, and the number of denied applications, by reason of denial. The report shall also provide an update on the department's efforts to reduce program administrative costs and maintain the Michigan veterans' trust fund corpus to its original amount of at least \$50,000,000.00.

(3) Any funds not expended or encumbered at the end of the current fiscal year shall be deposited into the Michigan veterans' trust fund corpus.

CAPITAL OUTLAY

Sec. 501. (1) The department shall provide for the acquisition and disposition of National Guard armories, facilities, and lands as provided under sections 368, 382, and 382a of the Michigan military act, 1967 PA 150, MCL 32.768, 32.782, and 32.782a.

(2) The department shall provide a listing of property sales and acquisitions as provided under section 216 of this part.

Sec. 502. (1) The appropriations in part 1 for special maintenance - National Guard shall be carried forward at the end of the fiscal year consistent with section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

(2) The appropriations for special maintenance - National Guard shall be expended in accordance with the requirements of sections 302 and 305 of this part and shall be expended according to the maintenance priorities of the department to repair and modernize military training sites and support facilities, including armories, which may include projects such as roof, HVAC, or boiler replacement, interior renovations, facility expansion, improvements to parking facilities, and other projects.

(3) The department shall provide a quarterly report as provided under section 216 of this part providing information on the status, projected costs, and projected completion date of current and planned special maintenance projects at the armories and other National Guard facilities funded from capital outlay appropriations made in part 1 and in prior appropriations years.

Sec. 503. (1) The appropriations in part 1 for special maintenance - veterans homes shall be carried forward at the end of the fiscal year consistent with section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

(2) The appropriations for special maintenance - veterans homes shall be expended in accordance with the requirements of section 402 of this part and shall be expended according to the maintenance priorities of the department to repair and modernize the state's veterans' homes, which may include projects such as roof, HVAC, or boiler replacement, interior renovations, facility expansion, improvements to parking facilities, and other projects designed to enhance the quality of life and medical care of members.

(3) The MVAA shall provide a quarterly report as provided under section 216 of this part providing information on the status, projected costs, and projected completion date of current and planned special maintenance projects at the Grand Rapids home for veterans and D.J. Jacobetti home for veterans funded from capital outlay appropriations made in part 1 and in prior appropriations years.

ONE-TIME APPROPRIATIONS

Sec. 601. (1) The appropriations in part 1 for armory maintenance shall be carried forward at the end of the fiscal year consistent with section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

(2) The appropriations for armory maintenance shall be expended in accordance with the requirements of sections 302 and 305 of this part and shall be expended according to the maintenance priorities of the department to repair and modernize military training sites and support facilities, including armories.

Sec. 602. (1) The appropriations in part 1 for Vietnam veterans outreach shall be used by the MVAA for outreach and awareness campaigns for targeting Vietnam veterans and their families, to locate and inform them that they are still eligible for health and other benefits from the USDVA, some of which have only recently been established, and to urge them to connect to their benefits with the assistance of an accredited veteran service officer. Outreach shall be accomplished through Vietnam veteran specific media campaigns and through the coordinated actions of veterans community action teams, veterans services officers, county veterans service officers, Michigan veterans trust fund county committees, central MVAA staff, and other organizations that can be recruited to join the effort.

(2) The Vietnam veterans outreach project shall include an advertising campaign to educate and inform Vietnam veterans and their eligible family members of benefits available that will reach 70% of the targeted audience 4 times each.

(3) The Vietnam veterans outreach project shall increase the engagement of Vietnam veterans and family members by increasing subscriptions to the MVAA Vietnam Quarterly newsletter by a minimum of 5% annually, by increasing calls from Vietnam veterans and family members to the Michigan veterans resource service center by a minimum of 3% annually, and by increasing the number of applications filed by Vietnam era veterans and eligible family members by a minimum of 3% annually.

(4) The MVAA shall assess the efficacy of the Vietnam veterans outreach program by comparing annual benchmarks based upon the stated goals in subsection (3) with the years immediately prior to the establishment of the program for which applicable data are available. The MVAA shall report to the subcommittees and the senate and house fiscal agencies on the assessment of the effectiveness of the program quarterly, as provided under section 216 of this part, on accomplishing the state goals, as well as upon the completion of the program.

(5) Unexpended and unencumbered appropriations for Vietnam veterans outreach shall not lapse to the general fund but shall be carried forward into the subsequent fiscal year.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS
FOR FISCAL YEAR 2019-2020

GENERAL SECTIONS

Sec. 701. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2020 for the line items listed in part 1. The fiscal year 2019-2020 appropriations are anticipated to be the same as those for fiscal year 2018-2019, excluding appropriations designated as one-time appropriations and adjusting for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2019 consensus revenue estimating conference.

Sec. 702. The veterans affairs agency shall provide the percentage of Michigan veterans contacted, with a goal of 100%, and report upon those outreach findings to the subcommittees on military and veterans affairs at quarterly legislative hearings.

Sec. 703. The veterans affairs agency shall maintain a minimum 50% fully developed claims as determined by the USDVA.

ARTICLE XV

DEPARTMENT OF NATURAL RESOURCES

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of natural resources for the fiscal year ending September 30, 2019, from the following funds:

**DEPARTMENT OF NATURAL RESOURCES
APPROPRIATION SUMMARY**

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

	For Fiscal Year Ending Sept. 30, 2019
Full-time equated classified positions	2,324.3
GROSS APPROPRIATION	\$ 438,442,800
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	232,200
ADJUSTED GROSS APPROPRIATION	\$ 438,210,600
Federal revenues:	
Total federal revenues.....	81,731,600
Special revenue funds:	
Total private revenues.....	7,431,400
Total other state restricted revenues	299,965,800
State general fund/general purpose	\$ 49,081,800
FUND SOURCE SUMMARY	
Full-time equated unclassified positions.....	6.0
Full-time equated classified positions	2,324.3
GROSS APPROPRIATION	\$ 438,442,800
Interdepartmental grant revenues:	
IDG, land acquisition services-to-work orders.....	232,200
Total interdepartmental grants and intradepartmental transfers	232,200
ADJUSTED GROSS APPROPRIATION	\$ 438,210,600
Federal revenues:	
Federal funds	78,038,100
Federal national forest timber fund	900,000
Michigan state waterways fund, federal.....	2,473,500
State park improvement, federal.....	320,000
Total federal revenues.....	81,731,600
Special revenue funds:	
Private funds.....	7,431,400
Total private revenues.....	7,431,400
Cervidae licensing and inspection fees	138,800
Commercial forest fund.....	26,600
Deer habitat reserve.....	2,153,300
Fire equipment fund	668,700
Fisheries settlement	629,200
Forest development fund	41,571,200
Forest land user charges	257,700
Forest recreation account.....	1,976,200
Game and fish protection fund.....	75,210,400
Great Lakes protection fund.....	529,500
Invasive species fund.....	100
Land exchange facilitation fund.....	5,021,400
Local public recreation facilities fund.....	1,876,100
Mackinac Island State Park fund.....	1,605,600
Mackinac Island State Park operation fund.....	128,500
MacMullan Conference Center account	1,169,800
Marine safety fund	3,752,400
Michigan heritage publications fund	22,300
Michigan historical center operations fund	807,300
Michigan natural resources trust fund.....	1,329,100
Michigan state parks endowment fund.....	26,856,800
Michigan state waterways fund.....	28,447,800
Michigan trailways fund.....	200
Nongame wildlife fund.....	486,200
Off-road vehicle safety education fund	203,700
Off-road vehicle trail improvement fund.....	8,397,300
Park improvement fund	64,356,300
Park improvement fund, Belle Isle subaccount.....	800,200

	For Fiscal Year Ending Sept. 30, 2019
Permanent snowmobile trail easement fund.....	700,000
Public use and replacement deed fees.....	28,200
Recreation improvement account.....	1,538,200
Recreation passport fees.....	12,348,600
Snowmobile registration fee revenue.....	1,198,500
Snowmobile trail improvement fund.....	10,146,500
Sportsmen against hunger fund.....	77,500
Turkey permit fees.....	1,026,900
Waterfowl fees.....	120,800
Waterfowl hunt stamp.....	1,000,000
Wildlife management public education fund.....	2,100,000
Wildlife resource protection fund.....	1,159,200
Youth hunting and fishing education and outreach fund.....	98,700
Total other state restricted revenues.....	299,965,800
State general fund/general purpose.....	\$ 49,081,800
Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT	
Full-time equated unclassified positions.....	6.0
Full-time equated classified positions.....	121.1
Unclassified salaries—6.0 FTE positions.....	\$ 792,200
Accounting service center.....	1,508,600
Executive direction—11.6 FTE positions.....	2,187,600
Finance and operations—105.5 FTE positions.....	16,802,500
Gifts and pass-through transactions.....	5,000,000
Legal services—4.0 FTE positions.....	650,700
Natural resources commission.....	77,100
Property management.....	3,875,300
GROSS APPROPRIATION.....	\$ 30,894,000
Appropriated from:	
Interdepartmental grant revenues:	
IDG, land acquisition services-to-work orders.....	232,200
Federal revenues:	
Federal funds.....	346,100
Special revenue funds:	
Private funds.....	5,000,000
Deer habitat reserve.....	159,500
Forest development fund.....	2,870,400
Forest land user charges.....	7,700
Forest recreation account.....	53,600
Game and fish protection fund.....	7,196,400
Land exchange facilitation fund.....	4,944,000
Local public recreation facilities fund.....	201,100
Marine safety fund.....	801,300
Michigan natural resources trust fund.....	1,306,800
Michigan state parks endowment fund.....	1,324,100
Michigan state waterways fund.....	789,400
Nongame wildlife fund.....	13,900
Off-road vehicle safety education fund.....	700
Off-road vehicle trail improvement fund.....	207,600
Park improvement fund.....	1,797,100
Public use and replacement deed fees.....	28,200
Recreation improvement account.....	84,700
Snowmobile registration fee revenue.....	50,000
Snowmobile trail improvement fund.....	126,500
Sportsmen against hunger fund.....	500
Turkey permit fees.....	79,400
Waterfowl fees.....	3,400

	For Fiscal Year Ending Sept. 30, 2019
Wildlife resource protection fund.....	42,600
State general fund/general purpose	\$ 3,226,800
Sec. 103. DEPARTMENT INITIATIVES	
Full-time equated classified positions	37.0
Great Lakes restoration initiative—11.0 FTE positions	\$ 11,339,900
Invasive species prevention and control—14.0 FTE positions.....	5,048,000
Michigan conservation corps.....	1,000,000
Office of the Great Lakes—12.0 FTE positions.....	2,237,800
GROSS APPROPRIATION	\$ 19,625,700
Appropriated from:	
Federal revenues:	
Federal funds.....	12,143,600
Special revenue funds:	
Great Lakes protection fund.....	504,500
State general fund/general purpose	\$ 6,977,600
Sec. 104. COMMUNICATION AND CUSTOMER SERVICES	
Full-time equated classified positions	135.3
Marketing and outreach—80.8 FTE positions.....	\$ 13,978,700
Michigan historical center—54.5 FTE positions.....	6,134,900
Michigan wildlife council.....	2,100,000
GROSS APPROPRIATION	\$ 22,213,600
Appropriated from:	
Federal revenues:	
Federal funds.....	1,337,100
State park improvement, federal.....	320,000
Special revenue funds:	
Private funds.....	396,200
Forest development fund	134,100
Forest recreation account.....	16,400
Game and fish protection fund.....	8,400,800
Land exchange facilitation fund.....	46,800
Marine safety fund	36,000
Michigan heritage publications fund.....	22,300
Michigan historical center operations fund.....	807,300
Michigan state parks endowment fund.....	90,400
Michigan state waterways fund.....	150,000
Nongame wildlife fund.....	10,800
Off-road vehicle trail improvement fund.....	38,400
Park improvement fund	2,857,600
Recreation passport fees.....	28,200
Snowmobile registration fee revenue	19,400
Snowmobile trail improvement fund.....	45,600
Sportsmen against hunger fund.....	76,400
Wildlife management public education fund.....	2,100,000
Youth hunting and fishing education and outreach fund.....	96,700
State general fund/general purpose	\$ 5,183,100
Sec. 105. WILDLIFE MANAGEMENT	
Full-time equated classified positions	230.5
Natural resources heritage—9.0 FTE positions.....	\$ 634,900
Wildlife management—221.5 FTE positions	44,917,900
GROSS APPROPRIATION	\$ 45,552,800
Appropriated from:	
Federal revenues:	
Federal funds.....	25,368,800
Special revenue funds:	
Private funds.....	315,700

	For Fiscal Year Ending Sept. 30, 2019
Cervidae licensing and inspection fees	85,400
Deer habitat reserve.....	1,732,200
Forest development fund	77,600
Game and fish protection fund.....	12,063,600
Nongame wildlife fund.....	431,000
Turkey permit fees.....	913,700
Waterfowl fees.....	114,100
State general fund/general purpose	\$ 4,450,700
Sec. 106. FISHERIES MANAGEMENT	
Full-time equated classified positions	223.5
Aquatic resource mitigation—2.0 FTE positions	\$ 629,300
Cormorant population mitigation program.....	150,000
Fish production—63.0 FTE positions	10,328,900
Fisheries resource management—158.5 FTE positions.....	21,063,600
GROSS APPROPRIATION	\$ 32,171,800
Appropriated from:	
Federal revenues:	
Federal funds.....	11,402,200
Special revenue funds:	
Private funds.....	136,700
Fisheries settlement	629,200
Game and fish protection fund.....	19,330,400
Invasive species fund.....	100
State general fund/general purpose	\$ 673,200
Sec. 107. LAW ENFORCEMENT	
Full-time equated classified positions	293.0
General law enforcement—293.0 FTE positions	\$ 44,284,200
GROSS APPROPRIATION	\$ 44,284,200
Appropriated from:	
Federal revenues:	
Federal funds.....	6,588,300
Special revenue funds:	
Cervidae licensing and inspection fees	53,400
Forest development fund	45,400
Forest recreation account.....	72,800
Game and fish protection fund.....	19,722,800
Marine safety fund	1,345,700
Michigan state parks endowment fund.....	71,400
Michigan state waterways fund.....	21,700
Off-road vehicle safety education fund	156,200
Off-road vehicle trail improvement fund.....	2,004,000
Park improvement fund	72,800
Snowmobile registration fee revenue	721,600
Wildlife resource protection fund.....	1,074,500
State general fund/general purpose	\$ 12,333,600
Sec. 108. PARKS AND RECREATION DIVISION	
Full-time equated classified positions	938.4
Forest recreation and trails—56.6 FTE positions.....	\$ 6,346,900
MacMullan Conference Center—15.0 FTE positions	1,169,800
Recreational boating—173.0 FTE positions.....	19,599,500
State parks—693.8 FTE positions.....	72,086,600
State parks improvement revenue bonds - debt service	1,195,700
GROSS APPROPRIATION	\$ 100,398,500
Appropriated from:	
Federal revenues:	
Federal funds.....	141,300

	For Fiscal Year Ending Sept. 30, 2019
Michigan state waterways fund, federal.....	1,630,500
Special revenue funds:	
Private funds.....	427,900
Forest recreation account.....	1,791,400
MacMullan Conference Center account.....	1,169,800
Michigan state parks endowment fund.....	21,307,600
Michigan state waterways fund.....	18,445,900
Michigan trailways fund.....	100
Off-road vehicle safety education fund.....	7,200
Off-road vehicle trail improvement fund.....	1,468,700
Park improvement fund.....	48,255,500
Park improvement fund, Belle Isle subaccount.....	800,200
Recreation improvement account.....	497,500
Recreation passport fees.....	320,400
Snowmobile registration fee revenue.....	15,800
Snowmobile trail improvement fund.....	1,609,600
State general fund/general purpose.....	\$ 2,509,100
Sec. 109. MACKINAC ISLAND STATE PARK COMMISSION	
Full-time equated classified positions.....	17.0
Historical facilities system—13.0 FTE positions.....	\$ 1,805,600
Mackinac Island State Park operations—4.0 FTE positions.....	334,400
GROSS APPROPRIATION.....	\$ 2,140,000
Appropriated from:	
Special revenue funds:	
Mackinac Island State Park fund.....	1,605,600
Mackinac Island State Park operation fund.....	128,500
State general fund/general purpose.....	\$ 405,900
Sec. 110. FOREST RESOURCES DIVISION	
Full-time equated classified positions.....	328.5
Adopt-a-forest program.....	\$ 25,000
Cooperative resource programs—11.0 FTE positions.....	1,567,900
Forest fire equipment.....	931,500
Forest management and timber market development—176.0 FTE positions.....	31,721,400
Forest management initiatives—8.5 FTE positions.....	874,900
Minerals management—19.0 FTE positions.....	2,881,000
Wildfire protection—114.0 FTE positions.....	14,028,600
GROSS APPROPRIATION.....	\$ 52,030,300
Appropriated from:	
Federal revenues:	
Federal funds.....	3,401,400
Federal national forest timber fund.....	900,000
Special revenue funds:	
Private funds.....	1,054,900
Commercial forest fund.....	24,500
Fire equipment fund.....	668,700
Forest development fund.....	33,314,700
Forest land user charges.....	226,100
Game and fish protection fund.....	1,966,500
Michigan state parks endowment fund.....	2,708,500
Michigan state waterways fund.....	51,600
State general fund/general purpose.....	\$ 7,713,400
Sec. 111. GRANTS	
Coastal management grants.....	\$ 1,250,000
Dam management grant program.....	350,000
Deer habitat improvement partnership initiative.....	200,000
Federal - clean vessel act grants.....	400,000

	For Fiscal Year Ending Sept. 30, 2019
Federal - forest stewardship grants.....	2,000,000
Federal - land and water conservation fund payments.....	2,566,900
Federal - rural community fire protection.....	400,000
Federal - urban forestry grants.....	900,000
Fisheries habitat improvement grants.....	1,250,000
Grants to communities - federal oil, gas, and timber payments	3,450,000
Grants to counties - marine safety	3,074,700
National recreational trails	3,900,000
Nonmotorized trail development and maintenance grants.....	350,000
Off-road vehicle safety training grants.....	29,200
Off-road vehicle trail improvement grants	4,656,800
Recreation improvement fund grants.....	907,100
Recreation passport local grants.....	1,675,000
Snowmobile law enforcement grants.....	380,100
Snowmobile local grants program.....	8,090,400
Trail easements.....	700,000
Wildlife habitat improvement grants	1,500,000
GROSS APPROPRIATION	\$ 38,030,200
Appropriated from:	
Federal revenues:	
Federal funds.....	16,434,300
Special revenue funds:	
Private funds.....	100,000
Deer habitat reserve.....	200,000
Game and fish protection fund.....	2,750,000
Local public recreation facilities fund.....	1,675,000
Marine safety fund	1,407,300
Off-road vehicle safety education fund	29,200
Off-road vehicle trail improvement fund.....	4,656,800
Permanent snowmobile trail easement fund.....	700,000
Recreation improvement account	907,100
Snowmobile registration fee revenue	380,100
Snowmobile trail improvement fund	8,090,400
State general fund/general purpose	\$ 700,000
Sec. 112. INFORMATION TECHNOLOGY	
Information technology services and projects.....	\$ 10,458,700
GROSS APPROPRIATION	\$ 10,458,700
Appropriated from:	
Special revenue funds:	
Commercial forest fund.....	2,100
Deer habitat reserve.....	61,600
Forest development fund	1,629,000
Forest land user charges	23,900
Forest recreation account.....	42,000
Game and fish protection fund.....	3,779,900
Great Lakes protection fund.....	25,000
Land exchange facilitation fund.....	30,600
Marine safety fund	162,100
Michigan natural resources trust fund.....	22,300
Michigan state parks endowment fund.....	1,354,800
Michigan state waterways fund.....	489,200
Michigan trailways fund.....	100
Nongame wildlife fund.....	30,500
Off-road vehicle safety education fund	10,400
Off-road vehicle trail improvement fund.....	21,800
Park improvement fund	1,373,300

	For Fiscal Year Ending Sept. 30, 2019
Recreation improvement account	48,900
Snowmobile registration fee revenue	11,600
Snowmobile trail improvement fund	74,400
Sportsmen against hunger fund	600
Turkey permit fees	33,800
Waterfowl fees	3,300
Wildlife resource protection fund	42,100
Youth hunting and fishing education and outreach fund	2,000
State general fund/general purpose	\$ 1,183,400
Sec. 113. CAPITAL OUTLAY	
(1) RECREATIONAL LANDS AND INFRASTRUCTURE	
Forest development infrastructure	\$ 3,500,000
State parks repair and maintenance	23,500,000
Wetland restoration, enhancement, and acquisition	1,000,000
GROSS APPROPRIATION	\$ 28,000,000
Appropriated from:	
Special revenue funds:	
Forest development fund	3,500,000
Park improvement fund	10,000,000
Recreation passport fees	12,000,000
Waterfowl hunt stamp	1,000,000
State general fund/general purpose	\$ 1,500,000
(2) WATERWAYS BOATING PROGRAM	
East Tawas State Harbor, Iosco County, harbormaster building and site improvements, phase III (total authorized cost is increased from \$5,920,000 to \$6,670,000; federal share is \$1,650,000; state share is increased from \$4,270,000 to \$5,020,000)	\$ 750,000
Elmwood Township Marina, Leelanau County, marina improvements (total authorized cost is \$1,202,200; state share is \$601,100; local share is \$601,100)	601,100
Local boating infrastructure maintenance and improvements	1,729,500
Ottawa Beach Marina, Ottawa County, marina improvements (total authorized cost is \$1,314,800; federal share is \$643,000; local share is \$671,800)	643,000
Presque Isle Marina, Marquette County, marina improvements (total authorized cost is \$1,123,800; state share is \$541,900; local share is \$581,900)	541,900
State boating infrastructure maintenance	5,952,500
GROSS APPROPRIATION	\$ 10,218,000
Appropriated from:	
Federal revenues:	
Federal funds	875,000
Michigan state waterways fund, federal	843,000
Special revenue funds:	
Michigan state waterways fund	8,500,000
State general fund/general purpose	\$ 0
Sec. 114. ONE-TIME BASIS ONLY APPROPRIATIONS	
Cooperative resource programs (one-time)	\$ 25,000
Dam management grant program (one-time)	1,500,000
Grindstone Harbor development grant	120,000
Lake level assessments	35,000
Legal services	37,500
Long Lake boat launch	142,500
Snowmobile trail groomer pilot	200,000
Swimmer's itch pilot program	250,000
Wildlife and fisheries health study	115,000
GROSS APPROPRIATION	\$ 2,425,000
Appropriated from:	
Special revenue funds:	
Snowmobile trail improvement fund	200,000
State general fund/general purpose	\$ 2,225,000

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2018-2019

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2018-2019 is \$349,047,600.00 and state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is \$9,475,200.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF NATURAL RESOURCES

Dam management grant program	\$	175,000
Dam management grant program (one-time)		1,500,000
Fisheries habitat improvement grants.....		125,000
Grants to counties - marine safety		1,407,300
Grindstone Harbor development grant		120,000
Long Lake boat launch.....		142,500
Nonmotorized trail development and maintenance grants.....		175,000
Off-road vehicle safety training grants.....		29,200
Off-road vehicle trail improvement grants		632,900
Recreation improvement fund grants.....		90,700
Recreation passport local grants.....		1,675,000
Snowmobile law enforcement grants.....		380,100
Wildlife habitat improvement grants		150,000
Elmwood Township Marina, Leelanau County		601,100
Local boating infrastructure maintenance and improvements.....		1,729,500
Presque Isle Marina, Marquette County.....		541,900
TOTAL.....	\$	9,475,200

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

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

- (a) "Department" means the department of natural resources.
- (b) "Director" means the director of the department.
- (c) "FTE" means full-time equated.
- (d) "IDG" means interdepartmental grant.

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

Sec. 205. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses if they are competitively priced and of comparable quality. In addition, preference should be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 206. The director shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. The director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

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

- (a) The dates of each travel occurrence.
- (b) The total transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

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

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

Sec. 210. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$3,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

- (a) Fiscal year-to-date expenditures by category.
- (b) Fiscal year-to-date expenditures by appropriation unit.
- (c) Fiscal year-to-date payments to a selected vendor, including the vendor name, payment date, payment amount, and payment description.
- (d) The number of active department employees by job classification.
- (e) Job specifications and wage rates.

Sec. 212. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the senate and house appropriations chairs, the senate and house appropriations subcommittees chairs, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2018 and September 30, 2019.

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

Sec. 214. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are estimated at \$47,662,000.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$21,973,000.00. Total agency appropriations for retiree health care legacy costs are estimated at \$25,689,000.00.

Sec. 215. Appropriations of state restricted game and fish protection funds have been made in the following amounts to the following departments and agencies:

Legislative auditor general	\$	32,000
Attorney general		766,300
Department of technology, management, and budget		482,100
Department of treasury		3,016,200

Sec. 216. Pursuant to section 43703(3) of the natural resources and environmental protection act, 1994 PA 451, MCL 324.43703, there is appropriated from the game and fish protection trust fund to the game and fish protection account of the Michigan conservation and recreation legacy fund, \$6,000,000.00 for the fiscal year ending September 30, 2019.

Sec. 220. The department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

DEPARTMENT INITIATIVES

Sec. 251. From the amounts appropriated in part 1 for invasive species prevention and control, the department shall allocate not less than \$3,600,000.00 for grants for the prevention, detection, eradication, and control of invasive species.

DEPARTMENT SUPPORT SERVICES

Sec. 302. The department may charge land acquisition projects appropriated for the fiscal year ending September 30, 2019, and for prior fiscal years, a standard percentage fee to recover actual costs, and may use the revenue derived to support the land acquisition service charges provided for in part 1.

Sec. 303. As appropriated in part 1, the department may charge both application fees and transaction fees related to the exchange or sale of state-owned land or rights in land authorized by part 21 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.2101 to 324.2162. The fees shall be set by the director at a rate that allows the department to recover its costs for providing these services.

COMMUNICATION AND CUSTOMER SERVICES

Sec. 408. By October 21, the department shall submit to the senate and house appropriations subcommittees on natural resources a report on all land transactions approved by the natural resources commission in the fiscal year ending September 30, 2018. For each land transaction, the report shall include the size of the parcel, the county and municipality in which the parcel is located, the dollar amount of the transaction, the fund source affected by the transaction, and whether the transaction is by purchase, public auction, transfer, exchange, or conveyance.

WILDLIFE DIVISION

Sec. 503. From the funds appropriated in part 1, the department shall produce a report detailing any efforts undertaken to enforce the invasive species order on swine raised under the husbandry of residents of this state. The report shall include fund sources used and the amount of expenditures and shall be submitted to the legislature by December 31.

Sec. 504. From the funds appropriated in part 1, the department shall provide a report to the legislature on the use of registration fees collected from privately owned cervid operations. Appropriations in part 1 from cervidae licensing and inspection fees shall not be used for anything other than work directly related to the regulation of privately owned cervid operations in this state.

FISHERIES DIVISION

Sec. 601. (1) From the appropriation in part 1 for aquatic resource mitigation, not more than \$758,000.00 shall be allocated for grants to watershed councils, resource development councils, soil conservation districts, local governmental units, and other nonprofit organizations for stream habitat stabilization and soil erosion control.

(2) The fisheries division in the department shall develop priority and cost estimates for all projects recommended for grants under subsection (1).

Sec. 602. As a condition of expenditure of fisheries management appropriations under part 1, the department of natural resources shall not impede the certification process for water control structures on Michigan waterways. The department of natural resources shall fund from funds appropriated in part 1 all non-water-quality studies or requirements that the department requests of either of the following:

(a) The department of environmental quality as a condition for issuance of a certification under section 401 of the federal water pollution control act, 33 USC 1341.

(b) The Federal Energy Regulatory Commission as a condition of licensing under the federal power act, 16 USC 791a to 825r.

Sec. 603. The department shall provide an annual report to the legislature on use of funding provided for cormorant management. The department shall use general fund/general purpose revenue for this purpose and submit revenue appropriated in part 1 for cormorant management to the United States Department of Agriculture Animal and Plant Health Inspection Service to allow for increased taking of cormorants and their nests. If any funds appropriated for cormorant management are retained by the department, or other funds become available for this purpose, the department shall use those funds to harass cormorants with the goal of reducing foraging attempts on fish populations.

FOREST RESOURCES DIVISION

Sec. 802. From the funds appropriated in part 1, the department shall provide quarterly reports on the number of acres of state forestland marked or treated for timber harvest to the senate and house appropriations subcommittees on natural resources and the standing committees of the senate and house of representatives with primary responsibility for natural resources issues. The department shall complete and deliver these reports by 45 days after the end of the fiscal quarter.

Sec. 803. In addition to the money appropriated in part 1, the department may receive and expend money from federal sources to provide response to wildfires as required by a compact with the federal government. If additional expenditure authorization is required, the department shall notify the state budget office that expenditure under this section is required. The department shall notify the house and senate appropriations subcommittees on natural resources and the house and senate fiscal agencies by November 1 of the expenditures under this section during the fiscal year ending September 30, 2018.

Sec. 807. (1) In addition to the funds appropriated in part 1, there is appropriated from the disaster and emergency contingency fund up to \$800,000.00 to cover department costs related to any disaster as defined in section 2 of the emergency management act, 1976 PA 390, MCL 30.402.

(2) Funds appropriated under subsection (1) shall not be expended unless the state budget director recommends the expenditure and the department notifies the house and senate committees on appropriations. By December 1 each year, the department shall provide a report to the senate and house fiscal agencies and the state budget office on the use of the disaster and emergency contingency fund during the prior fiscal year.

(3) If Federal Emergency Management Agency (FEMA) reimbursement is approved for costs paid from the disaster and emergency contingency fund, the federal revenue shall be deposited into the disaster and emergency contingency fund.

(4) Unexpended and unencumbered funds remaining in the disaster and emergency contingency fund at the close of the fiscal year shall not lapse to the general fund and shall be carried forward and be available for expenditures in subsequent fiscal years.

LAW ENFORCEMENT

Sec. 901. The appropriation in part 1 for snowmobile law enforcement grants shall be used by the department to provide grants to county law enforcement agencies to enforce part 821 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.82101 to 324.82161, including rules promulgated under that part and ordinances enacted pursuant to that part. The department shall consider the number of enforcement hours and the number of miles of snowmobile trails in each county in allocating these grants. Any funds not distributed to counties revert back to the snowmobile registration fee subaccount created under section 82111 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.82111. Counties shall provide semiannual reports to the department on the use of grant money received under this section.

Sec. 902. The department shall provide a report on the marine safety grant program to the senate and house appropriations subcommittees on natural resources and the senate and house fiscal agencies by December 1. The report shall include the following information for the preceding year: the total amount of revenue received for watercraft registrations, the amount deposited into the marine safety fund, and the expenditures made from the marine safety fund, including the amounts expended for department administration, other state agencies, the law enforcement division, and grants to counties. The report shall also include the distribution methodology used by the department to distribute the marine safety grants and a list of the grants and the amounts awarded by county.

GRANTS

Sec. 1001. Federal pass-through funds to local institutions and governments that are received in amounts in addition to those included in part 1 for grants to communities - federal oil, gas, and timber payments and that do not require additional state matching funds are appropriated for the purposes intended. By November 30, the department shall report to the senate and house appropriations subcommittees on natural resources, the senate and house fiscal agencies, and the state budget director on all amounts appropriated under this section during the fiscal year ending September 30, 2018.

Sec. 1002. From the funds appropriated in part 1 for off-road vehicle trail improvement grants, \$35,000.00 is designated to reimburse local units of government for costs related to seasonal law enforcement at Silver Lake.

CAPITAL OUTLAY

Sec. 1103. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

ONE-TIME BASIS ONLY APPROPRIATIONS

Sec. 1201. (1) The appropriation in part 1 for the swimmer's itch pilot program shall be distributed to a Michigan-based nonprofit organization for the purpose of pursuing comprehensive, science-based swimmer's itch mitigation and research by appropriately qualified subject matter experts. This appropriation may be used to reimburse costs incurred before the effective date of this act, and may be carried forward as a work project under the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

(2) By January 1 the department shall submit a report to the house and senate appropriations subcommittees on natural resources detailing data collected, program plan, and effectiveness measures of the swimmer's itch pilot program.

Sec. 1202. The funds appropriated in part 1 for lake level assessments are to reimburse local units of government for qualifying costs related to lake level assessments. The department may reimburse these costs without being compelled to do so by a court of law.

Sec. 1203. From the funds appropriated in part 1 for Long Lake boat launch, the department shall provide a grant to a local unit of government for the development of a boat launch at Long Lake in Alpena County.

Sec. 1204. From the funds appropriated in part 1 for Grindstone Harbor development grant, the department shall provide a grant to a local unit of government for planning and development costs at Grindstone Harbor in Huron County.

Sec. 1205. From the funds appropriated in part 1 for dam management grant program (one-time), \$1,500,000.00 shall be awarded to a city with a population over 185,000 and located in a county with a population between 600,000 and 610,000 for removal of dams in that city. This appropriation is a work project appropriation, and any unencumbered or unallotted funds are carried forward into the succeeding fiscal year. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the project to be carried forward is to remove dams in a city meeting the grant criteria.
- (b) The grantee will work with the department to establish a plan to complete the project.
- (c) The total estimated cost of the project is \$1,500,000.00.
- (d) The tentative completion date is September 30, 2023.

Sec. 1206. (1) From the funds appropriated in part 1 for wildlife and fisheries health study, the department shall investigate the effect of PFAS contamination on Michigan's wildlife and fisheries populations.

- (2) As used in this section, "PFAS" means perfluoroalkyl and polyfluoroalkyl substances.

Sec. 1207. The funds appropriated in part 1 for cooperative resource programs (one-time) are designated for the Wayne County soil mapping program.

ARTICLE XVI
DEPARTMENT OF STATE POLICE
PART 1
LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of state police for the fiscal year ending September 30, 2019, from the following funds:

DEPARTMENT OF STATE POLICE
APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	3.0	
Full-time equated classified positions	3,518.0	
GROSS APPROPRIATION		\$ 716,459,500
Interdepartmental grant revenues:		
IDG from department of corrections.....		344,200
IDG from department of state		378,500
IDG from department of technology, management, and budget		655,400
IDG from department of transportation.....		11,798,000
IDG from department of treasury.....		5,440,300
IDG from other restricted funding		2,601,500
Intradepartmental transfers		3,530,400
Total interdepartmental grants and intradepartmental transfers		24,748,300
ADJUSTED GROSS APPROPRIATION		\$ 691,711,200
Federal revenues:		
Other federal revenues.....		78,297,900
Total federal revenues.....		78,297,900
Special revenue funds:		
Local revenues.....		5,146,800
Total local revenues.....		5,146,800
Private revenues.....		115,000
Total private revenues.....		115,000
Michigan merit award trust fund.....		846,800
Other state restricted revenue		148,256,900
Total state restricted revenues		149,103,700
State general fund/general purpose		\$ 459,047,800
State general fund/general purpose schedule:		
Ongoing state general fund/general purpose	449,571,400	
One-time state general fund/general purpose	9,476,400	

Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT

Full-time equated unclassified positions.....	3.0	
Full-time equated classified positions	83.0	
Unclassified salaries—3.0 FTE positions.....		\$ 598,000
Accounting service center		1,081,200
Department services—58.0 FTE positions		8,937,500
Departmentwide.....		46,073,400
Executive direction—25.0 FTE positions.....		4,241,400
GROSS APPROPRIATION		\$ 60,931,500
Appropriated from:		
Interdepartmental grant revenues:		
IDG from department of corrections.....		26,000
IDG from department of state		1,400
IDG from department of transportation.....		3,900
IDG from department of treasury.....		116,200
IDG from other restricted funding		176,900
Intradepartmental transfers		38,200
Federal revenues:		
Other federal revenues.....		547,700
Special revenue funds:		
Local revenues.....		6,200
Michigan merit award trust fund.....		18,000
Other state restricted revenues		6,085,500
State general fund/general purpose		\$ 53,911,500

For Fiscal Year
Ending Sept. 30,
2019

Sec. 103. LAW ENFORCEMENT SERVICES

Full-time equated classified positions	533.0	
Biometrics and identification—57.0 FTE positions		\$ 9,955,500
Criminal justice information center—132.0 FTE positions		19,876,100
Forensic science—269.0 FTE positions		44,859,600
Grants and community services—20.0 FTE positions		16,752,600
Training—55.0 FTE positions		10,576,000
GROSS APPROPRIATION		\$ 102,019,800

Appropriated from:

Interdepartmental grant revenues:

IDG from department of corrections		318,200
IDG from department of state		373,300
IDG from department of transportation.....		1,213,200
IDG from other restricted funding		2,412,400
Intradepartmental transfers		750,000

Federal revenues:

Other federal funds.....		12,709,100
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Special revenue funds:

Local revenue funds		918,300
Private revenues		100,000
Other state restricted revenues		38,952,900
State general fund/general purpose		\$ 44,272,400

Sec. 104. MICHIGAN COMMISSION ON LAW ENFORCEMENT STANDARDS

Full-time equated classified positions	18.0	
Public safety officers benefit program—1.0 FTE position.....		\$ 301,600
Standards and training/justice training grants—17.0 FTE positions		11,780,100
Training only to local units		654,500
GROSS APPROPRIATION		\$ 12,736,200

Appropriated from:

Federal revenues:

Other federal revenues.....		250,000
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Special revenue funds:

Other state restricted revenues		10,997,000
State general fund/general purpose		\$ 1,489,200

Sec. 105. FIELD SERVICES

Full-time equated classified positions	2,275.0	
Investigative services—180.5 FTE positions.....		\$ 35,625,500
Post operations—2,064.5 FTE positions		316,269,000
Secure cities partnership—30.0 FTE positions		7,861,300
GROSS APPROPRIATION		\$ 359,755,800

Appropriated from:

Interdepartmental grant revenues:

IDG from department of treasury.....		5,127,300
Intradepartmental transfers		787,500

Federal revenues:

Other federal revenues.....		6,696,000
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Special revenue funds:

Local revenues.....		1,579,400
Michigan merit award trust fund.....		822,700
Other state restricted revenues		51,334,800
State general fund/general purpose		\$ 293,408,100

Sec. 106. SPECIALIZED SERVICES

Full-time equated classified positions	609.0	
Commercial vehicle enforcement—223.0 FTE positions.....		\$ 30,593,300
Emergency management and homeland security—64.0 FTE positions		15,808,700
Hazardous materials programs—25.0 FTE positions		28,031,500

	For Fiscal Year Ending Sept. 30, 2019
Highway safety planning—26.0 FTE positions.....	18,048,700
Intelligence operations—203.0 FTE positions	28,121,600
Secondary road patrol program—1.0 FTE position	11,072,200
Civil Air Patrol.....	20,000
Special operations—67.0 FTE positions	13,261,300
GROSS APPROPRIATION	\$ 144,957,300
Appropriated from:	
Interdepartmental grant revenues:	
IDG from department of technology, management, and budget	655,400
IDG from department of transportation.....	10,324,000
IDG from department of treasury.....	100,000
Intradepartmental transfers	1,933,900
Federal revenues:	
Other federal revenues.....	57,138,000
Special revenue funds:	
Local revenues.....	1,724,700
Private revenues.....	15,000
Other state restricted revenues	29,693,800
State general fund/general purpose	\$ 43,372,500
Sec. 107. INFORMATION TECHNOLOGY	
Information technology services and projects.....	\$ 26,582,500
GROSS APPROPRIATION	\$ 26,582,500
Appropriated from:	
Interdepartmental grant revenues:	
IDG from department of state	3,800
IDG from department of transportation.....	256,900
IDG from department of treasury.....	96,800
IDG from other restricted funding	12,200
Intradepartmental transfers	20,800
Federal revenues:	
Other federal revenues.....	957,100
Special revenue funds:	
Local revenues.....	918,200
Michigan merit award trust fund.....	6,100
Other state restricted revenues	11,192,900
State general fund/general purpose	\$ 13,117,700
Sec. 108. ONE-TIME ONLY APPROPRIATIONS	
Sexual assault prevention and education initiative.....	\$ 1,000,000
Michigan International Speedway traffic control	725,000
OK2SAY information technology upgrade.....	100
Trooper school.....	7,751,300
GROSS APPROPRIATION	\$ 9,476,400
Appropriated from:	
State general fund/general purpose	\$ 9,476,400

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2018-2019

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2018-2019 is \$608,151,500.00 and state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is \$14,231,300.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF STATE POLICE

Standards and training/justice training grants	\$ 2,615,300
Training only to local units	654,500
Secondary road patrol program.....	10,961,500
TOTAL.....	\$ 14,231,300

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

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

- (a) "CJIS" means Criminal Justice Information Systems.
- (b) "Core service" means that term as defined in section 373 of the management and budget act, 1984 PA 431, MCL 18.1373.
- (c) "Department" means the department of state police.
- (d) "Director" means the director of the department.
- (e) "DNA" means deoxyribonucleic acid.
- (f) "DTMB" means the department of technology, management, and budget.
- (g) "FTE" means full-time equated.
- (h) "IDG" means interdepartmental grant.
- (i) "MCOLES" means the Michigan commission on law enforcement standards.
- (j) "Subcommittees" means the subcommittees of the senate and house standing committees on appropriations with jurisdiction over the budget for the department.
- (k) "Support service" means an activity required to support the ongoing delivery of core services.

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

Sec. 205. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 206. The director shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. The director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services or supplies, or both.

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

- (a) The dates of each travel occurrence.
- (b) The transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

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

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

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

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$3,500,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$200,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 211. The department shall cooperate with the DTMB to maintain a searchable website accessible by the public at no cost that includes, but is not limited to, all of the following:

- (a) Fiscal year-to-date expenditures by category.
- (b) Fiscal year-to-date expenditures by appropriation unit.
- (c) Fiscal year-to-date payments to a selected vendor, including the vendor name, payment date, payment amount, and payment description.
- (d) The number of active department employees by job classification.
- (e) Job specifications and wage rates.

Sec. 212. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the senate and house appropriations chairs, the senate and house appropriations subcommittees chairs, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2018 and September 30, 2019.

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

Sec. 214. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are estimated at \$148,305,500.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$77,070,000.00. Total agency appropriations for retiree health care legacy costs are estimated at \$71,235,500.00.

Sec. 215. Based on the availability of federal funding and the demonstrated need as indicated by applications submitted to the state court administrative office, the department shall provide \$1,500,000.00 in Byrne justice assistance grant program funding to the judiciary by interdepartmental grant.

Sec. 216. A department or state agency shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 217. The department shall provide quarterly reports to the subcommittees, the senate and house fiscal agencies, and the state budget office that provide the following data:

- (a) A list of major work projects, including the status of each project.
- (b) The department's financial status, featuring a report of budgeted versus actual expenditures by part 1 line item including a year-end projection of budget requirements. If projected department budget requirements exceed the allocated budget, the report shall include a plan to reduce overall expenses while still satisfying specified service level requirements.
- (c) A report on the performance metrics cited or information required to be reported in this part, reasons for nonachievement of metric targets, and proposed corrective actions.

Sec. 218. The appropriations in part 1 are for the core services, support services, and work projects of the department, including, but not limited to, the following core services:

- (a) State security operations.
- (b) Training.
- (c) MCOLES.
- (d) CJIS.
- (e) Forensic analysis and biometric identification.
- (f) Post operations and investigative services.
- (g) Special operations.
- (h) Intelligence operations.
- (i) Commercial vehicle regulation and enforcement.
- (j) Emergency management and homeland security.
- (k) Highway safety planning.
- (l) Secondary road patrol program.

Sec. 219. The department shall notify the subcommittees, the chairpersons of the senate and house standing committees on appropriations, and the senate and house fiscal agencies not less than 90 days before recommending to close or consolidate any state police posts. The notification shall include a local and state impact study of the proposed post closure or consolidation.

Sec. 220. At least 90 days before beginning any effort to privatize, the department shall submit a complete project plan to the subcommittees and the senate and house fiscal agencies. The plan shall include the criteria under which the privatization initiative will be evaluated. The evaluation shall be completed and submitted to the subcommittees and the senate and house fiscal agencies within 30 months.

Sec. 221. (1) When the department provides contractual services to a local unit of government, the department shall be reimbursed for all costs incurred in providing the services, including, but not limited to, retirement and overtime costs.

(2) The department shall define service cost models for those services requiring reimbursement.

(3) Contractual services provided to an entity other than a local unit of government may be provided by department personnel, but only on an overtime basis outside the normal work schedule of the personnel.

(4) This section does not apply to services provided to state agencies.

(5) Revenues received for contractual or reimbursed services in excess of the appropriation in part 1 are appropriated and may be received and expended by the department for the purposes for which funds are received.

(6) If additional authorization is approved in the statewide integrated governmental management application (SIGMA) by the state budget office under this section, the department shall notify the subcommittees and the senate and house fiscal agencies within 10 days after the approval. The notification shall include the amount and funding source of the additional authorization, the date of its approval, and the projected use of funds to be expended.

Sec. 222. The department shall serve as an active liaison between the DTMB and state, local, regional, and federal public safety agencies on matters pertaining to the Michigan public safety communications system and shall report user issues to the DTMB.

Sec. 223. The department may establish and collect fees for publications, videos, conferences, workshops, and related materials. Collected fees shall be used to offset expenditures for costs of the publications, videos, workshops, conferences, and related materials. The department shall not collect fees under this section that exceed the cost of the expenditures.

Sec. 224. Money privately donated to the department is appropriated under part 1 to be used for the purposes designated by the donor of the money, if specified.

Sec. 225. (1) Federal revenues authorized by and available from the federal government in excess of the appropriation in part 1 are appropriated and may be received and expended by the department for purposes authorized under state law and subject to federal requirements.

(2) The department shall notify the subcommittees and the senate and house fiscal agencies before expending federal revenues received and appropriated under subsection (1).

(3) If additional authorization is approved in the statewide integrated governmental management application (SIGMA) by the state budget office under this section, the department shall notify the subcommittees and the senate and house fiscal agencies within 10 days after the approval. The notification shall include the amount and funding source of the additional authorization, the date of its approval, and the projected use of funds to be expended.

DEPARTMENTAL ADMINISTRATION AND SUPPORT

Sec. 301. (1) The department shall provide security services at the State Capitol Complex facilities and the State Secondary Complex as provided under section 6c of 1935 PA 59, MCL 28.6c.

(2) The department shall maintain the staff and resources necessary to respond to emergencies at the State Capitol Complex, State Secondary Complex, House Office Building, Binsfeld Office Building, Capitol parking lot, Townsend Parking Ramp, the Roosevelt Parking Ramp, and other areas as directed.

(3) The department may develop a phased approach for improving security at the Capitol Building.

(4) The department shall maintain a goal of annually conducting 35,000 property inspections of state owned and leased facilities.

LAW ENFORCEMENT SERVICES

Sec. 401. (1) The department shall develop and deliver professional, innovative, and quality training that supports the enforcement and public safety efforts of the criminal justice community.

(2) The department shall provide performance data as provided under section 217 of this part for average classroom occupancy rate, with an annual goal of at least 55%.

(3) The department shall submit a report to the subcommittees and the senate and house fiscal agencies within 60 days of the conclusion of any trooper, motor carrier, or state properties security recruit school. The report shall include the following:

(a) The number of veterans and the number of MCOLES-certified police officers who were admitted to and the number who graduated from the recruit school.

(b) The total number of recruits who were admitted to the school, the number of recruits who graduated from the school, and the location at which each of these recruits is assigned.

(4) The department shall distribute and review course evaluations to ensure that quality training is provided.

Sec. 402. (1) In accordance with applicable state and federal laws and regulations, the department shall maintain and ensure compliance with CJIS databases and applications in the support of public safety and law enforcement communities.

(2) The department shall improve the accuracy, timeliness, and completeness of criminal history information by conducting a minimum of 30 outreach activities targeted to criminal justice agencies.

(3) The department shall provide for the compilation of crime statistics consistent with the uniform crime reporting (UCR) program and the national incident-based report system (NIBRS).

(4) The department shall provide for the compilation and evaluation of traffic crash reports and the maintenance of the state accident data collection system.

(5) The department shall make individual traffic crash reports available for a fee of \$10.00 per incident. The department may also sell an extract of electronic traffic crash data for a fee of \$0.25 per incident, provided that the name, address, and any other personal identifying information have been excluded.

(6) In accordance with applicable state and federal laws and regulations, the department shall provide for the maintenance and dissemination of criminal history records and juvenile records, including to the extent necessary to

exchange criminal history records information with the Federal Bureau of Investigation and other states through the interstate identification index, the National Crime Information Center, and other federal CJIS databases and indices.

(7) In accordance with applicable state and federal laws, the department shall provide for the maintenance of records, including criminal history records regarding firearms licensure.

(8) The department shall provide to the legislature a report on concealed pistol licensing not later than December 1, 2019 that includes all of the following:

(a) The department's actual revenue received from fees paid for concealed pistol license (CPL) applications for fiscal year 2018-2019 and the uses of that revenue.

(b) The department's fiscal year 2018-2019 costs for administering its concealed pistol licensing responsibilities under 1927 PA 372, MCL 28.421 to 28.435, but not including costs related to the administration of other state statutes, or requirements of federal law.

(9) The department shall provide information on the number of background checks processed through the internet criminal history access tool (ICHAT) as provided in section 217 of this part.

(10) The following unexpended and unencumbered revenues deposited into the criminal justice information center service fees shall not lapse to the general fund, but shall be carried forward into the subsequent fiscal year:

(a) Fees for fingerprinting and criminal record checks and name-based criminal record checks under 1935 PA 120, MCL 28.271 to 28.274.

(b) Fees for application and licensing for initial and renewal concealed pistol licenses under 1927 PA 372, MCL 28.421 to 28.435.

(c) Fees for searching, copying, and providing public records under the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

(d) Revenue from other sources, including, but not limited to, investment and interest earnings.

(11) Unexpended and unencumbered revenue generated by state records management system fees shall not lapse to the general fund, but shall be carried forward into the subsequent fiscal year.

Sec. 403. (1) The department shall provide forensic testing services to aid in criminal investigations.

(2) The department shall ensure its ability to maintain accreditation by a federally designated accrediting agency, as provided under 34 USC 12592.

(3) The department shall provide forensic science services with an average turnaround time of 55 days, assuming an annual caseload volume commensurate with that received in fiscal year 2012-2013, and shall achieve a goal of a 30-day average turnaround time across all forensic science disciplines.

(4) The department shall provide the following data as provided in section 217 of this part:

(a) The average turnaround time for processing forensic evidence across all disciplines.

(b) Forensic laboratory staffing levels, including scientists in training, and vacancies.

(c) The number of backlogged cases in each discipline.

(5) The department shall provide for the forensic testing and analysis/profiling of DNA evidence to aid criminal investigations by law enforcement agencies in this state.

Sec. 404. (1) The biometrics and identification division shall house and manage the automated fingerprint identification system, the statewide network of agency photographs, and combined offender DNA index system biometric databases.

(2) The department shall provide data on the number of 10-print and palm-print submissions to the database, with a goal of at least 97% of submissions provided electronically as provided in section 217 of this part.

(3) The department shall maintain the staffing and resources necessary to have a 28-day average wait time for scheduling a polygraph examination, assuming an annual caseload received commensurate with fiscal year 2012-2013, with a goal of achieving a 15-day average wait time.

(4) If changes are made to the department's protocol for retaining and purging DNA analysis samples and records, the department shall post a copy of the protocol changes on the department's website.

Sec. 405. Not later than December 1, the department shall submit a report to the subcommittees and senate and house fiscal agencies that includes, but is not limited to, all of the following information:

(a) Sexual assault kit analysis backlog at the beginning of the prior fiscal year.

(b) The number of sexual assault kits collected or submitted for analysis during the prior fiscal year.

(c) The number of sexual assault kits analyzed and the number of associated DNA profiles created and uploaded during the prior fiscal year.

(d) Sexual assault kit analysis backlog at the ending of the prior fiscal year.

(e) The average turnaround time to analyze sexual assault kits and to create and upload associated DNA profiles for the prior fiscal year.

Sec. 406. The department shall provide administrative support for the following grant and community service programs:

(a) The operations of the automobile theft prevention authority.

(b) Administration of the Edward Byrne memorial justice assistance program and other grant programs as well as the department's community policing efforts.

(c) Oversight and administration of 9-1-1 operations statewide.

Sec. 407. No later than March 30, the department shall report annually to the legislature and the house and senate fiscal agencies a school safety report, to include the following:

(a) The status of school safety grants issued by the grants and community services unit, including grant amounts awarded to each school district for school safety grants for school safety improvements. This information shall also be provided on a quarterly basis, as provided under section 217 of this part.

(b) Reports of incidences of school violence or threats reported to the state police by local law enforcement or local school districts, or received through the Michigan incident crime report (MICR).

(c) Reports of OK2SAY-based incidences and activities, as provided to the department of attorney general.

(d) Based upon an evaluation of incidents of school safety and analysis of school safety grants, provide recommendations on best practices and other safety measures to ensure school safety in this state.

MICHIGAN COMMISSION ON LAW ENFORCEMENT STANDARDS

Sec. 501. (1) MCOLES shall establish standards for the selection, employment, training, education, licensing, and revocation of all law enforcement officers and provide the basic law enforcement training curriculum for law enforcement training academy programs statewide.

(2) MCOLES shall maintain staffing and resources necessary to update law enforcement standards within 120 days of the enactment date of any new legislation.

FIELD SERVICES

Sec. 601. (1) Department enlisted personnel who are employed to enforce traffic laws as provided in section 629e of the Michigan vehicle code, 1949 PA 300, MCL 257.629e, are not prohibited from responding to crimes in progress or other emergency situations and are responsible for making every effort to protect all residents of this state.

(2) The department shall maintain the staffing and resources necessary to continually work to enhance traffic safety throughout this state and shall dedicate a minimum of 455,200 hours to statewide patrol, of which a minimum of 40,000 shall be committed to distressed cities in this state, and a minimum of 2,000 shall be committed to Belle Isle. The department shall work to improve public safety efforts within distressed cities by enhancing data analysis capabilities and identifying crime trends and areas with high occurrence of crime.

(3) The department shall maintain the staffing and resources necessary to perform activities to maintain a 93% compliance rate for reporting by registered sex offenders.

(4) The department shall submit a report on or before April 15 to the subcommittees and senate and house fiscal agencies regarding the secure cities partnership during the prior calendar year.

Sec. 602. (1) The department shall identify and apprehend criminals through criminal investigations in this state.

(2) The department shall maintain the staffing and resources necessary to provide a comparable number of hours investigating crimes as those performed in fiscal year 2012-2013.

(3) The department shall maintain the staffing and resources necessary to annually meet or exceed a case clearance rate of 62%.

(4) The department shall annually provide 4 training opportunities to local law enforcement partners with the goal of increasing their knowledge of gambling laws, trends, legal issues, and opioid-related investigations.

(5) The department shall maintain the staffing and resources necessary to increase the number of opioid-related investigations by 20% above the number of those investigations conducted in the 2014-2015 fiscal year conducted by multijurisdictional task forces and hometown security teams. The department shall work to enhance investigative and drug interdiction efforts by enhancing data analysis capabilities and linking investigations among multijurisdictional task forces and hometown security teams.

Sec. 603. (1) The department shall provide protection to this state, its economy, welfare, and vital state-sponsored programs through the prevention and suppression of organized smuggling of untaxed tobacco products in the state, through enforcement of the tobacco products tax act, 1993 PA 327, MCL 205.421 to 205.436, and other laws pertaining to combating criminal activity in this state, by maintaining a tobacco tax enforcement unit.

(2) The department shall submit an annual report on December 1 to the subcommittees, the senate and house appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office that details expenditures and activities related to tobacco tax enforcement for the prior fiscal year.

(3) The tobacco tax enforcement unit shall dedicate a minimum of 16,600 hours to tobacco tax enforcement.

Sec. 604. (1) The department shall provide fire investigation services to citizens of this state through training and investigative assistance to public safety agencies in this state.

(2) The department shall maintain the staffing and resources necessary to maintain readiness to respond appropriately to at least the number of requests for fire investigation services that occurred in fiscal year 2010-2011 and shall be available for call out statewide 100% of the time.

SPECIALIZED SERVICES

Sec. 701. (1) The department shall operate the Michigan intelligence operation center for homeland security as the state's primary federally designated fusion center to receive, analyze, gather, and disseminate threat-related information among federal, state, local, tribal, and private sector partners.

(2) The department shall ensure public safety by providing public and private sector partners with timely and accurate information regarding critical information key resource threats as reported to or discovered by the Michigan intelligence operations center for homeland security and shall increase public awareness on how to report suspicious activity through website or telephone communications.

(3) The department shall maintain the staffing and resources necessary to support the cyber section, including the Michigan cyber command center, the computer crimes unit, and the internet crimes against children task force. The department shall maintain the staffing and resources necessary to increase the number of cases completed by the computer crimes unit by 40% above the number of cases completed in the 2014-2015 fiscal year. The unit shall pursue process improvement initiatives to effectively utilize staff resources in providing investigatory assistance and evidentiary analysis for law enforcement and criminal justice agencies statewide. The department shall maintain the staffing and resources necessary to increase the Michigan cyber command center casework by 25% above the level of activity in the 2017-2018 fiscal year.

(4) The department shall maintain the staffing and resources necessary to provide digital forensic analysis services with a goal of decreasing backlogs of digital forensic analysis cases annually until the department maintains a 60-day turnaround time.

Sec. 702. (1) The department shall provide specialized services in support of, and to enhance, local, state, and federal law enforcement operations within this state in accordance with all applicable state and federal laws and regulations.

(2) The department shall maintain the staffing and resources necessary to provide training to maintain readiness to respond appropriately to at least the number of requests for specialty services which occurred in fiscal year 2010-2011.

(3) The canine unit shall be available for call out statewide 100% of the time.

(4) The bomb squad unit shall be available for call out statewide 100% of the time.

(5) The emergency support teams shall be available for call out statewide 100% of the time.

(6) The marine services team shall be available for call out statewide 100% of the time.

(7) Aviation services shall be available for call out statewide 100% of the time, unless prohibited by weather or unexpected mechanical breakdowns.

(8) The department shall prepare a report to the legislature that evaluates law enforcement issues related to the use of drones, including existing local, state, and federal laws and regulations regarding their use, any input that the department may have to offer as to the efficacy of those laws, and department-recommended drone law/regulation enforcement policies that could be established as Michigan law enforcement best practices. This report shall be transmitted to the chairpersons of the senate and house appropriations subcommittees, and the senate and house fiscal agencies no later than April 2, 2019.

Sec. 703. (1) The department shall maintain commercial vehicle regulation, school bus inspections, and enforcement activities, including enforcement of requirements concerning size, weight, and load restrictions; operating authority; registration; fuel taxes; transportation of hazardous materials; operations of new entrants; and commercial driver's licenses.

(2) The department shall maintain the staffing and resources necessary to meet inspection goals consistent with the department's federal motor carrier assistance program activities.

(3) Revenue collected under the motor carrier act, 1933 PA 254, MCL 475.1 to 479.42, shall be expended in accordance with that act. Unexpended and unencumbered revenues shall not lapse to the general fund but shall be carried forward into the subsequent fiscal year.

Sec. 704. (1) The department shall coordinate the mitigation, preparation, response, and recovery activities of municipal, county, state, and federal governments, and other governmental entities, for all hazards, disasters, and emergencies.

(2) The state director of emergency management may expend money appropriated under part 1 to call upon any agency or department of the state or any resource of the state to protect life or property or to provide for the health or safety of the population in any area of the state in which the governor proclaims a state of emergency or state of disaster under 1945 PA 302, MCL 10.31 to 10.33, or under the emergency management act, 1976 PA 390, MCL 30.401 to 30.421. The state director of emergency management may expend the amounts the director considers necessary to accomplish these purposes. The director shall submit to the state budget director as soon as possible a complete report of all actions taken under the authority of this section. The report shall contain, as a separate item, a statement of all money expended that is not reimbursable from federal money. The state budget director shall review the expenditures and submit recommendations to the legislature in regard to any possible need for a supplemental appropriation.

(3) In addition to the money appropriated in part 1, the department may receive and expend money from local, private, federal, or state sources for the purpose of providing emergency management training to local or private interests and for the purpose of supporting emergency preparedness, response, recovery, and mitigation activity. If additional expenditure authorization in the statewide integrated governmental management application (SIGMA) is approved by the state budget office under this section, the department and the state budget office shall notify the subcommittees and the senate and house fiscal agencies within 10 days after the approval. The notification shall include the amount and source and the additional authorization, the date of its approval, and the projected use of funds to be expended under the authorization.

- (4) The department shall foster, promote, and maintain partnerships to protect this state and homeland from all hazards.
- (5) The department shall maintain the staffing and resources necessary to do all of the following:
- (a) Serve approximately 105 local emergency management preparedness programs and 88 local emergency planning committees in this state.
- (b) Operate and maintain the state's emergency operations center and provide command and control in support of emergency response services.
- (c) Maintain readiness, including training and equipment to respond to civil disorders and natural disasters commensurate with the capabilities of fiscal year 2010-2011.
- (d) Perform hazardous materials response training.
- (6) The department shall conduct a minimum of 3 training sessions to enhance safe response in the event of natural or manmade incidents, emergencies, or disasters.
- (7) In addition to the funds appropriated in part 1, there is appropriated from the disaster and emergency contingency fund an amount necessary to cover costs related to any disaster or emergency as defined in the emergency management act, 1976 PA 390, MCL 30.401 to 30.421. Funds shall be expended as provided under sections 18 and 19 of the emergency management act, 1976 PA 390, MCL 30.418 and 30.419, and R 30.51 to R 30.61 of the Michigan Administrative Code.
- (8) Funds in the disaster and emergency contingency fund shall not be expended unless the state budget director approves the expenditure and the department and the state budget office notify the senate and house appropriations committees. If expenditures are made from the disaster and emergency contingency fund during a month, the department shall submit monthly reports to the senate and house fiscal agencies detailing the purpose of the expenditures. These monthly reports shall be submitted within 30 days after the end of the month during which funds from the disaster and emergency contingency fund were expended.
- (9) Upon the declaration of a state of emergency or disaster by the governor under section 3 of the emergency management act, 1976 PA 390, MCL 30.403, approval of the state budget director, and notification of the subcommittees and senate and house fiscal agencies, the director may expend funds appropriated from any source to any line item within part 1 for the purpose of paying the necessary and reasonable expenses incurred by the department in responding to or mitigating the effects of any emergency or disaster as those terms are defined in section 2 of the emergency management act, 1976 PA 390, MCL 30.402.
- (10) The department shall track and report on a quarterly basis, as provided in section 217 of this part, the status of the department's assessment of critical infrastructure vulnerabilities, including the protection status of critical infrastructure items identified by the assessment.

Sec. 705. The department shall provide for the planning, administration, and implementation of highway traffic safety programs to save lives and reduce injuries on roads in this state in partnership with other public and private organizations.

Sec. 706. (1) The department shall provide funding to county sheriff departments to patrol secondary roads.

(2) The sheriffs' duties under the secondary road patrol program, as outlined in section 76(2) of 1846 RS 14, MCL 51.76, are to patrol and monitor traffic violations; to enforce the criminal laws of this state, violations of which are observed by or brought to the attention of the sheriff's department while patrolling and monitoring secondary roads; to investigate accidents involving motor vehicles; and to provide emergency assistance to persons on or near a highway or road the sheriff is patrolling and monitoring.

(3) The department shall provide the following information on secondary road patrol activities supported by appropriations in part 1:

(a) The number of funded full-time equivalent county sheriff secondary road patrol deputies.

(b) The number of hours dedicated to patrol under the secondary road patrol program, with an annual goal of at least 178,000 hours.

(4) The information required to be reported under subsection (3) shall be reported on an annual basis.

ONE-TIME APPROPRIATIONS

Sec. 901. (1) Funding provided in part 1 for sexual assault prevention and education initiative shall be used to provide and administer grants to public or nonpublic community colleges, colleges, and universities with a physical presence in this state to address campus sexual assault issues to improve the safety and security of students, faculty, and staff in campus environments in this state.

(2) Grant funds awarded shall support sexual assault programs, including education, awareness, prevention, reporting, bystander intervention programs, peer advocacy groups, and student organizations dedicated to campus sexual assault prevention and other actions covered by title IX protections.

(3) The department shall issue awards no later than December 1, 2018, with a grant period of 1 year.

(4) The department shall report on grant activities to the subcommittees, the senate and house appropriations subcommittees on higher education, and the state budget office by February 28, 2020.

(5) The unexpended funds appropriated in part 1 for sexual assault prevention and education initiative are designated as work project appropriations. Any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and

shall be eligible for expenditure for projects under this section until the projects have been completed. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the project is to provide grants for sexual assault education, awareness, prevention, reporting, bystander intervention programs, peer advocacy groups, and student organizations dedicated to campus sexual assault prevention and other actions covered by title IX protections. The student organizations may be provided funds to support and develop advocacy groups and act on issues related to prevention of sexual assault, including, but not limited to, student outreach, supporting survivors of sexual assault, and advocating for campus improvements such as additional lighting.
- (b) The project will be accomplished by grants to eligible community colleges, colleges, and universities.
- (c) The total estimated cost of the project is \$1,000,000.00.
- (d) The estimated completion date is September 30, 2020.

PART 2A
PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS
FOR FISCAL YEAR 2019-2020

GENERAL SECTIONS

Sec. 1001. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2020 for the line items listed in part 1. The fiscal year 2019-2020 appropriations are anticipated to be the same as those for fiscal year 2018-2019, excluding appropriations designated as one-time appropriations and adjusting for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2019 consensus revenue estimating conference.

ARTICLE XVII
STATE TRANSPORTATION DEPARTMENT
PART 1
LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the state transportation department for the fiscal year ending September 30, 2019, from the following funds:

**STATE TRANSPORTATION DEPARTMENT
APPROPRIATION SUMMARY**

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	2,818.3	
GROSS APPROPRIATION		\$ 4,843,089,900
Total interdepartmental grants and intradepartmental transfers		4,092,500
ADJUSTED GROSS APPROPRIATION		\$ 4,838,997,400
Federal revenues:		
Federal aid - transportation programs		1,318,271,700
Total federal revenues.....		1,318,271,700
Special revenue funds:		
Local revenues.....		50,532,000
Private revenues.....		900,000
Total local and private revenues		51,432,000
Blue Water Bridge fund.....		24,575,400
Comprehensive transportation fund.....		352,756,000
Economic development fund		55,368,000
Intercity bus equipment and facility fund		100,000
Local bridge fund		30,716,500
Michigan transportation fund		1,592,666,600
Qualified airport fund.....		5,525,000
Rail freight fund.....		6,000,000
State aeronautics fund		15,924,200
State trunkline fund.....		1,085,662,000
Total other state restricted revenues		3,169,293,700
State general fund/general purpose		\$ 300,000,000
State general fund/general purpose schedule:		
Ongoing state general fund/general purpose	0	
One-time state general fund/general purpose	300,000,000	
Sec. 102. DEBT SERVICE		
Airport safety and protection plan.....		\$ 3,437,900
Blue Water Bridge fund.....		7,106,300
Comprehensive transportation		19,401,500

	For Fiscal Year Ending Sept. 30, 2019
Economic development.....	11,595,300
Local bridge fund.....	2,315,700
State trunkline	175,580,400
GROSS APPROPRIATION	\$ 219,437,100
Appropriated from:	
Federal revenues:	
Federal aid - transportation programs	35,863,400
Special revenue funds:	
Blue Water Bridge fund.....	7,106,300
Comprehensive transportation fund.....	19,401,500
Economic development fund	11,595,300
Local bridge fund	2,315,700
State aeronautics fund	3,437,900
State trunkline fund	139,717,000
State general fund/general purpose	\$ 0

Sec. 103. COLLECTION, ENFORCEMENT, AND OTHER AGENCY SUPPORT

SERVICES

CTF grant to civil service commission	\$ 250,000
CTF grant to department of attorney general.....	205,600
CTF grant to department of treasury.....	16,300
CTF grant to legislative auditor general.....	39,800
CTF grant to department of technology, management, and budget	55,900
MTF grant to department of environmental quality.....	1,367,600
MTF grant to department of treasury.....	2,744,900
MTF grant to legislative auditor general.....	322,100
MTF grant to department of state for collection of revenue and fees	20,000,000
SAF grant to civil service commission	150,000
SAF grant to department of attorney general.....	181,500
SAF grant to department of treasury.....	74,000
SAF grant to legislative auditor general.....	31,000
SAF grant to department of technology, management, and budget	40,800
STF grant to civil service commission.....	6,197,000
STF grant to department of attorney general	2,476,400
STF grant to department of state police.....	11,798,000
STF grant to department of treasury	156,900
STF grant to legislative auditor general	748,200
STF grant to department of technology, management, and budget.....	1,538,600
GROSS APPROPRIATION	\$ 48,394,600

Appropriated from:

Special revenue funds:	
Comprehensive transportation fund.....	567,600
Michigan transportation fund	24,434,600
State aeronautics fund	477,300
State trunkline fund.....	22,915,100
State general fund/general purpose	\$ 0

Sec. 104. DEPARTMENTAL ADMINISTRATION AND SUPPORT

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	252.3	
Unclassified salaries—6.0 FTE positions.....		\$ 792,100
Asset management council.....		1,876,400
Business support services—42.0 FTE positions.....		6,667,100
Commission audit and support services—29.3 FTE positions.....		3,423,200
Economic development and enhancement programs—10.0 FTE positions.....		1,669,600
Finance, contracts, and support services—171.0 FTE positions.....		21,781,700
Property management.....		7,192,800
Worker's compensation.....		1,639,200
GROSS APPROPRIATION		\$ 45,042,100

	For Fiscal Year Ending Sept. 30, 2019
Appropriated from:	
IDG for accounting service center user charges	4,092,500
Special revenue funds:	
Comprehensive transportation fund	1,566,600
Economic development fund	386,200
Michigan transportation fund	4,260,600
State aeronautics fund	710,700
State trunkline fund	34,025,500
State general fund/general purpose	\$ 0
Sec. 105. INFORMATION TECHNOLOGY	
Information technology services and projects	\$ 35,739,400
GROSS APPROPRIATION	\$ 35,739,400
Appropriated from:	
Federal revenues:	
Federal aid - transportation programs	520,500
Special revenue funds:	
Blue Water Bridge fund	55,800
Comprehensive transportation fund	227,000
Economic development fund	37,500
Michigan transportation fund	296,700
State aeronautics fund	177,000
State trunkline fund	34,424,900
State general fund/general purpose	\$ 0
Sec. 106. TRANSPORTATION PLANNING	
Full-time equated classified positions	137.0
Planning services—137.0 FTE positions	\$ 39,133,100
Grants to regional planning councils	488,800
GROSS APPROPRIATION	\$ 39,621,900
Appropriated from:	
Federal revenues:	
Federal aid - transportation programs	22,000,000
Special revenue funds:	
Comprehensive transportation fund	612,300
Michigan transportation fund	9,615,400
State aeronautics fund	15,200
State trunkline fund	7,379,000
State general fund/general purpose	\$ 0
Sec. 107. DESIGN AND ENGINEERING SERVICES	
Full-time equated classified positions	1,473.3
Program development, delivery, and system operations—1,473.3 FTE positions	\$ 165,353,700
GROSS APPROPRIATION	\$ 165,353,700
Appropriated from:	
Federal revenues:	
Federal aid - transportation programs	23,529,800
Special revenue funds:	
Comprehensive transportation fund	187,100
Michigan transportation fund	12,347,500
State aeronautics fund	160,300
State trunkline fund	129,129,000
State general fund/general purpose	\$ 0
Sec. 108. HIGHWAY MAINTENANCE	
Full-time equated classified positions	793.7
State trunkline operations—793.7 FTE positions	\$ 339,127,800
GROSS APPROPRIATION	\$ 339,127,800
Appropriated from:	
Special revenue funds:	
State trunkline fund	339,127,800
State general fund/general purpose	\$ 0

For Fiscal Year
Ending Sept. 30,
2019

Sec. 109. ROAD AND BRIDGE PROGRAMS

Cities and villages	\$ 534,594,700
County road commissions	958,837,100
Grants to local programs	33,000,000
Local bridge program	28,400,800
Local federal aid and road and bridge construction.....	278,400,300
Local agency wetland mitigation bank fund	2,000,000
Movable bridge.....	5,222,400
Rail grade crossing.....	3,000,000
Rail grade crossing - surface improvements	3,000,000
State trunkline federal aid and road and bridge construction	1,222,189,500
GROSS APPROPRIATION	\$ 3,068,644,800

Appropriated from:

Federal revenues:

Federal aid - transportation programs	1,087,008,000
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Special revenue funds:

Local funds.....	30,003,500
Blue Water Bridge fund.....	10,877,600
Local bridge fund.....	28,400,800
Michigan transportation fund	1,539,654,200
State trunkline fund.....	372,700,700
State general fund/general purpose	\$ 0

Sec. 110. BLUE WATER BRIDGE

Full-time equated classified positions 41.0

Blue Water Bridge operations—41.0 FTE positions	\$ 6,535,700
GROSS APPROPRIATION	\$ 6,535,700

Appropriated from:

Special revenue funds:

Blue Water Bridge fund.....	6,535,700
State general fund/general purpose	\$ 0

Sec. 111. TRANSPORTATION ECONOMIC DEVELOPMENT

Forest roads	\$ 5,000,000
Rural county primary.....	8,087,200
Rural county urban system.....	2,500,000
Target industries/economic redevelopment.....	16,674,600
Urban county congestion.....	8,087,200
Community service infrastructure fund.....	3,000,000
GROSS APPROPRIATION	\$ 43,349,000

Appropriated from:

Special revenue funds:

Economic development fund	43,349,000
State general fund/general purpose	\$ 0

Sec. 112. AERONAUTICS SERVICES

Full-time equated classified positions 46.0

Air service program.....	\$ 250,000
Air fleet operations and maintenance—8.0 FTE positions	1,774,500
Aviation services—38.0 FTE positions	5,616,600
GROSS APPROPRIATION	\$ 7,641,100

Appropriated from:

Special revenue funds:

State aeronautics fund	7,641,100
State general fund/general purpose	\$ 0

Sec. 113. PUBLIC TRANSPORTATION SERVICES

Full-time equated classified positions 36.0

Passenger transportation services—36.0 FTE positions	\$ 5,874,700
GROSS APPROPRIATION	\$ 5,874,700

For Fiscal Year
Ending Sept. 30,
2019

Appropriated from:	
Federal revenues:	
Federal aid - transportation programs	972,100
Special revenue funds:	
Comprehensive transportation fund	4,902,600
State general fund/general purpose	\$ 0
Sec. 114. LOCAL BUS TRANSIT	
Local bus operating	\$ 190,750,000
Nonurban operating/capital	30,027,900
GROSS APPROPRIATION	\$ 220,777,900
Appropriated from:	
Federal revenues:	
Federal aid - transportation programs	28,027,900
Special revenue funds:	
Local funds	2,000,000
Comprehensive transportation fund	190,750,000
State general fund/general purpose	\$ 0
Sec. 115. INTERCITY PASSENGER AND FREIGHT	
Full-time equated classified positions	39.0
Detroit/Wayne County Port Authority	\$ 418,200
Freight property management	1,000,000
Intercity services	7,360,000
Marine passenger service	400,000
Office of rail—39.0 FTE positions	6,563,500
Rail operations and infrastructure	80,758,000
GROSS APPROPRIATION	\$ 96,499,700
Appropriated from:	
Federal revenues:	
Federal aid - transportation programs	14,500,000
Special revenue funds:	
Local funds	260,000
Private funds	900,000
Comprehensive transportation fund	71,940,600
Intercity bus equipment and facility fund	100,000
Michigan transportation fund	2,057,600
Rail freight fund	6,000,000
State trunkline fund	741,500
State general fund/general purpose	\$ 0
Sec. 116. PUBLIC TRANSPORTATION DEVELOPMENT	
Municipal credit program	\$ 2,000,000
Service initiatives	4,589,200
Specialized services	17,938,900
Transit capital	66,612,600
Transportation to work	3,875,000
Van pooling	195,000
GROSS APPROPRIATION	\$ 95,210,700
Appropriated from:	
Federal revenues:	
Federal aid - transportation programs	26,850,000
Special revenue funds:	
Local funds	5,760,000
Comprehensive transportation fund	62,600,700
State general fund/general purpose	\$ 0
Sec. 117. CAPITAL OUTLAY	
(1) BUILDINGS AND FACILITIES	
Salt storage buildings and containment control	\$ 2,500,000

	For Fiscal Year Ending Sept. 30, 2019
Special maintenance, remodeling, and additions.....	3,001,500
GROSS APPROPRIATION	\$ 5,501,500
Appropriated from:	
State trunkline fund.....	5,501,500
State general fund/general purpose	\$ 0
(2) AIRPORT IMPROVEMENT PROGRAMS	
Airport safety, protection, and improvement program	\$ 94,813,200
Detroit Metropolitan Wayne County Airport	5,525,000
GROSS APPROPRIATION	\$ 100,338,200
Appropriated from:	
Federal revenues:	
Federal aid - transportation programs	79,000,000
Special revenue funds:	
Local funds.....	12,508,500
Qualified airport fund.....	5,525,000
State aeronautics fund	3,304,700
State general fund/general purpose	\$ 0
Sec. 118. ONE-TIME APPROPRIATIONS	
Cities and villages	\$ 65,400,000
County road commissions	117,300,000
State trunkline federal aid and road and bridge construction	117,300,000
GROSS APPROPRIATION	\$ 300,000,000
Appropriated from:	
State general fund/general purpose - one-time.....	\$ 300,000,000

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2018-2019

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2018-2019 is \$3,469,293,700.00 and state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is \$2,036,860,600.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

STATE TRANSPORTATION DEPARTMENT

Grants to regional planning councils.....	\$ 488,800
Cities and villages	534,594,700
County road commissions	958,837,100
Grants to local programs	33,000,000
Local bridge program	28,400,800
Local agency wetland mitigation.....	2,000,000
Movable bridge.....	2,611,200
Rail grade crossing.....	1,500,000
Rail grade surface crossing improvements.....	3,000,000
Transportation economic development.....	23,674,400
Community service infrastructure fund.....	3,000,000
Air service program.....	250,000
Local bus operating	190,750,000
Detroit/Wayne County Port Authority.....	418,200
Marine passenger service	400,000
Municipal credit program.....	2,000,000
Service initiatives	2,614,200
Specialized services.....	3,853,900
Transit capital	50,062,600
Transportation to work	3,875,000
Airport safety, protection, and improvement program	3,304,700
Detroit Metropolitan Wayne County Airport	5,525,000
Cities and villages - one-time GF/GP	65,400,000

County road commissions - one-time GF/GP	117,300,000
Total payments to local units of government	\$ 2,036,860,600

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

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

- (a) "CTF" means comprehensive transportation fund.
- (b) "Department" means the state transportation department.
- (c) "Director" means the director of the department.
- (d) "DOT" means the United States Department of Transportation.
- (e) "DOT-FHWA" means DOT, Federal Highway Administration.
- (f) "FTE" means full-time equated.
- (g) "IDG" means interdepartmental grant.
- (h) "MTF" means Michigan transportation fund.
- (i) "SAF" means state aeronautics fund.
- (j) "STF" means state trunkline fund.

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

Sec. 205. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 206. The director shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. Each director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

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

- (a) The dates of each travel occurrence.
- (b) The transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

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

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

Sec. 210. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$200,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$40,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

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

- (a) Fiscal year-to-date expenditures by category.
- (b) Fiscal year-to-date expenditures by appropriation unit.
- (c) Fiscal year-to-date payments to a selected vendor, including the vendor name, payment date, payment amount, and payment description.
- (d) The number of active department employees by job classification.
- (e) Job specifications and wage rates.

Sec. 212. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the senate and house appropriations chairs, the senate and house appropriations subcommittees chairs, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2018 and September 30, 2019.

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

Sec. 214. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2019 are \$67,716,200.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$31,218,300.00. Total agency appropriations for retiree health care legacy costs are estimated at \$36,497,900.00.

Sec. 215. A department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 217. The department shall provide notice to the speaker of the house, the house minority leader, the senate majority leader, the senate minority leader, the house and senate standing committees on transportation, the appropriate house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies on proposed federal rule changes related to the department that would require amendments to the laws of this state. The notice shall be given within 30 business days of the proposed federal rule being posted to the federal register and shall include a description of the proposed federal rule, the publication date, the date when public comment closes, the document citation, and a description of the statutory changes needed when the rule is finalized.

Sec. 270. In order to reduce costs and maintain quality, it is the intent of the legislature that, excluding the fleet of motor vehicles for the department of state police, the department will prioritize the utilization of remanufactured parts as the primary means of maintenance and repair for the state of Michigan's fleet of motor vehicles.

DEPARTMENT ADMINISTRATION AND SUPPORT

Sec. 301. (1) The department may establish a fee schedule and collect fees sufficient to cover the costs to issue the permits that the department is authorized by law to issue upon request, unless otherwise stipulated by law. All permit fees are nonrefundable application fees and shall be credited to the appropriate fund to recover the direct and indirect costs of receiving, reviewing, and processing the requests.

(2) A bridge authority shall hold 3 public hearings on an increase in any toll charged by the authority at least 30 days before the toll change will become effective. Two of the hearings shall be held within 5 miles of the bridge over which the bridge authority has jurisdiction. One hearing shall be held in Lansing. Public hearings held under this section shall be conducted in accordance with the open meetings act, 1976 PA 267, MCL 15.261 to 15.275, and shall be conducted so as to provide a reasonable opportunity for public comment, including both spoken and written comments.

Sec. 304. If, as a requirement of bidding on a highway project, the department requires a contractor to submit financial or proprietary documentation as to how the bid was calculated, that bid documentation shall be kept confidential and shall not be disclosed other than to a department representative without the contractor's written consent. The department may disclose the bid documentation if necessary to address or defend a claim by a contractor.

Sec. 305. (1) The department may permit space on public passenger transportation properties to be occupied by public or private tenants on a competitive market rate basis. The department shall require that revenue from the tenants be placed in an account to be used to pay the costs to maintain and improve the property.

(2) The department shall charge public transit agencies and intercity bus carriers equal rates per square foot for leasing space in state-owned intermodal facilities.

Sec. 306. (1) The amounts appropriated in part 1 to support tax and fee collection, law enforcement, and other program services provided to the department and to transportation funds by other state departments shall be expended from transportation funds pursuant to annual contracts between the department and those other state departments. The contracts shall be executed prior to the expenditure or obligation of those funds. The contracts shall provide, but are not limited to, the following data applicable to each state department:

- (a) Estimated costs to be recovered from transportation funds.
- (b) Description of services provided to the department and/or transportation funds and financed with transportation funds.

(c) Detailed cost allocation methods appropriate to the type of services being provided and the activities financed with transportation funds.

(2) Not later than 2 months after publication of the state of Michigan comprehensive annual financial report, each state department receiving funding pursuant to an interdepartment contract with the department shall submit a written report to the department, the state budget director, and the house and senate fiscal agencies stating by spending authorization account the amount of estimated funds contracted with the department, the amount of funds expended, the amount of funds returned to the transportation funds, and any unreimbursed transportation-related costs incurred but not billed to transportation funds. A copy of the report shall be submitted to the auditor general, and the report shall be subject to audit.

(3) The auditor general shall use a risk-based approach in developing an audit program for the use of transportation funds.

Sec. 307. Before March 1 of each year, the department will provide to the legislature, the state budget director, and the house and senate fiscal agencies its rolling 5-year plan listing by county or by county road commission all highway construction projects for the fiscal year and all expected projects for the ensuing fiscal years.

Sec. 310. The department shall provide in a timely manner copies of the agenda and approved minutes of monthly transportation commission meetings to the members of the house and senate appropriations subcommittees on transportation, the house and senate fiscal agencies, and the state budget director.

Sec. 313. (1) From funds appropriated in part 1, the department may increase a state infrastructure bank program and grant or loan funds in accordance with regulations of the state infrastructure bank program of the United States Department of Transportation. The state infrastructure bank is to be administered by the department for the purpose of providing a revolving, self-sustaining resource for financing transportation infrastructure projects.

(2) In addition to funds provided in subsection (1), money received by the state as federal grants, repayment of state infrastructure bank loans, or other reimbursement or revenue received by the state as a result of projects funded by the program and interest earned on that money shall be deposited in the revolving state infrastructure bank fund and shall be available for transportation infrastructure projects. At the close of the fiscal year, any unencumbered funds remaining in the state infrastructure bank fund shall remain in the fund and be carried forward into the succeeding fiscal year.

(3) The department shall submit a report to the state budget director, the house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies on the status of the state infrastructure bank. The report shall be submitted on or before December 1, 2018. The report shall include all of the following:

(a) The balance in the state infrastructure bank at September 30, 2018, including a breakdown of the balance by cash and cash equivalents, outstanding loans, and balance available for loan to local agencies.

(b) A breakdown of the state infrastructure loan balance by amounts designated as originating from federal sources and the amounts originating from nonfederal sources.

(c) A list of outstanding loans by agency, original loan amount, project description, loan term, and amount outstanding.

Sec. 319. The department shall post signs at each rest area to identify the agency or contractor responsible for maintenance of the rest area. The signs shall include a department telephone number and shall indicate that unsafe or unclean conditions at the rest area may be reported to that telephone number.

Sec. 353. The department shall review its contractor payment process and ensure that all prime contractors are paid promptly. The department shall ensure that prime contractors are in compliance with special provision 109.10 regarding the prompt payment of subcontractors.

Sec. 357. When presented with complete local federal aid project submittals, the department shall complete all necessary reviews and inspections required to let local federal aid projects within 120 days of receipt. The department shall implement a system for monitoring the local federal aid project review process.

Sec. 375. The department is prohibited from reimbursing contractors or consultants for costs associated with groundbreaking ceremonies, receptions, open houses, or press conferences related to transportation projects funded, in whole or in part, by revenue appropriated in part 1.

Sec. 376. The department shall not spend funds appropriated in part 1 for the purpose of examining the potential association between commercial signs, outdoor advertising signs, billboards, digital billboards, or commercial electronic variable message signs and motor vehicle activity or motor vehicle driver behavior.

Sec. 381. The department shall require as a condition of each contract or subcontract for construction, maintenance, or engineering services that the prequalified contractor or prequalified subcontractor agree to use the E-Verify system to verify that all persons hired during the contract term by the contractor or subcontractor are legally present and authorized to work in the United States. The department may verify this information directly or may require contractors and subcontractors to verify the information and submit a certification to the department. The department shall report to the house and senate appropriations committees and the house and senate fiscal agencies by March 1 of each year describing the processes it has developed and implemented under provisions of this section. As used in this section, "E-Verify" means an internet-based system operated by the Department of Homeland Security, U.S. Citizenship and Immigration Services in partnership with the Social Security Administration.

Sec. 382. In administering a contract with a county road commission, city, or village that allocates costs of construction or reconstruction of highways, roads, and streets as provided in section 18d of 1951 PA 51, MCL 247.668d, the department shall submit the final cost-sharing bill to the county road commission, city, or village not later than 2 years after the date of the final contract payment to the construction contractor.

Sec. 383. (1) The department shall prepare a report on use of department-owned aircraft during the fiscal year ending September 30, 2018. With respect to each department-owned aircraft, the report shall include all of the following:

- (a) Total hours of usage.
- (b) Description of specific flights including dates of travel, names of passengers including state agency, university, or local government affiliation, travel origin and destination, and total estimated costs associated with the air travel.
- (2) The report shall be submitted to the senate and house appropriations subcommittees on transportation and the house and senate fiscal agencies no later than February 1, 2019.
- (3) The department shall maintain a system for recovering the cost of operating department-owned aircraft through charges to aircraft users.

(4) From the funds appropriated in part 1, the department is prohibited from transporting legislators or legislative staff on state-owned aircraft without prior approval from the senate majority leader or the speaker of the house of representatives and only when the aircraft is already scheduled by state agencies on related official state business.

Sec. 384. (1) Except as otherwise provided in subsection (2), the department shall not obligate the state to expend any state transportation revenue for construction planning or construction of the Gordie Howe International Crossing or a renamed successor. In addition, except as provided in subsection (2), the department shall not commit the state to any new contract related to the construction planning or construction of the Gordie Howe International Crossing or a renamed successor that would obligate the state to expend any state transportation revenue. An expenditure for staff resources used in connection with project activities, which expenditure is subject to full and prompt reimbursement from Canada, shall not be considered an expenditure of state transportation revenue.

(2) If the legislature enacts specific enabling legislation for the construction of the Gordie Howe International Crossing or a renamed successor, subsection (1) does not apply once the enabling legislation goes into effect.

Sec. 385. (1) The department shall submit reports to the state budget director, the speaker of the house, the house minority leader, the senate majority leader, the senate minority leader, the house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies on department activities related to all nonconstruction or construction planning activities related to the Gordie Howe International Crossing or a renamed successor. The initial report shall be submitted on or before December 1, 2018 and shall cover the fiscal year ending September 30, 2018.

(2) The initial report shall include, at a minimum, all of the following:

- (a) Department costs incurred in the fiscal year ending September 30, 2018, including employee salaries, wages, benefits, travel, and contractual services, and what activities those costs were related to.
- (b) Costs of other executive branch agencies incurred in the fiscal year ending September 30, 2018, including employee salaries, wages, benefits, travel, and contractual services, and what activities those costs were related to.
- (c) A breakdown of the source of funds used for the activities described in subdivisions (a) and (b).
- (d) A breakdown of reimbursements made by Canada under section 384(1) of this part to the state for expenditures for staff resources used in connection with project activities.
- (e) A narrative description of the status of the Gordie Howe International Crossing or a renamed successor, including efforts undertaken to implement provisions of the crossing agreement executed June 15, 2012 by representatives of the Canadian government and this state.

(3) After submission of the initial report, a subsequent report shall be submitted on March 1, 2019, June 1, 2019, and September 1, 2019 and shall include the same information described in subsection (2) for the applicable previous fiscal quarter.

Sec. 386. (1) On or before May 1 of each year, the department shall submit a report to the state budget director, the house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies on its toll credit program. The report shall include the following information:

- (a) The amount of toll credits earned and certified by the FHWA in the prior fiscal year.
- (b) The value of toll credits used by programs and projects in the previous fiscal year.
- (c) The balance of available toll credits at the end of the prior fiscal year.
- (d) A discussion of the department's strategy for using toll credits.

Sec. 387. (1) Within 60 days of completion of any formal traffic study, formal traffic control study, or formal traffic mitigation study, the department shall post the results of the study on the department's website.

(2) As used in this section, the terms "traffic study", "traffic control study", and "traffic mitigation study" include, but are not limited to, investigations into the need for traffic lights, reviews of traffic speeds and related recommendations regarding speed limits, and ways to improve traffic flow during peak travel times.

Sec. 389. Within 30 days of entering into a long-term agreement with a private contractor, a public agency, or a partnership between 1 or more private contractors or public agencies, the department shall notify the state budget director, the house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies

of the agreement, including the subject of the agreement, the term of the agreement, and financial obligations under the agreement. As used in this section, "long-term agreement" means an agreement that obligates the department for a period of 5 years or more and that actually or contingently obligates the department to make payments over the contract period of \$5,000,000.00 or more.

Sec. 390. (1) Within 14 days after the release of the executive budget recommendation, the department shall report on prior fiscal year revenues, expenditures, and ending balances, including a description of obligations or restrictions in ending balances, for the following funds and accounts:

- (a) The moveable bridge fund.
- (b) The rail grade crossing account.
- (c) The transportation economic development fund.
- (d) The roads and risks reserve fund.
- (e) Any unencumbered general fund revenue.
- (f) Any unexpended federal earmarks.

(2) The department shall transmit the reports required under this section to the state budget director, the house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies.

Sec. 391. The department shall not use any funds from the appropriations in part 1 to perform, or to assist any other state department in performing, inspections or testing of motor fuel quality.

Sec. 393. The department shall promote best practices for public transportation services in this state, including, but not limited to, the following:

(a) Transit vehicle rehabilitation to reduce life-cycle cost of public transportation through midlife rehabilitation of transit buses.

(b) Cooperation between entities using transit, including school districts, cities, townships, and counties with a view to promoting cost savings through joint purchasing of fuel and other procurements.

(c) Coordination of transportation dollars among state departments which provide transit-related services, including the department of health and human services. Priority should be given to use of public transportation services where available.

(d) Promotion of intelligent transportation services for buses that incorporate computer and navigation technology to make transit systems more efficient, including stoplight coordinating, vehicle tracking, data tracking, and computerized scheduling.

Sec. 394. The department and local road agencies shall make the preservation of their existing road networks a funding priority.

Sec. 395. From the funds appropriated in part 1 for state trunkline federal aid road and bridge construction, the department may expend up to \$10,000,000.00 on highway maintenance activities to support safety-related, high-priority, and other deferred routine maintenance needs on Michigan's state trunkline network.

Sec. 396. In soliciting proposals for contractual services, other than construction contracts, the department shall obtain assurance that the respondents have the financial capability, equipment, work force, and prior work experience sufficient to perform the proposed services.

Sec. 398. The department shall continue to work to eliminate fatalities and serious injuries on Michigan's trunkline and shall maintain the Toward Zero Deaths statewide safety campaign. The department shall prioritize additional median cable guardrail installation when appropriate to address trunkline locations with a history of correctable fatal and serious injury crashes.

Sec. 399. From the funds appropriated in part 1 for the community service infrastructure fund, \$3,000,000.00 shall be used to establish a local matching grant program for cities and villages with a population of 10,000 or less. The program shall be administered by the office of economic development. The office of economic development may expend up to \$100,000.00 for costs of program administration. The office of economic development shall provide matching grants up to \$250,000.00 for construction or preservation of city and village streets, including, but not limited to, reconstruction, replacement, rehabilitation, and capital prevention maintenance. Grantees will be required to provide a dollar-for-dollar cash match. It is the intent of the legislature that the community service infrastructure fund be supported with ongoing appropriations of not less than \$3,000,000.00 each subsequent fiscal year.

FEDERAL

Sec. 402. A portion of the federal DOT-FHWA highway research, planning, and construction funds made available to this state shall be allocated to transportation programs administered by local jurisdictions in accordance with section 10o of 1951 PA 51, MCL 247.660o. A local road agency, with respect to a project approved for federal aid funding in a state transportation improvement program, may enter into a voluntary buyout agreement with the department or with another local road agency to exchange the federal aid with state restricted transportation funds as agreed to by the respective parties. The state restricted transportation funds received in exchange for federal aid funds shall be used for the same purpose as the federal aid funds were originally intended.

Sec. 403. After meeting the capital needs of existing section 5310 subrecipients, the department shall include in its grant application to the Federal Transit Administration replacement buses for rural transit agencies to the maximum extent possible based on the federal regulations that govern the section 5310 program.

MICHIGAN TRANSPORTATION FUND

Sec. 501. The money received under the motor carrier act, 1933 PA 254, MCL 475.1 to 479.42, and not appropriated to the department of licensing and regulatory affairs or the department of state police is deposited in the Michigan transportation fund.

Sec. 503. (1) The funds appropriated in part 1 for the economic development and local bridge programs shall not lapse at the end of the fiscal year but shall carry forward each fiscal year for the purposes for which appropriated in accordance with 1987 PA 231, MCL 247.901 to 247.913, and section 10(5) of 1951 PA 51, MCL 247.660.

(2) Interest earned in the department of transportation economic development fund and local bridge fund shall remain in the respective funds and shall be allocated to the respective programs based on actual interest earned at the end of each fiscal year.

(3) In addition to the funds appropriated in part 1, the department of transportation economic development fund and local bridge fund may receive federal, local, or private funds or restricted source funds such as interest earnings. These funds are appropriated for projects that are consistent with the purposes of the respective funds.

(4) None of the funds statutorily dedicated to the transportation economic development fund and local bridge fund shall be diverted to other projects.

Sec. 504. Funds from the Michigan transportation fund shall be distributed to the comprehensive transportation fund, the economic development fund, the recreation improvement fund, and the state trunkline fund, in accordance with this part and part 1 and part 711 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.71101 to 324.71108, and may only be used as specified in this part and part 1, 1951 PA 51, MCL 247.651 to 247.675, and part 711 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.71101 to 324.71108.

STATE TRUNKLINE FUND

Sec. 601. The department shall maintain documentation to support initial acceptance of warrantied projects, interim and final inspections, and notifications to contractors that the warranty period had expired. The department also shall review and evaluate consultant evaluation requirements or recommendations and update existing policies and procedures accordingly.

Sec. 604. At the close of the fiscal year, any unencumbered and unexpended balance in the state trunkline fund shall remain in the state trunkline fund and shall carry forward and is appropriated for federal aid road and bridge programs for projects contained in the annual state transportation program.

Sec. 605. (1) From the increased funds appropriated in part 1 for highway maintenance, the department shall expand highway maintenance activities in the current fiscal year to support flooding mitigation-related activities on limited-access state trunklines in Wayne, Oakland, and Macomb Counties, as well as other safety-related, high-priority, and deferred routine maintenance needs on Michigan's state trunkline network.

(2) The department shall report on specific outcomes and performance measures, including, but not limited to, the following:

(a) The number of drainage catch basins cleaned on limited-access state trunklines in Wayne, Oakland, and Macomb Counties during the fiscal year ending September 30, 2019.

(b) The number of flooding-related closures on limited-access state trunklines in Wayne, Oakland, and Macomb Counties during the fiscal year ending September 30, 2019.

Sec. 606. From the funds appropriated in part 1, it is the intent of the legislature that the department shall expend between \$2,000,000.00 and \$3,000,000.00 for the engineering and design of a rebuilding and modernization project on I-94 between M-60 and Sargent Road in Jackson County. The engineering and design work shall prepare the project for the receipt of any future federal funds, if and when they become available.

Sec. 610. The department shall have as a priority the removal of dead deer and other large animal remains from the traveled portion and shoulder of state highways. The department, and counties that perform state highway maintenance under contract, shall remove animal remains, wherever practicable and when funds are available, away from the traveled portion and shoulder of state highways.

Sec. 612. The department shall establish guidelines governing incentives and disincentives provided under contracts for state trunkline projects. The guidelines shall include specific financial information concerning incentives and disincentives. On or before January 1 of each year, the department shall prepare a report for the immediately preceding fiscal year regarding contract incentives and disincentives. This report shall include a list, by project, of the contractors that received contract incentives and/or disincentives, the amount of the incentives and/or disincentives, the fund source of any incentives, and the number of days that each project was completed either ahead or past the contracted completion date. This report shall be provided to the senate and house appropriations subcommittees on transportation, the senate and house standing committees on transportation, and the senate and house fiscal agencies.

Sec. 613. (1) On or before February 1 of each year, the department shall prepare a report on all capital federal aid participating construction projects completed in the prior fiscal year. The report shall include the following information:

(a) Location of the project.

(b) General description of the project.

(c) As-bid cost of the project.

- (d) As-built cost of the project.
- (e) Estimated completion date.
- (f) Actual completion date.
- (g) Whether design engineering was performed by department staff or contract engineering consultants.
- (h) Design engineering costs.
- (i) Whether construction engineering was performed by department staff or contract engineering consultants.
- (j) Construction engineering costs.
- (k) Design life.

(2) The report shall include a discussion of design engineering and construction engineering costs as a proportion of total project costs and in comparison with other state transportation agencies. The report shall also include a discussion of relative efficiency and effectiveness of work performed by department staff and work performed by contract engineering consultants.

(3) The report described in this section shall be provided to the senate and house appropriations subcommittees on transportation, the senate and house standing committees on transportation, and the senate and house fiscal agencies.

Sec. 660. (1) The legislature encourages the department to examine the use of alternative road surface materials, including recycled materials, and to develop criteria and specifications for their use in both department-managed and contracted projects.

(2) The department shall report on efforts taken to implement this section. The report shall include descriptions of specific materials evaluated, evaluation methods, and results of specific field or laboratory tests. The department shall complete and submit the report to the state budget director, the house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies on or before March 1 of each year.

Sec. 670. (1) The department shall investigate, by way of bid solicitation and all other practical means, the complete refurbishment of all department winter maintenance trucks scheduled for sale or retirement in the fiscal year ending September 30, 2019.

(2) On or before November 1, 2019, the department shall submit to the house of representatives and senate appropriations subcommittees and the house and senate fiscal agencies a final report. The final report must include an analysis illustrating the costs and benefits of the complete refurbishment of winter maintenance trucks compared to the sale and purchase of new equipment.

TRANSIT AND RAIL RELATED FUNDS

Sec. 701. The department shall establish an intercity bus equipment and facility fund as a subsidiary fund within the comprehensive transportation fund created under section 10b of 1951 PA 51, MCL 247.660b. Proceeds received by this state from the sale of state-owned intercity bus equipment shall be credited to the intercity bus equipment and facility fund for the purchase and repair of intercity bus equipment, as appropriated. Security deposits not returned to a lessee of state-owned intercity bus equipment under terms of the lease agreement shall be credited to the intercity bus equipment and facility fund for the repair of intercity bus equipment, as appropriated. Money received by the department from lease payments for state-owned intercity bus equipment, and facility maintenance charges under terms of leases of state-owned intercity facilities, shall be credited to the intercity bus equipment and facility fund for the purchase and repair of intercity bus equipment or for the maintenance and rehabilitation of state-owned intercity facilities, as appropriated. At the close of the fiscal year, any funds remaining in the intercity bus equipment and facility fund shall remain in the fund and be carried forward into the succeeding fiscal year.

Sec. 702. Money that is received by this state as repayment for loans made for rail or water freight capital projects, and as a result of the sale of property or equipment used or projected to be used for rail or water freight projects shall be deposited in the rail freight fund created by section 17 of the state transportation preservation act of 1976, 1976 PA 295, MCL 474.67. At the close of the fiscal year, any funds remaining in the rail freight fund shall remain in the fund and be carried forward into the succeeding fiscal year.

Sec. 703. After receiving notification from a railroad company pursuant to section 8 of the state transportation preservation act of 1976, 1976 PA 295, MCL 474.58, the department shall immediately notify the house of representatives and senate appropriations subcommittees on transportation and the state budget office that the railroad company has filed with the appropriate governmental agencies for abandonment of a line.

Sec. 704. From the funds appropriated in part 1, the department shall prepare and transmit a report that provides detail regarding the department's obligations for programs funded under the appropriation in part 1 for rail operations and infrastructure. The report shall include a breakdown of the appropriation by program, year-to-date obligations under each program itemized by project, and an estimate of future obligations under each program itemized by project for the remainder of the fiscal year. The initial report shall be submitted to the senate and house appropriations subcommittees on transportation, the state budget director, and the senate and house fiscal agencies, on or before February 1, 2019. The department also shall update and resubmit the final report on or before November 1, 2019.

Sec. 706. The Detroit/Wayne County Port Authority shall issue a complete operations assessment and a financial disclosure statement. The operations assessment shall include operational goals for the next 5 years and recommendations to improve land acquisition and development efficiency. The report shall be completed and submitted to the house of

representatives and senate appropriations subcommittees on transportation, the state budget director, and the house and senate fiscal agencies by June 30 of each fiscal year for the prior fiscal year.

Sec. 711. (1) As prescribed in subsection (2), the department shall submit reports to the state budget director, the house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies on rail passenger service provided by Amtrak under a contractual agreement with the department. The report shall be submitted on or before May 1 of each year.

(2) The report shall include all of the following:

(a) Passenger counts for the preceding fiscal year for each Amtrak service route in Michigan.

(b) Revenue and operating expenses by Amtrak route.

(c) Total state operating payments to Amtrak in the preceding fiscal year by Amtrak route.

(d) A discussion of major factors affecting route costs and revenue and net state costs in the preceding fiscal year, and factors affecting route costs and revenue and net state costs anticipated in the current and future fiscal years.

(e) Fare revenue by route and fare revenue as a percentage of route operating expense.

Sec. 735. For the fiscal year ending September 30, 2019, the appropriation to a street railway pursuant to section 10e(22) of 1951 PA 51, MCL 247.660e, is \$0.

Sec. 750. From the funds appropriated in part 1 for rail freight economic development, the department must expend at least \$2,500,000.00 of the comprehensive transportation fund on freight economic development.

Sec. 751. From the funds appropriated in part 1 for rail operations and infrastructure, there is appropriated \$2,000,000.00 for capital improvements to state-owned rail facilities between Walton Junction and Traverse City.

Sec. 752. Not less than twice during each fiscal year, the department shall meet with representatives of a rail industry trade association to provide information on the availability of rail infrastructure loan and grant funding programs and freight economic development project opportunities.

AERONAUTICS FUND

Sec. 801. Except as otherwise provided in section 903 of this part for capital outlay, at the close of the fiscal year, any unobligated and unexpended balance in the state aeronautics fund created in the aeronautics code of the state of Michigan, 1945 PA 327, MCL 259.1 to 259.208, shall lapse to the state aeronautics fund and be appropriated by the legislature in the immediately succeeding fiscal year.

Sec. 802. The legislature encourages the department to find private entities or local public agencies to assume ownership and operating responsibility for airports currently owned by the department.

Sec. 804. The department shall not expend funds from the appropriation in part 1, air fleet operations and maintenance, if the department owns 5 or more aircraft. The department shall notify the state budget director, the house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies when it owns 4 aircraft or fewer.

CAPITAL OUTLAY

Sec. 901. (1) From federal-state-local project appropriations contained in part 1 for the purpose of assisting political entities and subdivisions of this state in the construction and improvement of publicly used airports and landing fields within this state, the state transportation department may permit the award of contracts on behalf of units of local government for the authorized locations not to exceed the indicated amounts, of which the state allocated portion shall not exceed the amount appropriated in part 1.

(2) Political entities and subdivisions shall provide not less than 5% of the cost of any project under this section, unless a total nonfederal share greater than 10% is otherwise specified in federal law. State money shall not be allocated until local money is allocated. State money for any 1 project shall not exceed 1/3 of the total appropriation in part 1 from state funds for airport improvement programs.

(3) The Michigan aeronautics commission may take those steps necessary to match federal money available for airport construction and improvement within this state and to meet the matching requirements of the federal government. Whether acting alone or jointly with another political subdivision or public agency or with this state, a political subdivision or public agency of this state shall not submit to any agency of the federal government a project application for airport planning or development unless it is authorized in this part and part 1 and the project application is approved by the governing body of each political subdivision or public agency making the application and by the Michigan aeronautics commission.

Sec. 903. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with the provisions of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

ONE-TIME APPROPRIATIONS

Sec. 1001. The one-time general fund/general purpose appropriation in part 1 for county road commissions shall be distributed among the county road commissions in accordance with section 12 of 1951 PA 51, MCL 247.662, to be used by county road commissions as provided under that section. The one-time general fund/general purpose appropriation in part 1 for cities and villages shall be distributed among cities and villages in accordance with section 13 of 1951 PA 51, MCL 247.663, to be used by cities and villages as provided under that section.

ARTICLE XX
SUPPLEMENTAL APPROPRIATIONS
PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the various state departments and agencies and for capital outlay to supplement appropriations for the fiscal year ending September 30, 2018, from the following funds:

APPROPRIATION SUMMARY

Full-time equated classified positions	117.0	
GROSS APPROPRIATION		\$ (511,995,300)
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION		\$ (511,995,300)
Federal revenues:		
Total federal revenues.....		(659,909,400)
Special revenue funds:		
Total local revenues.....		2,647,800
Total private revenues.....		(1,159,100)
Total other state restricted revenues		38,374,900
State general fund/general purpose		\$ 108,050,500

Sec. 102. DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION		\$ 250,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION		\$ 250,000
Federal revenues:		
Total federal revenues.....		0
Special revenue funds:		
Total local revenues.....		0
Total private revenues.....		0
Total other state restricted revenues		0
State general fund/general purpose		\$ 250,000

(2) FAIRS AND EXPOSITIONS

Horse racing - purse funding.....		\$ 250,000
Standardbred purses and supplements - licensed tracks.....		(671,800)
Standardbred purses and supplements - licensed tracks.....		671,800
GROSS APPROPRIATION		\$ 250,000
Appropriated from:		
Agriculture equine industry development fund.....		0
State general fund/general purpose		\$ 250,000

Sec. 103. DEPARTMENT OF ATTORNEY GENERAL

(1) APPROPRIATION SUMMARY

Full-time equated classified positions	2.0	
GROSS APPROPRIATION		\$ 1,126,200
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION		\$ 1,126,200
Federal revenues:		
Total federal revenues.....		41,200
Special revenue funds:		
Total local revenues.....		85,000
Total private revenues.....		0
Total other state restricted revenues		0
State general fund/general purpose		\$ 1,000,000

(2) ATTORNEY GENERAL OPERATIONS

Full-time equated classified positions	2.0	
Attorney general operations—2.0 FTE positions		\$ 1,000,000
Prosecuting attorneys coordinating council.....		126,200
GROSS APPROPRIATION		\$ 1,126,200

For Fiscal Year
Ending Sept. 30,
2018

Appropriated from:	
Federal revenues:	
Total federal revenues.....	41,200
Special revenue funds:	
Total local revenues.....	85,000
State general fund/general purpose	\$ 1,000,000
Sec. 104. CAPITAL OUTLAY	
(1) APPROPRIATION SUMMARY	
GROSS APPROPRIATION	\$ 800
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ 800
Federal revenues:	
Total federal revenues.....	0
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues	0
State general fund/general purpose	\$ 800
(2) STATE BUILDING AUTHORITY FINANCED CONSTRUCTION	
AUTHORIZATIONS	
Lake Superior State University - Center for Freshwater Research and Education (total authorized cost \$13,200,000; state building authority share \$8,849,800; university share \$4,350,000; state general fund share \$200).....	\$ 100
Michigan State University - STEM Teaching and Learning Facility (total authorized cost \$72,500,000; state building authority share \$29,869,800; university share \$42,630,000; state general fund share \$200).....	100
Wayne State University - STEM Innovation Learning Center (total authorized cost \$40,000,000; state building authority share \$14,749,800; university share \$25,250,000; state general fund share \$200).....	100
Alpena Community College - Center for Health Sciences and Student Success (total authorized cost \$8,695,000; state building authority share \$3,349,800; community college share \$5,345,000; state general fund share \$200).....	100
Grand Rapids Community College - Applied Technology Center renovation and expansion (total authorized cost \$12,734,500; state building authority share \$6,367,000; community college share \$6,367,300; state general fund share \$200).....	100
Mott Community College - Southern Lakes Branch Center rehabilitation/renovation (total authorized cost \$8,112,200; state building authority share \$4,055,900; community college share \$4,056,100; state general fund share \$200)	100
North Central Michigan College - AD/CL Classroom renovation and expanded learning space (total authorized cost \$6,800,000; state building authority share \$3,399,800; college share \$3,400,000; state general fund share \$200)	100
Washtenaw Community College - Advanced Transportation Center (total authorized cost \$5,670,700; state building authority share \$1,999,800; community college share \$3,670,700; state general fund share \$200).....	100
GROSS APPROPRIATION	\$ 800
Appropriated from:	
State general fund/general purpose	\$ 800
Sec. 105. DEPARTMENT OF CORRECTIONS	
(1) APPROPRIATION SUMMARY	
GROSS APPROPRIATION	\$ 1,750,000
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ 1,750,000
Federal revenues:	
Total federal revenues.....	0

	For Fiscal Year Ending Sept. 30, 2018
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues.....	0
State general fund/general purpose	\$ 1,750,000
(2) ONE-TIME APPROPRIATIONS	
Education program	\$ 1,750,000
GROSS APPROPRIATION	\$ 1,750,000
Appropriated from:	
State general fund/general purpose	\$ 1,750,000
Sec. 106. DEPARTMENT OF EDUCATION	
(1) APPROPRIATION SUMMARY	
GROSS APPROPRIATION	\$ 14,603,900
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ 14,603,900
Federal revenues:	
Total federal revenues.....	14,603,900
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues.....	0
State general fund/general purpose	\$ 0
(2) MICHIGAN OFFICE OF GREAT START	
Child development and care public assistance	\$ 14,603,900
GROSS APPROPRIATION	\$ 14,603,900
Appropriated from:	
Federal revenues:	
Federal revenues.....	14,603,900
State general fund/general purpose	\$ 0
Sec. 107. DEPARTMENT OF ENVIRONMENTAL QUALITY	
(1) APPROPRIATION SUMMARY	
GROSS APPROPRIATION	\$ 20,070,000
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ 20,070,000
Federal revenues:	
Total federal revenues.....	0
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues.....	2,000,000
State general fund/general purpose	\$ 18,070,000
(2) WATER RESOURCES DIVISION	
Water withdrawal assessment program.....	\$ 70,000
GROSS APPROPRIATION	\$ 70,000
Appropriated from:	
State general fund/general purpose	\$ 70,000
(3) ONE-TIME APPROPRIATIONS	
Drinking water declaration of emergency	\$ 20,000,000
GROSS APPROPRIATION	\$ 20,000,000
Appropriated from:	
Special revenue funds:	
Drinking water declaration of emergency reserve fund	2,000,000
State general fund/general purpose	\$ 18,000,000

For Fiscal Year
Ending Sept. 30,
2018

Sec. 108. DEPARTMENT OF HEALTH AND HUMAN SERVICES

(1) APPROPRIATION SUMMARY

Full-time equated classified positions	15.0	
GROSS APPROPRIATION		\$ (681,378,100)
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION		\$ (681,378,100)
Federal revenues:		
Total federal revenues.....		(685,261,500)
Special revenue funds:		
Total local revenues.....		2,562,800
Total private revenues.....		(1,159,100)
Total other state restricted revenues		31,904,900
State general fund/general purpose		\$ (29,425,200)

(2) CHILDREN’S SERVICES AGENCY - CHILD WELFARE

Adoption subsidies		\$ (1,218,700)
Child care fund.....		6,333,800
Children’s services administration.....		25,000
Family support subsidy		(1,071,400)
Foster care payments.....		16,323,900
Guardianship assistance program		(1,187,800)
GROSS APPROPRIATION		\$ 19,204,800

Appropriated from:

Federal revenues:		
Social security act, temporary assistance for needy families.....		419,800
Capped federal revenues.....		(1,312,300)
Total other federal revenues		4,333,600
Special revenue funds:		
Local funds - county chargeback		2,682,500
Private - collections.....		(1,159,100)
State general fund/general purpose		\$ 14,240,300

(3) PUBLIC ASSISTANCE

Family independence program		\$ (1,549,300)
Food assistance program benefits.....		(418,506,300)
State disability assistance payments.....		(664,100)
State supplementation.....		(92,600)
GROSS APPROPRIATION		\$ (420,812,300)

Appropriated from:

Federal revenues:		
Total other federal revenues		(418,506,300)
State general fund/general purpose		\$ (2,306,000)

(4) BEHAVIORAL HEALTH PROGRAM ADMINISTRATION AND SPECIAL PROJECTS

Behavioral health program administration		\$ 1,500,000
GROSS APPROPRIATION		\$ 1,500,000

Appropriated from:

State general fund/general purpose		\$ 1,500,000
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(5) BEHAVIORAL HEALTH SERVICES

Autism services		\$ 46,943,100
Healthy Michigan plan - behavioral health.....		17,394,100
Medicaid mental health services		14,616,700
Medicaid substance use disorder services.....		10,111,800
GROSS APPROPRIATION		\$ 89,065,700

Appropriated from:

Federal revenues:		
Total other federal revenues		62,790,700

	For Fiscal Year Ending Sept. 30, 2018
Special revenue funds:	
Total other state restricted revenues	(140,000)
State general fund/general purpose	\$ 26,415,000
(6) CHILDREN'S SPECIAL HEALTH CARE SERVICES	
Medical care and treatment	\$ (27,479,200)
GROSS APPROPRIATION	\$ (27,479,200)
Appropriated from:	
Federal revenues:	
Total other federal revenues	(15,414,300)
State general fund/general purpose	\$ (12,064,900)
(7) MEDICAL SERVICES ADMINISTRATION	
Full-time equated classified positions 15.0	
Medical services administration—15.0 FTE positions	\$ 830,100
GROSS APPROPRIATION	\$ 830,100
Appropriated from:	
Federal revenues:	
Total other federal revenues	415,000
State general fund/general purpose	\$ 415,100
(8) MEDICAL SERVICES	
Adult home help services	\$ 9,767,700
Ambulance services	(10,804,400)
Auxiliary medical services	267,600
Dental services	(8,629,800)
Federal Medicare pharmaceutical program	(6,283,000)
Health plan services	(132,753,900)
Healthy Michigan plan	(177,201,300)
Home health services.....	(725,000)
Hospice services.....	7,502,500
Hospital services and therapy.....	(83,033,200)
Integrated care organizations.....	34,387,100
Long-term care services	13,881,000
Maternal and child health.....	6,000,000
Medicaid home- and community-based services waiver	(3,524,100)
Medicare premium payments	36,982,800
Personal care services.....	(455,700)
Pharmaceutical services.....	(20,518,500)
Physician services.....	(15,818,200)
Program of all-inclusive care for the elderly	(5,923,500)
Special Medicaid reimbursement.....	981,300
Transportation.....	(660,600)
GROSS APPROPRIATION	\$ (356,561,200)
Appropriated from:	
Federal revenues:	
Total other federal revenues	(317,987,700)
Special revenue funds:	
Total local revenues	(119,700)
Total other state restricted revenues	32,044,900
State general fund/general purpose	\$ (70,498,700)
(9) INFORMATION TECHNOLOGY	
Information technology services and projects	\$ 150,000
GROSS APPROPRIATION	\$ 150,000
Appropriated from:	
State general fund/general purpose	\$ 150,000
(10) ONE-TIME BASIS ONLY APPROPRIATIONS	
Dental clinic program.....	\$ 250,000
Direct primary care pilot program.....	(5,724,000)

	For Fiscal Year Ending Sept. 30, 2018
Direct primary care pilot program.....	5,724,000
Lakeshore regional entity PIHP risk sharing.....	6,974,000
Legal services.....	3,000,000
Public health projects.....	1,500,000
Title IX regional consortium pilot program.....	1,000,000
GROSS APPROPRIATION.....	\$ 12,724,000
Appropriated from:	
Federal revenues:	
Total other federal revenues.....	0
State general fund/general purpose.....	\$ 12,724,000
Sec. 109. DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES	
(1) APPROPRIATION SUMMARY	
GROSS APPROPRIATION.....	\$ 0
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers.....	0
ADJUSTED GROSS APPROPRIATION.....	\$ 0
Federal revenues:	
Total federal revenues.....	0
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues.....	0
State general fund/general purpose.....	\$ 0
(2) DEPARTMENT SERVICES	
Department services.....	\$ (3,752,200)
Department services.....	3,752,200
GROSS APPROPRIATION.....	\$ 0
Appropriated from:	
Special revenue funds:	
Insurance bureau fund.....	0
State general fund/general purpose.....	\$ 0
Sec. 110. DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS	
(1) APPROPRIATION SUMMARY	
GROSS APPROPRIATION.....	\$ 600,000
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers.....	0
ADJUSTED GROSS APPROPRIATION.....	\$ 600,000
Federal revenues:	
Total federal revenues.....	0
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues.....	600,000
State general fund/general purpose.....	\$ 0
(2) OCCUPATIONAL REGULATION	
Bureau of community and health systems.....	\$ 600,000
GROSS APPROPRIATION.....	\$ 600,000
Appropriated from:	
Special revenue funds:	
Nurse aide registration fund.....	600,000
State general fund/general purpose.....	\$ 0
Sec. 111. DEPARTMENT OF MILITARY AND VETERANS AFFAIRS	
(1) APPROPRIATION SUMMARY	
GROSS APPROPRIATION.....	\$ 3,766,700
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers.....	0
ADJUSTED GROSS APPROPRIATION.....	\$ 3,766,700

	For Fiscal Year Ending Sept. 30, 2018
Federal revenues:	
Total federal revenues.....	0
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues.....	0
State general fund/general purpose	\$ 3,766,700
(2) MILITARY	
National Guard tuition assistance fund	\$ 2,500,000
GROSS APPROPRIATION	<u>\$ 2,500,000</u>
Appropriated from:	
State general fund/general purpose	\$ 2,500,000
(3) MICHIGAN VETERANS AFFAIRS AGENCY	
D.J. Jacobetti home for veterans	\$ 1,266,700
GROSS APPROPRIATION	<u>\$ 1,266,700</u>
Appropriated from:	
State general fund/general purpose	\$ 1,266,700
Sec. 112. DEPARTMENT OF NATURAL RESOURCES	
(1) APPROPRIATION SUMMARY	
GROSS APPROPRIATION	\$ 8,450,000
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ 8,450,000
Federal revenues:	
Total federal revenues.....	0
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues.....	1,900,000
State general fund/general purpose	\$ 6,550,000
(2) ONE-TIME APPROPRIATIONS	
Forestry investment	\$ 1,900,000
Invasive species prevention and control	250,000
Nongame fish and wildlife trust fund.....	1,000,000
Wildlife management.....	5,300,000
GROSS APPROPRIATION	<u>\$ 8,450,000</u>
Appropriated from:	
Special revenue funds:	
Forest development fund	1,900,000
State general fund/general purpose	\$ 6,550,000
Sec. 113. DEPARTMENT OF STATE	
(1) APPROPRIATION SUMMARY	
Full-time equated classified positions	100.0
GROSS APPROPRIATION	\$ 12,092,400
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ 12,092,400
Federal revenues:	
Total federal revenues.....	10,707,000
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues.....	1,250,000
State general fund/general purpose	\$ 135,400
(2) CUSTOMER DELIVERY SERVICES	
Full-time equated classified positions	100.0

	For Fiscal Year Ending Sept. 30, 2018
Branch operations—100.0 FTE positions.....	\$ 1,000,000
Motorcycle safety education administration.....	250,000
GROSS APPROPRIATION	\$ 1,250,000
Appropriated from:	
Special revenue funds:	
Motorcycle safety and education awareness fund.....	250,000
Transportation administration collection fund.....	1,000,000
State general fund/general purpose	\$ 0
(3) ELECTION REGULATION	
Help America vote act.....	\$ 11,242,400
GROSS APPROPRIATION	\$ 11,242,400
Appropriated from:	
Federal revenues:	
Help America vote act - election security.....	10,707,000
State general fund/general purpose	\$ 535,400
(4) ONE-TIME APPROPRIATIONS	
Election administration and services	\$ (400,000)
GROSS APPROPRIATION	\$ (400,000)
Appropriated from:	
State general fund/general purpose	\$ (400,000)
Sec. 114. DEPARTMENT OF STATE POLICE	
(1) APPROPRIATION SUMMARY	
GROSS APPROPRIATION	\$ 30,000,000
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ 30,000,000
Federal revenues:	
Total federal revenues.....	0
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues	0
State general fund/general purpose	\$ 30,000,000
(2) LAW ENFORCEMENT SERVICES	
Grants and community services	\$ 150,000
GROSS APPROPRIATION	\$ 150,000
Appropriated from:	
State general fund/general purpose	\$ 150,000
(3) SPECIALIZED SERVICES	
Intelligence operations.....	\$ 350,000
GROSS APPROPRIATION	\$ 350,000
Appropriated from:	
State general fund/general purpose	\$ 350,000
(4) ONE-TIME APPROPRIATIONS	
Disaster and emergency contingency fund.....	\$ 2,500,000
Information technology services and projects.....	1,000,000
Recruitment, training, and outreach	1,000,000
School safety grants	25,000,000
GROSS APPROPRIATION	\$ 29,500,000
Appropriated from:	
State general fund/general purpose	\$ 29,500,000
Sec. 115. DEPARTMENT OF TALENT AND ECONOMIC DEVELOPMENT	
(1) APPROPRIATION SUMMARY	
GROSS APPROPRIATION	\$ 23,156,100
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ 23,156,100

	For Fiscal Year Ending Sept. 30, 2018
Federal revenues:	
Total federal revenues.....	0
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues.....	0
State general fund/general purpose	\$ 23,156,100
(2) ONE-TIME APPROPRIATIONS	
Grant for Michigan law enforcement officers memorial monument.....	\$ 1,181,100
Michigan enhancement grants	21,975,000
GROSS APPROPRIATION	\$ 23,156,100
Appropriated from:	
State general fund/general purpose	\$ 23,156,100
Sec. 116. DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET	
(1) APPROPRIATION SUMMARY	
GROSS APPROPRIATION	\$ 21,618,200
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ 21,618,200
Federal revenues:	
Total federal revenues.....	0
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues	420,000
State general fund/general purpose	\$ 21,198,200
(2) STATE BUILDING AUTHORITY RENT	
State building authority rent - community colleges	\$ 1,438,000
State building authority rent - universities	4,010,200
GROSS APPROPRIATION	\$ 5,448,200
Appropriated from:	
State general fund/general purpose	\$ 5,448,200
(3) ONE-TIME APPROPRIATIONS	
Enterprisewide special maintenance for state facilities.....	\$ 3,000,000
Gubernatorial transition costs.....	1,750,000
Michigan cyber civilian corps	420,000
Military retirement plan investment	11,000,000
GROSS APPROPRIATION	\$ 16,170,000
Appropriated from:	
Special revenue funds:	
Michigan infrastructure fund.....	420,000
State general fund/general purpose	\$ 15,750,000
Sec. 117. STATE TRANSPORTATION DEPARTMENT	
(1) APPROPRIATION SUMMARY	
GROSS APPROPRIATION	\$ 30,000,000
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ 30,000,000
Federal revenues:	
Total federal revenues.....	0
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues	0
State general fund/general purpose	\$ 30,000,000

	For Fiscal Year Ending Sept. 30, 2018
(2) ONE-TIME APPROPRIATIONS	
Community infrastructure investments.....	\$ 30,000,000
GROSS APPROPRIATION.....	\$ 30,000,000
Appropriated from:	
State general fund/general purpose	\$ 30,000,000
Sec. 118. DEPARTMENT OF TREASURY	
(1) APPROPRIATION SUMMARY	
GROSS APPROPRIATION.....	\$ 1,898,500
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION.....	\$ 1,898,500
Federal revenues:	
Total federal revenues.....	0
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues	300,000
State general fund/general purpose	\$ 1,598,500
(2) DEPARTMENTAL ADMINISTRATION AND SUPPORT	
Office of collections	\$ 250,000
GROSS APPROPRIATION.....	\$ 250,000
Appropriated from:	
Special revenue funds:	
Driver responsibility fees	250,000
State general fund/general purpose	\$ 0
(3) LOCAL GOVERNMENT PROGRAMS	
Supervision of the general property tax law	\$ 583,500
GROSS APPROPRIATION.....	\$ 583,500
Appropriated from:	
State general fund/general purpose	\$ 583,500
(4) GRANTS	
Financial data analytic tool reimbursement.....	\$ (500,000)
Financial data analytic tool reimbursement.....	500,000
GROSS APPROPRIATION.....	\$ 0
Appropriated from:	
State general fund/general purpose	\$ 0
(5) INFORMATION TECHNOLOGY	
Treasury operations information technology services and projects.....	\$ 1,015,000
GROSS APPROPRIATION.....	\$ 1,015,000
Appropriated from:	
State general fund/general purpose	\$ 1,015,000
(6) ONE-TIME APPROPRIATIONS	
Genesee County register of deeds	\$ 50,000
GROSS APPROPRIATION.....	\$ 50,000
Appropriated from:	
Special revenue funds:	
Drinking water declaration of emergency reserve fund	50,000
State general fund/general purpose	\$ 0

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2017-2018

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for the fiscal year ending September 30, 2018 is \$146,425,400.00 and total state spending from state sources

to be paid to local units of government is \$24,287,400.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

CAPITAL OUTLAY

Capital outlay projects.....	\$	500
DEPARTMENT OF HEALTH AND HUMAN SERVICES		
Healthy Michigan plan - behavioral health.....	\$	782,000
Medicaid mental health services		15,778,600
Medicaid substance use disorder services.....		493,100
Special Medicaid reimbursement.....		259,200
Lakeshore regional entity PIHP risk sharing.....	\$	<u>6,974,000</u>
TOTAL OF PAYMENTS TO LOCAL UNITS OF GOVERNMENT	\$	24,287,400

Sec. 202. The appropriations made and expenditures authorized under this act and the departments, commissions, boards, offices, and programs for which appropriations are made under this act are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT

Sec. 301. From the funds appropriated in part 1 from the agriculture equine industry development fund, available revenue shall be allocated in the following priority order:

(a) To support all administrative, contractual, and regulatory costs incurred by the department and the Michigan gaming control board.

(b) Not less than \$395,000.00 shall be allocated to the purses and supplements - fairs/licensed tracks line item.

(c) Any remaining funds collected through September 30, after the obligations in subdivisions (a) and (b) have been met, shall be prorated equally among the supplements, breeders' awards, and sire stakes awards to eligible race meeting licensees in accordance with the horse racing law of 1995, 1995 PA 279, MCL 431.301 to 431.336.

Sec. 302. (1) The funds appropriated in part 1 for horse racing - purse funding shall be allocated as follows:

Licensed tracks - light horse racing	\$	7,136
Light horse racing - breeders' awards.....		3,535
Thoroughbred breeders' awards		65,432
Thoroughbred sire stakes.....		67,300
Thoroughbred supplements - licensed tracks		106,597

(2) The funds appropriated in part 1 for horse racing - purse funding shall be allocated to a race meeting licensee consistent with the existing categories outlined in section 20(6) of the horse racing law of 1995, 1995 PA 279, MCL 431.320.

(3) If no thoroughbred or light horse racing occurs in the 2017-2018 fiscal year, all unexpended funds appropriated in part 1 for horse racing - purse funding are designated as work project appropriations and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures in fiscal year 2018-2019 for the same purpose for which they were appropriated in this article, subject to the requirements described in subsections (1) and (2). The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is to ensure awards and supplements are available for thoroughbred and light horse racing programs.

(b) Any payments made from these funds will be in accordance with this section.

(c) The estimated cost of this work project is \$250,000.00.

(d) The estimated completion date for the work project is September 30, 2019.

DEPARTMENT OF ATTORNEY GENERAL

Sec. 401. The unexpended funds appropriated in part 1 for the prosecuting attorneys coordinating council are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is for the design, development, and implementation of a case management computer system.

(b) The project will be accomplished by utilizing state employees or contracts with service providers, or both.

(c) The total estimated cost of the project is \$126,200.00.

(d) The tentative completion date is September 30, 2022.

CAPITAL OUTLAY

Sec. 501. For the state building authority financed construction authorizations in part 1, the legislature hereby determines that the leases of the facilities from the authority are for a public purpose as authorized by 1964 PA 183, MCL 830.411 to 830.425. The legislature approves and authorizes the leases and conveyances of the property to the state building authority, the state building authority acquiring the facilities and leasing them to the state and the educational

institutions, or state, as applicable, and the governor and secretary of state executing the leases for and on behalf of the state pursuant to the requirements of 1964 PA 183, MCL 830.411 to 830.425. Per the requirements of the leases, it is the intent of the legislature to annually appropriate sufficient amounts to pay the rent as obligated pursuant to the leases.

DEPARTMENT OF ENVIRONMENTAL QUALITY

Sec. 601. From the funds appropriated in part 1 for drinking water declaration of emergency, the department of environmental quality shall allocate funds to address legal obligations related to the *Concerned Pastors for Social Action v Khouri* settlement agreement.

Sec. 602. The unexpended funds appropriated in part 1 for drinking water declaration of emergency are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the project is to provide support for the drinking water declaration of emergency.
- (b) The project will be accomplished by utilizing state employees or contracts with service providers, or both.
- (c) The total estimated cost of the project is \$20,000,000.00.
- (d) The tentative completion date is September 30, 2020.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Sec. 701. From the funds appropriated in part 1 for title IX regional consortium pilot program, the department of health and human services shall oversee a pilot program of independent regional centers to review and investigate reports of sexual misconduct on college and university campuses. These regional centers are intended to serve as an independent network of trained professionals and investigators to review and help resolve reports of sexual misconduct in an appropriate and timely manner. One goal of the pilot program shall be to develop a framework of best practices for campus sexual assault prevention.

Sec. 702. (1) From the funds appropriated in part 1 for information technology services and projects, the department shall allocate \$150,000.00 by September 1, 2018 to support new payment processes and the implementation of technological changes to MiSACWIS to meet the implementation requirements described in section 117a(4)(a) of the social welfare act, 1939 PA 280, MCL 400.117a.

(2) The unexpended funds appropriated in part 1 for information technology services and projects are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the project is to implement changes to the MiSACWIS system.
- (b) The project will be accomplished by utilizing state employees or contracts with service providers, or both.
- (c) The total estimated cost of the project is \$150,000.00.
- (d) The tentative completion date is September 30, 2019.

Sec. 703. From the funds appropriated in part 1 for foster care payments, the department shall maintain the \$6,000.00 payment, in effect as of September 30, 2017, made to private child placing agencies upon the completion of the child welfare caseworker training. The department shall allocate a sufficient amount from the \$15,800,000.00 appropriated in the foster care payments line for noncaseload spending purposes to ensure these payments are made.

Sec. 704. From the funds appropriated in part 1 for children's services administration, the department shall expend up to \$25,000.00 to support a workgroup to update child welfare training methods.

Sec. 705. (1) The department of health and human services shall determine whether federal financial participation is available to support direct primary care services for managed care Medicaid enrollees. Based on this assessment, the department shall do 1 of the following:

(a) If federal financial participation is available, from the funds appropriated in part 1 for direct primary care pilot program, the department shall expend \$710,000.00 general fund/general purpose plus associated federal match for this program as part of a work project.

(b) If federal financial participation is not available, from the funds appropriated in part 1 for direct primary care pilot program, the department shall expend \$864,000.00 general fund/general purpose to fund a direct primary care pilot program as part of a work project.

(2) If federal financial participation is available, the department shall implement a direct primary care pilot program for managed care Medicaid enrollees that shall run from no later than July 1, 2018 to September 30, 2018. The pilot program shall include no more than 400 enrollees from each of the following Medicaid eligibility categories:

- (a) Childless adults.
- (b) Children ages 0 to 6 years.
- (c) Children ages 7 to 18 years.
- (d) Parents.
- (e) Elderly individuals.
- (f) Disabled individuals.

(3) If federal financial participation is not available, the department shall implement a direct primary care pilot program for managed care Medicaid enrollees that shall run from no later than July 1, 2018 to September 30, 2018. The pilot program shall include no more than 400 enrollees from each of the following Medicaid eligibility categories:

- (a) Childless adults.
- (b) Children ages 0 to 18 years.
- (c) Parents.

(4) The department shall open enrollment for the direct primary care pilot program to Medicaid beneficiaries, enrolled or assigned to participating managed care organizations using direct primary care services as an alternative payment model and shall keep enrollment open until the limits described in subsections (2) and (3) are reached. For the purposes of the pilot program, each enrollee, up to the limits described in subsections (2) and (3), that opts into the pilot program shall be enrolled in a single, eligible direct primary care service provider plan. The department shall maintain and publicly share a list of participating managed care organizations and require these managed care organizations to maintain and publicly share a list of participating direct primary care service providers with potential pilot program enrollees.

(5) An eligible direct primary care service provider must meet the following requirements:

- (a) The direct primary care service provider must be a licensed physician in a primary care specialty.
- (b) If federal financial participation is available, the monthly direct primary care enrollment fee shall not exceed a weighted average of \$70.00 per month across all eligibility categories. The average shall be weighted by the population makeup of the pilot program. If federal financial participation is not available, the monthly direct primary care enrollment fee shall not exceed a weighted average of \$60.00 per month across all eligibility categories. The average shall be weighted by the population makeup of the pilot program.
- (c) The direct primary care service provider must only provide primary care services.
- (d) The direct primary care service provider's services must include, but are not limited to, access to telemedicine and same or next business day appointments.

(6) For managed care enrollees participating in the direct primary care pilot, the enrollee's managed care organization shall authorize the contracted direct primary care service providers participating in the pilot program to refer pilot enrollees to nonprimary care services within the managed care organization's provider network. The direct primary care service providers must do all of the following:

(a) Only refer pilot program enrollees to nonprimary care service providers within the managed care organization's provider network when making referrals for nonprimary care services.

(b) Follow all prior authorization requirements mandated by the managed care organization.

(7) If, by August 1, 2018, the direct primary care pilot program described under subsection (4) has not begun enrolling Medicaid beneficiaries, the department shall begin the process of implementing a direct primary care pilot for fee for service Medicaid beneficiaries. This includes, but is not limited to, seeking federal approval for federal financial participation. The direct primary care pilot program for fee for service Medicaid beneficiaries shall be implemented by October 1, 2018 using the funds described under subsection (1) and using the parameters described under subsections (2), (3), and (5) for fee for service Medicaid beneficiaries.

(8) The department shall have access to the patient records of each enrollee in the pilot program for the sole purpose of aggregate data collection.

(9) On a quarterly basis, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office on the status and implementation of the direct primary care pilot program for both managed care Medicaid beneficiaries and fee for service Medicaid beneficiaries. The report shall include, but is not limited to, the following performance metrics:

- (a) The number of enrollees in the pilot program by eligibility category.
- (b) The per-member-per-month rate paid in the previous fiscal year per eligibility category.
- (c) The number of claims paid in the previous fiscal year per eligibility category.
- (d) The number of claims per category weighted to reflect 400 enrollees.
- (e) The dollar value of all claims per eligibility category.
- (f) The per-member-per-month actual cost. As used in this subdivision, "per-member-per-month actual cost" means the direct primary care plan costs and any managed care costs not covered through the direct primary care plan, including managed care provider overhead costs.
- (g) The average direct primary care cost per enrollee per eligibility category.
- (h) The average number of actual claims per eligibility category.
- (i) The average actual dollar value of claims per eligibility category.
- (j) The number of enrollees in the pilot program during the previous quarter who are no longer eligible for Medicaid in the current quarter, broken down by eligibility category.
- (k) The category savings subtotal. As used in this subdivision, "category savings subtotal" means the per-member-per-month rate paid in fiscal year 2016-2017 minus the per-member-per-month actual cost, times the number of enrollees in the eligibility category.

(l) The total savings. As used in this subdivision, “total savings” means the per-member-per-month rate paid in the previous fiscal year minus the per-member-per-month actual cost, times the total number of enrollees in the program.

(10) Unexpended and unencumbered funds up to a maximum of \$2,016,000.00 general fund/general purpose revenue plus any associated federal match remaining in accounts appropriated in part 1 for direct primary care pilot program are designated as work project appropriations, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for the direct primary care pilot program for Medicaid under this section until the work project has been completed. All of the following are in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the work project is to fund the cost of a direct primary care pilot program as provided by this section.

(b) The work project will be accomplished by contracting with a managed care organization under contract with the department to provide Medicaid services.

(c) The total estimated completion cost of the work project is \$6,048,000.00.

(d) The tentative completion date is June 30, 2021.

(11) The department may take out a stop loss policy to mitigate the potential cost impact if pilot program per-member-per-month costs exceed per-member-per-month costs for the program the enrollee would have been in had he or she not participated in the pilot program. The cost of the stop loss plan shall not be used in the assessment of the success of the pilot program.

DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES

Sec. 751. From the funds appropriated in part 1 from the insurance bureau fund, funds may be expended to support legislative participation in insurance activities coordinated by insurance and legislative associations, in accordance with section 225 of the insurance code of 1956, 1956 PA 218, MCL 500.225.

DEPARTMENT OF NATURAL RESOURCES

Sec. 801. The unexpended funds appropriated in part 1 for wildlife management are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is to fund wildlife disease research.

(b) The project will be accomplished by utilizing state resources and contracts.

(c) The total estimated cost of the project is \$5,300,000.00.

(d) The tentative completion date is September 30, 2022.

Sec. 802. The unexpended funds appropriated in part 1 for forestry investment are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is to fund enhancements to the vegetative management system.

(b) The project will be accomplished by utilizing state resources and contracts.

(c) The total estimated cost of the project is \$1,900,000.00.

(d) The tentative completion date is September 30, 2022.

Sec. 803. From the funds appropriated in part 1 for the nongame fish and wildlife trust fund, \$1,000,000.00 is transferred from the state general fund for deposit to the Kirtland’s warbler dedicated account of the Michigan nongame fish and wildlife trust fund created under section 42 of article IX of the state constitution of 1963.

DEPARTMENT OF STATE

Sec. 901. The unexpended funds appropriated in part 1 for the help America vote act are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is to provide election security improvements to the election system, equipment, and processes used in federal elections.

(b) The project will be accomplished by utilizing state employees or contracts with private vendors, or both.

(c) The total estimated cost of the project is \$11,242,400.00.

(d) The tentative completion date is September 30, 2022.

Sec. 902. The unexpended funds appropriated in part 1 for branch operations are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is to provide driver license reinstatement for 350,000 eligible citizens due to elimination of driver responsibility fees.

(b) The project will be accomplished by utilizing 100 limited-term state employees.

(c) The total estimated cost of the project is \$1,000,000.00.

(d) The tentative completion date is September 30, 2019.

DEPARTMENT OF STATE POLICE

Sec. 1001. (1) Funding appropriated in part 1 for school safety grants shall be used to provide and administer competitive grants to public or nonpublic schools, school districts, and intermediate school districts to purchase technology equipment, upgrade hardening measures, or conduct school building safety assessments to improve the safety and security of school buildings, students, and school staff. As used in this section, a “school district” includes a public school academy. The department of state police, grants and community services division, shall administer the grant program described in this section.

(2) The goal of the grant program is to create a safer school environment through equipment and technology enhancements.

(3) Applications shall be accepted directly from public or nonpublic schools, school districts, and intermediate school districts. School district and intermediate school district applications are required to be for buildings that have pre-K to 12 classrooms and students. There is a limit of 1 application per eligible applicant. Individual schools may submit their own application but must not also be included in a school district application if they submitted an individual application. All grants shall be funded on a reimbursement-only basis.

(4) From the \$25,000,000.00 appropriated in part 1 for school safety grants, \$10,000,000.00 shall be made available without a local matching fund requirement, subject to the requirements of subsection (3), to individual public or nonpublic schools, school districts, and intermediate school districts. Grants are limited to \$25,000.00 per application for individual schools and \$250,000.00 for school districts or intermediate school districts.

(5) From the \$25,000,000.00 appropriated in part 1 for school safety grants, \$15,000,000.00 shall be made available requiring a 25% local matching fund requirement, subject to the requirements of subsection (3), to individual public or nonpublic schools, school districts, and intermediate school districts. Grants are limited to \$1,000,000.00 per application.

(6) Eligible applicants are allowed to submit 1 application. Funding will not be awarded to a school building more than once. If a school district submits an application and an individual school within that district submits an application and includes that building, that building cannot receive 2 funding awards. If an agency submits more than 1 application, the most recent application submitted will be the one considered for funding.

(7) Applications shall be selected for funding based on eligibility, the project description, and whether the project reflects the highest security need of the applicant within grant funding constraints, the budget narrative, the budget, project goals, objectives, and performance measures. Priority shall be given to projects that involve multiple agencies working in partnership, to proposals that seek to secure exterior access points of school buildings, and to those applicants that did not receive a school safety grant in the past. Grant applicants must demonstrate proof that a school has an emergency operation plan that had been updated after August 1, 2017 to align with the state of Michigan emergency operations plan guidance and school safety information policy developed under section 1308 of the revised school code, 1976 PA 451, MCL 380.1308.

(8) Eligible expenditures under school safety grants include 1 or more of the following:

(a) Physical security enhancement equipment, such as door locks, proximity access card readers, keypads, motion detection systems, lighting, closed-circuit television systems, and audio or video intercom devices.

(b) Improved or hardened exterior access points of school buildings or enhancements to entryways.

(c) Public address systems.

(d) Inspection and screening systems, including metal detectors.

(e) Shatterproof glass or film for exterior doors or windows.

(f) Signs, such as “Emergency Exit Only” and “Visitors Register at Front Office” signs.

(g) Fences and gates.

(h) Mobile telephone applications that provide the ability to communicate with personnel on site while also connecting an emergency telephone call to a 9-1-1 center.

(i) School safety assessments such as those conducted by the Department of Homeland Security or a comparable private contractor service.

(9) The following items shall not be eligible for grant expenditure:

(a) Weapons, including tasers.

(b) Personal body armor for routine use.

(c) Construction of new facilities.

(d) Costs in applying for this grant, such as consultants and grant writers.

(e) Expenses incurred prior to the date of the award or after the end of the grant performance period.

(f) Personnel costs or operation costs related to a capital improvement.

(g) Indirect costs or indirect administrative expenses.

(h) All travel, including first-class or out-of-state travel.

(i) Contributions or donations.

(j) Management or administrative training and conferences, except as otherwise preapproved by the department of state police.

- (k) Management studies or research and development.
 - (l) Memberships and dues, unless a specific requirement of the project that has been preapproved by the department of state police.
 - (m) Vehicles, watercraft, or aircraft, including unmanned or remotely piloted aircraft and vehicles.
 - (n) Service contracts and training beyond the performance period of the grant award.
 - (o) Food, refreshments, and snacks.
- (10) The department shall issue grant guidance and application materials, including required performance measures, no later than August 1, 2018 and shall begin issuing awards no later than October 31, 2018. A project awarded a grant under this program must be completed by September 2019.
- (11) The department of state police shall report on grant activities to the house and senate appropriations subcommittees on state police, the house and senate fiscal agencies, and the state budget office by March 1, 2019, including available performance outcomes as identified in individual grant agreements.
- (12) Unexpended and unencumbered appropriations for school safety grants shall not lapse to the general fund but shall be carried forward into the subsequent fiscal year.

DEPARTMENT OF TALENT AND ECONOMIC DEVELOPMENT

Sec. 1101. (1) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$1,900,000.00 is allocated for projects at Grand Haven State Park. Of this amount, \$800,000.00 is allocated for the third stage of the parking lot replacement at Grand Haven State Park and \$1,100,000.00 is allocated to the replacement of the beach house at Grand Haven State Park. The department of natural resources shall use these funds and other funds, if available, for this purpose.

(2) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$1,400,000.00 shall be awarded for trail improvements in a county with a population between 26,500 and 27,000 according to the most recent federal decennial census.

(3) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$1,150,000.00 is allocated for the department of natural resources to conduct a dredging project on the Grand River between the Fulton Street bridge in Kent County and the Bass River inlet in Ottawa County, as outlined in the department of technology, management, and budget dredging feasibility study completed on May 3, 2017. Of this amount, up to \$150,000.00 is allocated for collecting and analyzing sediment samples from that section of the Grand River. The remainder is allocated to dredging, and shall be spent only if sediment tests are satisfactory and necessary permits are issued. The purpose of the dredging project is to facilitate recreational boating traffic over that section of the river. The department of natural resources shall accomplish these tasks by issuing requests for proposals and hiring private contractors. The department of natural resources shall issue the requests for proposals for this project no later than October 1, 2018. The funds allocated under this subsection are considered a work project appropriation, and any unencumbered or unallotted funds are carried forward into the succeeding fiscal year. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project to be carried forward is to test sediment and facilitate recreational boating traffic on the Grand River between the Fulton Street bridge in Kent County and the Bass River inlet in Ottawa County.

(b) The selected contractors will work with the department to establish a plan to complete the project.

(c) The total estimated cost of the project is \$1,150,000.00.

(d) The tentative completion date is September 30, 2022.

(4) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$1,000,000.00 shall be awarded to a civic theater in a county with a population between 600,000 and 610,000 and in a city with a population over 185,000 according to the most recent federal decennial census.

(5) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$750,000.00 shall be awarded towards riverfront park improvements in a county with a population between 600,000 and 610,000 and in a charter township with a population between 5,900 and 6,100 according to the most recent federal decennial census.

(6) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$500,000.00 shall be awarded to a public museum for expansion in a county with a population between 400,000 and 450,000 and in a city with a population over 100,000 according to the most recent federal decennial census.

(7) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$500,000.00 shall be awarded to a 501(c)(3) nonprofit that provides evening meals to children at or below poverty to increase access in a county with a population between 600,000 and 610,000 according to the most recent federal decennial census.

(8) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$500,000.00 shall be awarded to a museum that is a national historic landmark in a county with a population over 1,300,000 and in a city with a population between 97,000 and 500,000 according to the most recent federal decennial census for security upgrades.

(9) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$500,000.00 shall be awarded for a road project on a road south of the highest population center of a county located in a county with a population of between 45,000 and 46,000 according to the most recent federal decennial census.

(10) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$500,000.00 shall be awarded to support an Arab-American museum located in a county with a population over 1,300,000 and in a city with a population between 97,000 and 500,000 according to the most recent federal decennial census.

(11) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$500,000.00 shall be awarded to support capital improvements to an African-American museum in a city with a population greater than 600,000 according to the most recent federal decennial census.

(12) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$500,000.00 shall be awarded to support a memorial center in a county with a population between 1,000,000 and 1,700,000 and in a city with a population between 79,000 and 80,000 according to the most recent federal decennial census to expand educational access.

(13) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$300,000.00 shall be awarded to a county for trail improvements in a county with a population between 55,000 and 59,000 according to the most recent federal decennial census.

(14) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$250,000.00 shall be awarded for environmental clean-up in a county with a population between 1,000,000 and 1,700,000 and in a township with a population between 30,000 and 34,000 according to the most recent federal decennial census.

(15) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$150,000.00 shall be awarded to a university for community center improvements for a university with a fiscal year equated student population of fewer than 5,000 students.

(16) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$150,000.00 shall be awarded to a 501(c)(3) nonprofit organization that maintains parks and neighborhood improvements for community center improvements located in a city with a population greater than 600,000 according to the most recent federal decennial census.

(17) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$100,000.00 shall be awarded to a city to purchase a boat launch in a county with a population between 15,000 and 16,000 and in a city with a population between 800 and 1,000 according to the most recent federal decennial census.

(18) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$100,000.00 shall be awarded towards projects that will deepen a river that extends through a county with a population between 200,000 and 250,000 and another county with a population between 107,770 and 110,000 according to the most recent federal decennial census.

(19) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$100,000.00 shall be awarded to a 501(c)(3) nonprofit organization that is a locally certified community housing development organization for a community engagement grant in a county with a population between 250,000 and 260,000 and a city with a population above 50,000 according to the most recent federal decennial census.

(20) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$100,000.00 shall be awarded to a 501(c)(3) nonprofit organization that provides access to food, medical care, and counseling services located in a county with a population between 280,000 and 300,000 and a city with a population above 50,000 according to the most recent federal decennial census.

(21) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$45,000.00 shall be awarded to a county conservation district for watershed improvements located in a county with a population between 90,000 and 100,000 according to the most recent federal decennial census.

(22) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$25,000.00 shall be awarded to a city as a community heritage grant in a county with a population between 38,000 and 40,000 and a city with a population above 10,000 according to the most recent federal decennial census.

(23) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$5,000.00 shall be awarded to a city with the oldest World War I concrete monument for preservation of the monument.

(24) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$500,000.00 shall be awarded for a water and sewer project located in a county with a population between 130,000 and 140,000 and a city with a population between 8,600 and 8,700.

(25) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$200,000.00 shall be awarded for a behavioral and physical health clinic located in a county with a population between 130,000 and 140,000 and a city with a population between 8,600 and 8,700.

(26) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$325,000.00 shall be awarded for phase 1 of a water pipeline hookup located in a county with a population of between 25,800 and 25,900 and in a charter township with a population of between 6,900 and 7,100 according to the most recent federal decennial census.

(27) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$100,000.00 shall be awarded for a rural broadband project located in a county with a population of between 13,300 and 13,400 and in a township with a population of between 1,600 and 1,700 according to the most recent federal decennial census.

(28) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$100,000.00 shall be awarded for community center renovation located in a county with a population of between 152,000 and 152,100 and in a city with a population of between 20,700 and 20,800 according to the most recent federal decennial census.

(29) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$100,000.00 shall be awarded for a women's addiction center renovation located in a county with a population of between 152,000 and 152,100 and in a charter township with a population of between 14,500 and 14,600 according to the most recent federal decennial census.

(30) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$73,000.00 shall be awarded to a center for the arts located in a county with a population of between 152,000 and 153,000 and in a city with a population of between 20,700 and 20,800 according to the most recent federal decennial census.

(31) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$1,000,000.00 shall be awarded to a center for the arts located in a county with a population of between 32,600 and 32,700 and in a city with a population of between 5,600 and 5,700 according to the most recent federal decennial census.

(32) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$1,500,000.00 shall be awarded to a community hospital located in a county with a population of between 38,500 and 38,600 and in a township with a population of between 1,300 and 1,400 according to the most recent federal decennial census.

(33) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$1,000,000.00 shall be awarded to a private, not-for-profit provider of children and family welfare services and behavioral health care services with more than 15 centers throughout the state.

(34) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$500,000.00 shall be awarded to a downtown development authority property redevelopment project located in a county with a population of between 840,900 and 841,000 and in a city with a population of between 4,700 and 4,800 according to the most recent federal decennial census.

(35) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$25,000.00 shall be awarded for development and landscaping at a park located in a county with a population of between 840,900 and 841,000 and in a city with a population of between 4,700 and 4,800 according to the most recent federal decennial census.

(36) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$50,000.00 shall be awarded for park sidewalk repair located in a county with a population of between 840,900 and 841,000 and in a township with a population of between 43,300 and 43,400 according to the most recent federal decennial census.

(37) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$500,000.00 shall be awarded to a scholars program at a university located in a county with a population of between 250,300 and 250,400 and in a city with a population of between 74,200 and 74,300 according to the most recent federal decennial census.

(38) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$500,000.00 shall be awarded to a human and social services organization providing assistance to the disadvantaged, hardship cases, and newcomer populations located in a county with a population of between 840,900 and 841,000 and in a city with a population of between 129,600 and 129,800 according to the most recent federal decennial census.

(39) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$100,000.00 shall be awarded to a community vitality center located in a county with a population greater than 1,800,000 and in a city with a population of between 84,000 and 84,100 according to the most recent federal decennial census.

(40) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$500,000.00 shall be awarded for a veterans hall of fame to be located in a county with a population of between 37,000 and 37,100 and in a city with a population of between 12,600 and 12,700 according to the most recent federal decennial census.

(41) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$1,000,000.00 shall be awarded to a county community mental health service located in a county with a population of between 840,900 and 841,000 according to the most recent federal decennial census.

(42) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$1,500,000.00 shall be awarded for local match funding to a community college located in a county with a population of between 61,200 and 61,300 and in a township with a population of between 3,200 and 3,300 according to the most recent federal decennial census.

(43) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$200,000.00 shall be awarded for a new emergency dispatch system for a city with a population of between 9,100 and 9,200 and a charter township with a population of between 27,500 and 27,600 according to the most recent federal decennial census located in a county with a population greater than 1,800,000 according to the most recent federal decennial census.

(44) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$400,000.00 shall be awarded for the purchase of a new fire engine in a county with a population greater than 1,800,000 and in a charter township with a population of between 27,500 and 27,600 according to the most recent federal decennial census.

(45) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$81,000.00 shall be awarded for upgrades at a library located in a county with a population greater than 1,800,000, a county with a population of between 1,200,000 and 1,205,000, and in a city with a population of between 5,900 and 6,000 according to the most recent federal decennial census.

(46) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$96,000.00 shall be awarded for upgrades at a library located in a county with a population greater than 1,800,000 and in a city with a population of between 9,100 and 9,200 according to the most recent federal decennial census.

(47) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$75,000.00 shall be awarded for land improvements and law enforcement building improvements for police officer training at a national guard training facility located primarily in a county with a population of between 14,000 and 14,100 according to the most recent federal decennial census.

(48) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$125,000.00 shall be awarded for tree cutting at a public and military use airport located in a county with a population of between 14,000 and 14,100 according to the most recent federal decennial census.

(49) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$150,000.00 shall be awarded for a cooperative lakes monitoring program conducted by a Michigan network of volunteer water quality monitoring programs created under Executive Order No. 2003-15.

(50) From the one-time funds appropriated in part 1 for Michigan enhancement grants, \$250,000.00 shall be awarded to a not-for-profit research institute, incubator, and manager located in a county with a population of between 344,700 and 344,800 and in a charter township with a population of between 34,600 and 34,700 according to the most recent federal decennial census.

(51) Except as otherwise noted, the unexpended funds appropriated in part 1 for Michigan enhancement grants are designated as work project appropriations, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the projects is to enhance the quality of life of Michigan residents.
- (b) The projects will be accomplished by utilizing state employees or contracts with service providers, or both.
- (c) The total estimated cost of the projects is \$20,825,000.00.
- (d) The tentative completion date of the projects is September 30, 2022.

DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET

Sec. 1151. The unexpended funds appropriated in part 1 for gubernatorial office transition costs are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the project is to provide for executive office transition costs.
- (b) The project will be accomplished by utilizing 100 limited-term state employees or contracts with service providers, or both.
- (c) The total estimated cost of the project is \$1,750,000.00.
- (d) The tentative completion date is December 30, 2019.

Sec. 1152. By November 1, 2018, the department of technology, management, and budget shall work cooperatively with the department of health and human services to identify a location for the new Northern Satellite Psychiatric Facility capital outlay project approved for planning authorization in article II of 2017 PA 107. If a location has not been identified by November 1, 2018, the department of technology, management, and budget shall provide a status report on potential locations, reasoning why a location has not been identified, and the progress toward completing the new Northern Satellite Psychiatric Facility capital outlay project approved for planning authorization in article II of 2017 PA 107. The report shall be provided to the state budget office, the house and senate standing committees on appropriations, the joint capital outlay subcommittee, and the house and senate fiscal agencies.

Sec. 1153. There is appropriated from general fund/general purpose revenue, for the fiscal year ending September 30, 2018, beyond any amounts previously deposited, the sum of \$115,000,000.00 for deposit into the countercyclical budget and economic stabilization fund created in section 351 of the management and budget act, 1984 PA 431, MCL 18.1351.

STATE TRANSPORTATION DEPARTMENT

Sec. 1201. (1) From the one-time funds appropriated in part 1 for community infrastructure investments, \$1,070,000.00 shall be awarded for a highway project located in a county with a population of between 200,000 and 201,000 and in a township with a population of between 1,650 and 1,700 according to the most recent federal decennial census.

(2) From the one-time funds appropriated in part 1 for community infrastructure investments, \$200,000.00 shall be awarded for a bridge project located in a county with a population of between 200,000 and 201,000 and in a township with a population of between 1,650 and 1,700 according to the most recent federal decennial census.

(3) From the one-time funds appropriated in part 1 for community infrastructure investments, \$303,600.00 shall be awarded for a road project located in a county with a population of between 425,000 and 426,000 and in a charter township with a population of between 10,600 and 10,700 according to the most recent federal decennial census.

(4) From the one-time funds appropriated in part 1 for community infrastructure investments, \$700,000.00 shall be awarded for a road project located in a county with a population of between 1,202,000 and 1,203,000 and in a city with a population of between 70,000 and 71,000 according to the most recent federal decennial census.

(5) From the one-time funds appropriated in part 1 for community infrastructure investments, \$1,250,000.00 shall be awarded for a road project located in a county with a population of between 1,202,000 and 1,203,000 and partly in a city with a population of between 70,000 and 71,000 and partly in a city with a population of between 80,900 and 81,000 according to the most recent federal decennial census.

(6) From the one-time funds appropriated in part 1 for community infrastructure investments, \$1,000,000.00 shall be awarded for a road project located in a county with a population of between 602,000 and 603,000 and in a census designated place with a population of between 10,000 and 11,000 according to the most recent federal decennial census.

(7) From the one-time funds appropriated in part 1 for community infrastructure investments, \$850,000.00 shall be awarded for a road project located in a county with a population of between 250,000 and 251,000 and in a city with a population of between 74,000 and 75,000 according to the most recent federal decennial census.

(8) From the one-time funds appropriated in part 1 for community infrastructure investments, \$850,000.00 shall be awarded for a road project located in a county with a population of between 250,000 and 251,000 and in a city with a population of between 46,000 and 47,000 according to the most recent federal decennial census.

(9) From the one-time funds appropriated in part 1 for community infrastructure investments, \$460,000.00 shall be awarded for a road project located in a county with a population of between 250,000 and 251,000 and in a charter township with a population of between 14,500 and 14,750 according to the most recent federal decennial census.

(10) From the one-time funds appropriated in part 1 for community infrastructure investments, \$55,000.00 shall be awarded for a road project located in a county with a population of between 250,000 and 251,000 and in a village with a population of between 2,900 and 3,000 according to the most recent federal decennial census.

(11) From the one-time funds appropriated in part 1 for community infrastructure investments, \$300,000.00 shall be awarded for a reconstruction project located in a county with a population of between 86,000 and 87,000 and in a city with a population of between 14,500 and 15,000 according to the most recent federal decennial census.

(12) From the one-time funds appropriated in part 1 for community infrastructure investments, \$360,000.00 shall be awarded for a road project located in a county with a population of between 25,500 and 25,700 and in a city with a population of between 1,050 and 1,100 according to the most recent federal decennial census.

(13) From the one-time funds appropriated in part 1 for community infrastructure investments, \$800,000.00 shall be awarded for a bridge project located in a county with a population of between 46,000 and 47,000 and in a township with a population of between 2,490 and 2,500 according to the most recent federal decennial census.

(14) From the one-time funds appropriated in part 1 for community infrastructure investments, \$1,800,000.00 shall be awarded for a road project located in a county with a population of between 150,000 and 155,000 according to the most recent federal decennial census.

(15) From the one-time funds appropriated in part 1 for community infrastructure investments, \$7,600,000.00 shall be awarded for a road project located in a county with a population of between 75,000 and 76,000 and partially located in a city with a population of between 48,500 and 48,600 according to the most recent federal decennial census.

(16) From the one-time funds appropriated in part 1 for community infrastructure investments, \$2,400,000.00 shall be awarded for a trail extension project located in a county with a population of between 86,000 and 87,000 and in a city with a population of between 14,500 and 15,000 according to the most recent federal decennial census.

(17) From the one-time funds appropriated in part 1 for community infrastructure investments, \$1,550,000.00 shall be awarded for a road project located in a county with a population of between 150,000 and 155,000 according to the most recent federal decennial census.

(18) From the one-time funds appropriated in part 1 for community infrastructure investments, \$200,000.00 shall be awarded for flood levee and pump repair in a county with a population of between 150,000 and 155,000 and in a township with a population of between 9,200 and 9,300 according to the most recent federal decennial census.

(19) From the one-time funds appropriated in part 1 for community infrastructure investments, \$500,000.00 shall be awarded for a road project located in a county with a population of between 1,820,000 and 1,821,000 and in a township with a population of between 27,500 and 27,600 according to the most recent federal decennial census.

(20) From the one-time funds appropriated in part 1 for community infrastructure investments, \$750,000.00 shall be awarded for a highway planning study located in a county with a population of between 1,820,000 and 1,821,000 and in a township with a population of between 90,100 and 90,200 according to the most recent federal decennial census.

(21) From the one-time funds appropriated in part 1 for community infrastructure investments, \$450,000.00 shall be awarded for a road improvement project located in a county with a population of between 99,000 and 100,000 and in a city with a population of between 21,100 and 21,200 according to the most recent federal decennial census.

(22) From the one-time funds appropriated in part 1 for community infrastructure investments, \$297,200.00 shall be awarded for a road project located in a county with a population of between 840,000 and 841,000 and in a city with a population of between 129,600 and 129,700 according to the most recent federal decennial census.

(23) From the one-time funds appropriated in part 1 for community infrastructure investments, \$150,000.00 shall be awarded for a road project located in a county with a population of between 840,000 and 841,000 and in a city with a population of between 4,700 and 4,800 according to the most recent federal decennial census.

(24) From the one-time funds appropriated in part 1 for community infrastructure investments, \$100,000.00 shall be awarded for a road project located in a county with a population of between 840,000 and 841,000 and in a city with a population of between 4,700 and 4,800 according to the most recent federal decennial census.

(25) From the one-time funds appropriated in part 1 for community infrastructure investments, \$3,000,000.00 shall be awarded for infrastructure improvements located in a county with a population of between 70,300 and 70,400 and in a township with a population of between 2,270 and 2,300 according to the most recent federal decennial census.

(26) From the one-time funds appropriated in part 1 for community infrastructure investments, \$600,000.00 shall be awarded for a road project located in a county with a population of between 70,300 and 70,400 and in a township with a population of between 12,900 and 13,000 according to the most recent federal decennial census.

(27) From the one-time funds appropriated in part 1 for community infrastructure investments, \$1,800,000.00 shall be awarded for a road project located in a county with a population of between 250,000 and 251,000 and in a city with a population of between 46,000 and 47,000 according to the most recent federal decennial census.

(28) From the one-time funds appropriated in part 1 for community infrastructure investments, \$600,000.00 shall be awarded for a road project located in a county with a population of between 250,000 and 251,000 and in a city with a population of between 46,000 and 47,000 according to the most recent federal decennial census.

(29) The unexpended funds appropriated in part 1 for community infrastructure investments are designated as work project appropriations, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the projects is to improve infrastructure in the state.
- (b) The projects will be accomplished by utilizing state employees or contracts with service providers, or both.
- (c) The total estimated cost of the projects is \$30,000,000.00.
- (d) The tentative completion date of the projects is September 30, 2022.

DEPARTMENT OF TREASURY

Sec. 1302. (1) From the funds appropriated in part 1 for financial data analytic tool reimbursement, there is allocated an amount not to exceed \$500,000.00 for reimbursements to cities, villages, townships, counties, and regional councils of government for the licensing of data analytic tools as described under this section. Reimbursements are for cities, villages, townships, counties, and regional councils of governments that choose to use a data analytic tool with 1 of the 2 vendors approved by the MDTMB in 2017-2018. Funds allocated under this section are intended to provide cities, villages, townships, counties, and regional councils of government with financial forecasting and transparency reporting tools to improve the financial health of cities, villages, townships, counties, and regional councils of government and to improve communication with the public.

(2) The approved data analytic tool vendors from 2017-2018 must continue to do all of the following:

- (a) Analyze financial data.
- (b) Analyze pension and other postemployment benefit trends.
- (c) Provide early warning indicators of financial stress.
- (d) Provide peer community comparisons of financial data.
- (e) Provide financial projections for at least 3 subsequent fiscal years.

(3) Funds from any financial data analytic tool reimbursement work projects shall be used prior to using funds appropriated in the current year. Funds allocated under this section shall be paid to cities, villages, townships, counties, and regional councils of government that execute an agreement on behalf of their geographic local units as a reimbursement for already having a licensing agreement or for entering into a licensing agreement not later than December 1, 2018 with a vendor approved under subsection (2) from the 2017-2018 appropriation, to implement a data analytic agreement. Reimbursement under this section shall be made as follows:

(a) All cities, villages, townships, counties, and regional councils of government seeking reimbursement shall submit requests not later than December 1, 2018 indicating the cost paid for the financial data analytic tool by virtue of providing an invoice, purchase order, or proof of payment.

(b) The department of treasury shall determine the sum of the funding requested by all cities, villages, townships, counties, and regional councils of government under subdivision (a) and, if there are sufficient funds, shall reimburse 1/2 of the costs submitted by each city, village, township, county, and regional council of government under subdivision (a). If there are insufficient funds to pay 1/2 of the costs submitted under subdivision (a), the reimbursement shall be made on an equal percentage basis using 2016 census population estimates from the United States Census Bureau.

(c) The reimbursement to a city, village, township, county, or regional council of government shall not be greater than the amount paid for a data analytic application.

(d) A city, village, township, county, or regional council of government shall not be reimbursed for the purchase of more than 1 software application.

(e) Any unexpended funds are designated as a work project appropriation, and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures for projects under this section until the

Not Voting—1

Hood

In The Chair: Schuitmaker

Senator Kowall moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

By unanimous consent the Senate proceeded to the order of
General Orders

Senator Kowall moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President pro tempore, Senator Schuitmaker, designated Senator Hansen as Chairperson.

After some time spent therein, the Committee arose; and the Assistant President pro tempore, Senator O'Brien, having assumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

House Bill No. 4609, entitled

A bill to amend 1976 PA 390, entitled "Emergency management act," by amending section 18 (MCL 30.418), as amended by 2016 PA 220.

House Bill No. 4610, entitled

A bill to amend 1976 PA 390, entitled "Emergency management act," by amending section 19 (MCL 30.419), as amended by 2013 PA 110.

House Bill No. 5652, entitled

A bill to amend 1992 PA 234, entitled "The judges retirement act of 1992," by amending section 604 (MCL 38.2604), as amended by 2008 PA 514.

House Bill No. 5653, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending section 49 (MCL 38.49), as amended by 2011 PA 264.

House Bill No. 5901, entitled

A bill to amend 1989 PA 196, entitled "An act to abolish the criminal assessments commission; to prescribe certain duties of the crime victim services commission; to create the crime victim's rights fund; to provide for expenditures from the fund; to provide for assessments against criminal defendants and certain juvenile offenders; to provide for payment of crime victim's rights services; and to prescribe the powers and duties of certain state and local agencies and departments," by amending section 4 (MCL 780.904), as amended by 2017 PA 15.

The bills were placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 5536, entitled

A bill to amend 1953 PA 192, entitled "An act to create a county department of veterans' affairs in certain counties, and to prescribe its powers and duties; and to transfer the powers and duties of the soldiers' relief commission in such counties," (MCL 35.621 to 35.624) by amending the title and by adding section 3a.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with amendment, the following bill:

House Bill No. 5934, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” (MCL 400.1 to 400.119b) by adding section 110a. The following is the amendment recommended by the Committee of the Whole:

1. Amend page 1, line 9, after “(A)” by striking out “\$4,000,000.00” and inserting “\$7,978,300.00”.

The Senate agreed to the amendment recommended by the Committee of the Whole, and the bill as amended was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of
Third Reading of Bills

The President pro tempore, Senator Schuitmaker, resumed the Chair.

Senator Kowall moved that the rules be suspended and that the following bills, now on the order of Third Reading of Bills, be placed on their immediate passage at the head of the Third Reading of Bills calendar:

- House Bill No. 4609**
- House Bill No. 4610**
- House Bill No. 5652**
- House Bill No. 5653**
- House Bill No. 5536**
- House Bill No. 5934**
- House Bill No. 5901**

The motion prevailed, a majority of the members serving voting therefor.

The following bill was read a third time:

House Bill No. 4609, entitled

A bill to amend 1976 PA 390, entitled “Emergency management act,” by amending section 18 (MCL 30.418), as amended by 2016 PA 220.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 437

Yeas—35

Ananich	Hertel	Kowall	Rocca
Bieda	Hildenbrand	MacGregor	Schmidt
Booher	Hood	Marleau	Schuitmaker
Brandenburg	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn
Hansen	Knollenberg	Robertson	

Nays—1

Colbeck

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for planning, mitigation, response, and recovery from natural and human-made disaster within and outside this state; to create the Michigan emergency management advisory council and prescribe its powers and duties; to prescribe the powers and duties of certain state and local agencies and officials; to prescribe immunities and liabilities; to provide for the acceptance of gifts; and to repeal acts and parts of acts,”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4610, entitled

A bill to amend 1976 PA 390, entitled “Emergency management act,” by amending section 19 (MCL 30.419), as amended by 2013 PA 110.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 438

Yeas—35

Ananich	Hertel	Kowall	Rocca
Bieda	Hildenbrand	MacGregor	Schmidt
Booher	Hood	Marleau	Schuitmaker
Brandenburg	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn
Hansen	Knollenberg	Robertson	

Nays—1

Colbeck

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The Assistant President pro tempore, Senator O’Brien, resumed the Chair.

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for planning, mitigation, response, and recovery from natural and human-made disaster within and outside this state; to create the Michigan emergency management advisory council and prescribe its powers and duties; to prescribe the powers and duties of certain state and local agencies and officials; to prescribe immunities and liabilities; to provide for the acceptance of gifts; and to repeal acts and parts of acts,”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5652, entitled

A bill to amend 1992 PA 234, entitled “The judges retirement act of 1992,” by amending section 604 (MCL 38.2604), as amended by 2008 PA 514.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 439

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to establish a judges retirement system; to provide for the administration and maintenance of the retirement system; to create a retirement board; to prescribe the powers and duties of the retirement board; to establish certain reserves for the retirement system; to establish certain funds; to prescribe the powers and duties of certain state departments and certain state and local officials and employees; to provide for certain disqualifications; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5653, entitled

A bill to amend 1943 PA 240, entitled “State employees’ retirement act,” by amending section 49 (MCL 38.49), as amended by 2011 PA 264.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 440

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for a state employees’ retirement system; to create a state employees’ retirement board and prescribe its powers and duties; to establish certain funds in connection with the retirement system; to require contributions to the retirement system by and on behalf of members and participants of the retirement system; to create certain accounts and provide for expenditures from those accounts; to prescribe the powers and duties of certain state and local officers and employees and certain state departments and agencies; to prescribe and make appropriations for the retirement system; and to prescribe penalties and provide remedies;”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5536, entitled

A bill to amend 1953 PA 192, entitled “An act to create a county department of veterans’ affairs in certain counties, and to prescribe its powers and duties; and to transfer the powers and duties of the soldiers’ relief commission in such counties;” (MCL 35.621 to 35.624) by amending the title and by adding section 3a.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 441**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0**Excused—1**

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5934, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 110a.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 442**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0**Excused—1**

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect the welfare of the people of this state; to provide general assistance, hospitalization, infirmary and medical care to poor or unfortunate persons; to provide for compliance by this state with the social security act; to provide protection, welfare and services to aged persons, dependent children, the blind, and the permanently and totally disabled; to administer programs and services for the prevention and treatment of delinquency, dependency and neglect of children; to create a state department of social services; to prescribe the powers and duties of the department; to provide for the interstate and intercounty transfer of dependents; to create county and district departments of social services; to create within certain county departments, bureaus of social aid and certain divisions and offices thereunder; to prescribe the powers and duties of the departments, bureaus and officers; to provide for appeals in certain cases; to prescribe the powers and duties of the state department with respect to county and district departments; to prescribe certain duties of certain other state departments, officers, and agencies; to make an appropriation; to prescribe penalties for the violation of the provisions of this act; and to repeal certain parts of this act on specific dates.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5901, entitled

A bill to amend 1989 PA 196, entitled “An act to abolish the criminal assessments commission; to prescribe certain duties of the crime victim services commission; to create the crime victim’s rights fund; to provide for expenditures from the fund; to provide for assessments against criminal defendants and certain juvenile offenders; to provide for payment of crime victim’s rights services; and to prescribe the powers and duties of certain state and local agencies and departments,” by amending section 4 (MCL 780.904), as amended by 2017 PA 15.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 443**Yeas—23**

Booher	Horn	Meekhof	Schmidt
Brandenburg	Jones	Nofs	Schuitmaker
Emmons	Knollenberg	O'Brien	Shirkey
Green	Kowall	Pavlov	Stamas
Hansen	MacGregor	Proos	Zorn
Hildenbrand	Marleau	Robertson	

Nays—13

Ananich	Gregory	Hopgood	Rocca
Bieda	Hertel	Hune	Warren
Colbeck	Hood	Knezek	Young
Conyers			

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The Senate agreed to the title of the bill.

Recess

Senator Kowall moved that the Senate recess subject to the call of the Chair. The motion prevailed, the time being 12:22 p.m.

1:54 p.m.

The Senate was called to order by the President pro tempore, Senator Schuitmaker.

By unanimous consent the Senate returned to the order of
Motions and Communications

Senator Kowall moved that the rules be suspended and that the following bill, now on Committee Reports, be placed on the General Orders calendar for consideration today:

House Bill No. 5985

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the Senate returned to the order of
General Orders

Senator Kowall moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President pro tempore, Senator Schuitmaker, designated Senator Hansen as Chairperson.

After some time spent therein, the Committee arose; and the President pro tempore, Senator Schuitmaker, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 5985, entitled

A bill to amend 2013 PA 93, entitled "Michigan indigent defense commission act," by amending sections 3, 5, 7, 9, 11, 13, 15, and 17 (MCL 780.983, 780.985, 780.987, 780.989, 780.991, 780.993, 780.995, and 780.997), sections 3, 5, and 11 as amended by 2016 PA 439, section 9 as amended by 2016 PA 440, section 13 as amended by 2016 PA 441, section 15 as amended by 2016 PA 442, and section 17 as amended by 2016 PA 443, and by adding section 22.

Substitute (S-3).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of
Third Reading of Bills

Senator Kowall moved that the rules be suspended and that the following bill, now on the order of Third Reading of Bills, be placed on its immediate passage at the head of the Third Reading of Bills calendar:

House Bill No. 5985

The motion prevailed, a majority of the members serving voting therefor.

The following bill was read a third time:

House Bill No. 5985, entitled

A bill to amend 2013 PA 93, entitled "Michigan indigent defense commission act," by amending sections 3, 5, 7, 9, 11, 13, 15, and 17 (MCL 780.983, 780.985, 780.987, 780.989, 780.991, 780.993, 780.995, and 780.997), sections 3, 5,

and 11 as amended by 2016 PA 439, section 9 as amended by 2016 PA 440, section 13 as amended by 2016 PA 441, section 15 as amended by 2016 PA 442, and section 17 as amended by 2016 PA 443, and by adding section 22.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 444

Yeas—27

Ananich	Hansen	MacGregor	Schmidt
Bieda	Hertel	Meekhof	Schuitmaker
Booher	Hildenbrand	O’Brien	Shirkey
Brandenburg	Hood	Pavlov	Stamas
Conyers	Hopgood	Proos	Warren
Green	Horn	Robertson	Young
Gregory	Knezek	Rocca	

Nays—9

Colbeck	Jones	Kowall	Nofs
Emmons	Knollenberg	Marleau	Zorn
Hune			

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to create the Michigan indigent defense commission and to provide for its powers and duties; to provide indigent defendants in criminal cases with effective assistance of counsel; to provide standards for the appointment of legal counsel; to provide for and limit certain causes of action; and to provide for certain appropriations and grants.”

The Senate agreed to the full title.

By unanimous consent the Senate returned to the order of

Conference Reports

Senator Kowall moved that Joint Rule 9 be suspended to permit immediate consideration of the conference report relative to the following bill:

House Bill No. 5579

The motion prevailed, a majority of the members serving voting therefor.

House Bill No. 5579, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 6, 11, 11a, 11j, 11k, 11m, 11s, 15, 18, 19, 20, 20d, 20f, 21f, 21h, 22a, 22b, 22d, 22g, 22m, 22n, 24, 24a, 24c, 25e, 25f, 25g, 26a, 26b, 26c,

31a, 31b, 31d, 31f, 31j, 32d, 32p, 32q, 35a, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54b, 55, 56, 61a, 61b, 61c, 62, 64b, 64d, 65, 67, 74, 81, 94, 94a, 95b, 98, 99h, 99s, 99t, 99u, 102d, 104, 104b, 104c, 104d, 104e, 107, 147, 147a, 147b, 147c, 147e, 152a, 152b, 163, 164h, 166b, 169a, 201, 201a, 206, 207a, 207b, 207c, 209, 210b, 217, 225, 226, 229, 229a, 230, 236, 236a, 236b, 236c, 241, 245, 251, 252, 256, 263, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 274d, 275b, 276, 277, 278, 279, 280, 281, 282, and 289 (MCL 388.1606, 388.1611, 388.1611a, 388.1611j, 388.1611k, 388.1611m, 388.1611s, 388.1615, 388.1618, 388.1619, 388.1620, 388.1620d, 388.1620f, 388.1621f, 388.1621h, 388.1622a, 388.1622b, 388.1622d, 388.1622g, 388.1622m, 388.1622n, 388.1624, 388.1624a, 388.1624c, 388.1625e, 388.1625f, 388.1625g, 388.1626a, 388.1626b, 388.1626c, 388.1631a, 388.1631b, 388.1631d, 388.1631f, 388.1631j, 388.1632d, 388.1632p, 388.1632q, 388.1635a, 388.1639, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1654b, 388.1655, 388.1656, 388.1661a, 388.1661b, 388.1661c, 388.1662, 388.1664b, 388.1664d, 388.1665, 388.1667, 388.1674, 388.1681, 388.1694, 388.1694a, 388.1695b, 388.1698, 388.1699h, 388.1699s, 388.1699t, 388.1699u, 388.1702d, 388.1704, 388.1704b, 388.1704c, 388.1704d, 388.1704e, 388.1707, 388.1747, 388.1747a, 388.1747b, 388.1747c, 388.1747e, 388.1752a, 388.1752b, 388.1763, 388.1764h, 388.1766b, 388.1769a, 388.1801, 388.1801a, 388.1806, 388.1807a, 388.1807b, 388.1807c, 388.1809, 388.1810b, 388.1817, 388.1825, 388.1826, 388.1829, 388.1829a, 388.1830, 388.1836, 388.1836a, 388.1836b, 388.1836c, 388.1841, 388.1845, 388.1851, 388.1852, 388.1856, 388.1863, 388.1864, 388.1865, 388.1865a, 388.1867, 388.1868, 388.1869, 388.1870, 388.1874, 388.1874c, 388.1874d, 388.1875b, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880, 388.1881, 388.1882, and 388.1889), sections 6, 11a, 11j, 11k, 11m, 11s, 15, 18, 20, 20d, 20f, 22a, 22b, 22d, 22g, 24, 24a, 24c, 25f, 25g, 26a, 26b, 26c, 31b, 31d, 31f, 32p, 32q, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54b, 55, 56, 61a, 61b, 62, 64b, 65, 67, 74, 81, 94, 94a, 98, 99s, 104, 104d, 147, 147b, 147c, 152a, 152b, 201, 201a, 206, 207a, 207b, 207c, 209, 210b, 217, 225, 226, 229, 229a, 230, 236, 236a, 236b, 236c, 241, 245, 251, 252, 256, 263, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 276, 277, 278, 279, 280, 281, and 282 as amended and sections 21h, 22m, 22n, 147e, 164h, and 274d as added by 2017 PA 108, sections 11, 21f, 25e, 31a, 31j, 32d, 35a, 61c, 64d, 95b, 99h, 99t, 102d, 104c, 107, 147a, and 166b as amended and sections 99u and 104e as added by 2017 PA 143, section 19 as amended by 2016 PA 533, section 104b as amended by 2016 PA 249, section 163 as amended by 2015 PA 85, section 169a as amended by 1997 PA 93, section 275b as added by 2015 PA 44, and section 289 as amended by 2013 PA 60, and by adding sections 17c, 22p, 25h, 31m, 35b, 54d, 61d, 61e, 99v, 167b, 209a, 210f, 215, 236f, 245a, 265b, 265c, 265d, and 265e; and to repeal acts and parts of acts.

The House of Representatives has adopted the report of the Committee of Conference.

The Conference Report was read as follows:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

House Bill No. 5579, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 6, 11, 11a, 11j, 11k, 11m, 11s, 15, 18, 19, 20, 20d, 20f, 21f, 21h, 21j, 22a, 22b, 22d, 22m, 22n, 24, 24a, 24c, 25e, 25f, 25g, 26a, 26b, 26c, 31a, 31b, 31d, 31f, 31j, 32d, 32p, 32q, 35a, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54b, 56, 61a, 61b, 61c, 62, 64b, 64d, 65, 67, 67a, 74, 81, 94, 94a, 95b, 98, 99h, 99k, 99r, 99s, 99t, 99u, 102d, 104, 104c, 104d, 104e, 107, 147, 147a, 147b, 147c, 147e, 152a, 152b, 166b, 201, 201a, 206, 207a, 207b, 207c, 209, 210b, 217, 225, 226, 229, 229a, 230, 236, 236a, 236b, 236c, 241, 251, 252, 256, 263, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 274d, 276, 277, 278, 279, 280, 281, 282, and 289 (MCL 388.1606, 388.1611, 388.1611a, 388.1611j, 388.1611k, 388.1611m, 388.1611s, 388.1615, 388.1618, 388.1619, 388.1620, 388.1620d, 388.1620f, 388.1621f, 388.1621h, 388.1621j, 388.1622a, 388.1622b, 388.1622d, 388.1622m, 388.1622n, 388.1624, 388.1624a, 388.1624c, 388.1625e, 388.1625f, 388.1625g, 388.1626a, 388.1626b, 388.1626c, 388.1631a, 388.1631b, 388.1631d, 388.1631f, 388.1631j, 388.1632d, 388.1632p, 388.1632q, 388.1635a, 388.1639, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1654b, 388.1656, 388.1661a, 388.1661b, 388.1661c, 388.1662, 388.1664b, 388.1664d, 388.1665, 388.1667, 388.1667a, 388.1674, 388.1681, 388.1694, 388.1694a, 388.1695b, 388.1698, 388.1699h, 388.1699k, 388.1699r, 388.1699s, 388.1699t, 388.1699u, 388.1702d, 388.1704, 388.1704c, 388.1704d, 388.1704e, 388.1707, 388.1747, 388.1747a, 388.1747b, 388.1747c, 388.1747e, 388.1752a, 388.1752b, 388.1766b, 388.1801, 388.1801a, 388.1806, 388.1807a, 388.1807b, 388.1807c, 388.1809, 388.1810b, 388.1817, 388.1825, 388.1826, 388.1829, 388.1829a, 388.1830, 388.1836, 388.1836a, 388.1836b, 388.1836c, 388.1841, 388.1851, 388.1852, 388.1856, 388.1863, 388.1864, 388.1865, 388.1865a, 388.1867, 388.1868, 388.1869, 388.1870, 388.1874, 388.1874c, 388.1874d, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880, 388.1881, 388.1882, and 388.1889), sections 6, 11a, 11j, 11k, 11m, 11s, 15, 18, 20, 20d, 20f, 22a, 22b, 22d, 24, 24a, 24c, 25f, 25g, 26a, 26b, 26c, 31b, 31d, 31f, 32p, 32q, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54b, 56, 61a, 61b, 62, 64b, 65, 67, 74, 81, 94, 94a, 98, 99s, 104, 104d, 147, 147b, 147c, 152a, 152b, 201, 201a, 206, 207a, 207b, 207c, 209, 210b, 217, 225, 226, 229, 229a, 230, 236, 236a, 236b, 236c, 241, 251, 252, 256, 263, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 276, 277, 278, 279, 280, 281, and 282 as amended and sections 21h, 21j, 22m, 22n, 99k, 147e, and 274d as added by 2017 PA 108, sections 11, 21f, 25e, 31a, 31j, 32d, 35a, 61c, 64d, 67a, 95b, 99h, 99r, 99t, 102d, 104c, 107, 147a, and 166b as amended

and sections 99u and 104e as added by 2017 PA 143, section 19 as amended by 2016 PA 533, and section 289 as amended by 2013 PA 60, and by adding sections 17c, 22o, 25h, 35b, 54d, 68, 68a, 68b, 68c, 68d, 110, 167b, 210f, 215, 265b, 265c, 265d, 274e, 274f, and 292; and to repeal acts and parts of acts.

Recommendations:

First: That the Senate recede from the Substitute of the Senate as passed by the Senate.

Second: That the House and Senate agree to the Substitute of the House as passed by the House, amended to read as follows:

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 6, 11, 11a, 11j, 11k, 11m, 11s, 15, 18, 19, 20, 20d, 20f, 21f, 21h, 22a, 22b, 22d, 22g, 22m, 22n, 24, 24a, 24c, 25e, 25f, 25g, 26a, 26b, 26c, 31a, 31b, 31d, 31f, 31j, 32d, 32p, 32q, 35a, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54b, 55, 56, 61a, 61b, 61c, 62, 64b, 64d, 65, 67, 74, 81, 94, 94a, 95b, 98, 99h, 99s, 99t, 99u, 102d, 104, 104b, 104c, 104d, 104e, 107, 147, 147a, 147b, 147c, 147e, 152a, 152b, 163, 164h, 166b, 169a, 201, 201a, 206, 207a, 207b, 207c, 209, 210b, 217, 225, 226, 229, 229a, 230, 236, 236a, 236b, 236c, 241, 245, 251, 252, 256, 263, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 274d, 275b, 276, 277, 278, 279, 280, 281, 282, and 289 (MCL 388.1606, 388.1611, 388.1611a, 388.1611j, 388.1611k, 388.1611m, 388.1611s, 388.1615, 388.1618, 388.1619, 388.1620, 388.1620d, 388.1620f, 388.1621f, 388.1621h, 388.1622a, 388.1622b, 388.1622d, 388.1622g, 388.1622m, 388.1622n, 388.1624, 388.1624a, 388.1624c, 388.1625e, 388.1625f, 388.1625g, 388.1626a, 388.1626b, 388.1626c, 388.1631a, 388.1631b, 388.1631d, 388.1631f, 388.1631j, 388.1632d, 388.1632p, 388.1632q, 388.1635a, 388.1639, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1654b, 388.1655, 388.1656, 388.1661a, 388.1661b, 388.1661c, 388.1662, 388.1664b, 388.1664d, 388.1665, 388.1667, 388.1674, 388.1681, 388.1694, 388.1694a, 388.1695b, 388.1698, 388.1699h, 388.1699s, 388.1699t, 388.1699u, 388.1702d, 388.1704, 388.1704b, 388.1704c, 388.1704d, 388.1704e, 388.1707, 388.1747, 388.1747a, 388.1747b, 388.1747c, 388.1747e, 388.1752a, 388.1752b, 388.1763, 388.1764h, 388.1766b, 388.1769a, 388.1801, 388.1801a, 388.1806, 388.1807a, 388.1807b, 388.1807c, 388.1809, 388.1810b, 388.1817, 388.1825, 388.1826, 388.1829, 388.1829a, 388.1830, 388.1836, 388.1836a, 388.1836b, 388.1836c, 388.1841, 388.1845, 388.1851, 388.1852, 388.1856, 388.1863, 388.1864, 388.1865, 388.1865a, 388.1867, 388.1868, 388.1869, 388.1870, 388.1874, 388.1874c, 388.1874d, 388.1875b, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880, 388.1881, 388.1882, and 388.1889), sections 6, 11a, 11j, 11k, 11m, 11s, 15, 18, 20, 20d, 20f, 22a, 22b, 22d, 22g, 24, 24a, 24c, 25f, 25g, 26a, 26b, 26c, 31b, 31d, 31f, 32p, 32q, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54b, 55, 56, 61a, 61b, 62, 64b, 65, 67, 74, 81, 94, 94a, 98, 99s, 104, 104d, 147, 147b, 147c, 152a, 152b, 201, 201a, 206, 207a, 207b, 207c, 209, 210b, 217, 225, 226, 229, 229a, 230, 236, 236a, 236b, 236c, 241, 245, 251, 252, 256, 263, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 276, 277, 278, 279, 280, 281, and 282 as amended and sections 21h, 22m, 22n, 147e, 164h, and 274d as added by 2017 PA 108, sections 11, 21f, 25e, 31a, 31j, 32d, 35a, 61c, 64d, 95b, 99h, 99t, 102d, 104c, 107, 147a, and 166b as amended and sections 99u and 104e as added by 2017 PA 143, section 19 as amended by 2016 PA 533, section 104b as amended by 2016 PA 249, section 163 as amended by 2015 PA 85, section 169a as amended by 1997 PA 93, section 275b as added by 2015 PA 44, and section 289 as amended by 2013 PA 60, and by adding sections 17c, 22p, 25h, 31m, 35b, 54d, 61d, 61e, 99v, 167b, 209a, 210f, 215, 236f, 245a, 265b, 265c, 265d, and 265e; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

Sec. 6. (1) “Center program” means a program operated by a district or by an intermediate district for special education pupils from several districts in programs for pupils with autism spectrum disorder, pupils with severe cognitive impairment, pupils with moderate cognitive impairment, pupils with severe multiple impairments, pupils with hearing impairment, pupils with visual impairment, and pupils with physical impairment or other health impairment. Programs for pupils with emotional impairment housed in buildings that do not serve regular education pupils also qualify. Unless otherwise approved by the department, a center program either shall serve all constituent districts within an intermediate district or shall serve several districts with less than 50% of the pupils residing in the operating district. In addition, special education center program pupils placed part-time in noncenter programs to comply with the least restrictive environment provisions of section 612 of part B of the individuals with disabilities education act, 20 USC 1412, may be considered center program pupils for pupil accounting purposes for the time scheduled in either a center program or a noncenter program.

(2) “District and high school graduation rate” means the annual completion and pupil dropout rate that is calculated by the center pursuant to nationally recognized standards.

(3) “District and high school graduation report” means a report of the number of pupils, excluding adult education participants, in the district for the immediately preceding school year, adjusted for those pupils who have transferred into or out of the district or high school, who leave high school with a diploma or other credential of equal status.

(4) “Membership”, except as otherwise provided in this article, means for a district, a public school academy, or an intermediate district the sum of the product of .90 times the number of full-time equated pupils in grades K to 12 actually enrolled and in regular daily attendance on the pupil membership count day for the current school year, plus the product of .10 times the final audited count from the supplemental count day for the immediately preceding school year. A district’s, public school academy’s, or intermediate district’s membership shall be adjusted as provided under section 25e for pupils who enroll after the pupil membership count day in a strict discipline academy operating under sections 1311b to 1311m of the revised school code, MCL 380.1311b to 380.1311m. However, for a district that is a community district, “membership” means the sum of the product of .90 times the number of full-time equated pupils in grades K to 12 actually enrolled and in regular

daily attendance in the community district on the pupil membership count day for the current school year, plus the product of .10 times the sum of the final audited count from the supplemental count day of pupils in grades K to 12 actually enrolled and in regular daily attendance in the community district for the immediately preceding school year plus the final audited count from the supplemental count day of pupils in grades K to 12 actually enrolled and in regular daily attendance in the education achievement system for the immediately preceding school year. All pupil counts used in this subsection are as determined by the department and calculated by adding the number of pupils registered for attendance plus pupils received by transfer and minus pupils lost as defined by rules promulgated by the superintendent, and as corrected by a subsequent department audit. The amount of the foundation allowance for a pupil in membership is determined under section 20. In making the calculation of membership, all of the following, as applicable, apply to determining the membership of a district, a public school academy, or an intermediate district:

(a) Except as otherwise provided in this subsection, and pursuant to subsection (6), a pupil shall be counted in membership in the pupil's educating district or districts. An individual pupil shall not be counted for more than a total of 1.0 full-time equated membership.

(b) If a pupil is educated in a district other than the pupil's district of residence, if the pupil is not being educated as part of a cooperative education program, if the pupil's district of residence does not give the educating district its approval to count the pupil in membership in the educating district, and if the pupil is not covered by an exception specified in subsection (6) to the requirement that the educating district must have the approval of the pupil's district of residence to count the pupil in membership, the pupil shall not be counted in membership in any district.

(c) A special education pupil educated by the intermediate district shall be counted in membership in the intermediate district.

(d) A pupil placed by a court or state agency in an on-grounds program of a juvenile detention facility, a child caring institution, or a mental health institution, or a pupil funded under section 53a, shall be counted in membership in the district or intermediate district approved by the department to operate the program.

(e) A pupil enrolled in the Michigan Schools for the Deaf and Blind shall be counted in membership in the pupil's intermediate district of residence.

(f) A pupil enrolled in a career and technical education program supported by a millage levied over an area larger than a single district or in an area vocational-technical education program established pursuant to section 690 of the revised school code, MCL 380.690, shall be counted only in the pupil's district of residence.

(g) A pupil enrolled in a public school academy shall be counted in membership in the public school academy.

(h) For the purposes of this section and section 6a, for a cyber school, as defined in section 551 of the revised school code, MCL 380.551, that is in compliance with section 553a of the revised school code, MCL 380.553a, a pupil's participation in the cyber school's educational program is considered regular daily attendance, and for a district or public school academy, a pupil's participation in a virtual course as defined in section 21f is considered regular daily attendance. **FOR THE PURPOSES OF THIS SUBDIVISION, FOR A PUPIL ENROLLED IN A CYBER SCHOOL AND UTILIZING SEQUENTIAL LEARNING, PARTICIPATION MEANS THAT TERM AS DEFINED IN THE PUPIL ACCOUNTING MANUAL, SECTION 5-O-D: REQUIREMENTS FOR COUNTING PUPILS IN MEMBERSHIP-SUBSECTION 10.**

(i) For a new district or public school academy beginning its operation after December 31, 1994, membership for the first 2 full or partial fiscal years of operation shall be determined as follows:

(i) If operations begin before the pupil membership count day for the fiscal year, membership is the average number of full-time equated pupils in grades K to 12 actually enrolled and in regular daily attendance on the pupil membership count day for the current school year and on the supplemental count day for the current school year, as determined by the department and calculated by adding the number of pupils registered for attendance on the pupil membership count day plus pupils received by transfer and minus pupils lost as defined by rules promulgated by the superintendent, and as corrected by a subsequent department audit, plus the final audited count from the supplemental count day for the current school year, and dividing that sum by 2.

(ii) If operations begin after the pupil membership count day for the fiscal year and not later than the supplemental count day for the fiscal year, membership is the final audited count of the number of full-time equated pupils in grades K to 12 actually enrolled and in regular daily attendance on the supplemental count day for the current school year.

(j) If a district is the authorizing body for a public school academy, then, in the first school year in which pupils are counted in membership on the pupil membership count day in the public school academy, the determination of the district's membership shall exclude from the district's pupil count for the immediately preceding supplemental count day any pupils who are counted in the public school academy on that first pupil membership count day who were also counted in the district on the immediately preceding supplemental count day.

(k) For an extended school year program approved by the superintendent, a pupil enrolled, but not scheduled to be in regular daily attendance, on a pupil membership count day, shall be counted in membership.

(l) To be counted in membership, a pupil shall meet the minimum age requirement to be eligible to attend school under section 1147 of the revised school code, MCL 380.1147, or shall be enrolled under subsection (3) of that section, and shall be less than 20 years of age on September 1 of the school year except as follows:

(i) A special education pupil who is enrolled and receiving instruction in a special education program or service approved by the department, who does not have a high school diploma, and who is less than 26 years of age as of September 1 of the current school year shall be counted in membership.

(ii) A pupil who is determined by the department to meet all of the following may be counted in membership:

(A) Is enrolled in a public school academy or an alternative education high school diploma program, that is primarily focused on educating pupils with extreme barriers to education, such as being homeless as defined under 42 USC 11302.

(B) Had dropped out of school.

(C) Is less than 22 years of age as of September 1 of the current school year.

(iii) If a child does not meet the minimum age requirement to be eligible to attend school for that school year under section 1147 of the revised school code, MCL 380.1147, but will be 5 years of age not later than December 1 of that school year, the district may count the child in membership for that school year if the parent or legal guardian has notified the district in writing that he or she intends to enroll the child in kindergarten for that school year.

(m) An individual who has achieved a high school diploma shall not be counted in membership. An individual who has achieved a high school equivalency certificate shall not be counted in membership unless the individual is a student with a disability as defined in R 340.1702 of the Michigan Administrative Code. An individual participating in a job training program funded under former section 107a or a jobs program funded under former section 107b, administered by the department of talent and economic development, or participating in any successor of either of those 2 programs, shall not be counted in membership.

(n) If a pupil counted in membership in a public school academy is also educated by a district or intermediate district as part of a cooperative education program, the pupil shall be counted in membership only in the public school academy unless a written agreement signed by all parties designates the party or parties in which the pupil shall be counted in membership, and the instructional time scheduled for the pupil in the district or intermediate district shall be included in the full-time equated membership determination under subdivision (q) and section 101. However, for pupils receiving instruction in both a public school academy and in a district or intermediate district but not as a part of a cooperative education program, the following apply:

(i) If the public school academy provides instruction for at least 1/2 of the class hours required under section 101, the public school academy shall receive as its prorated share of the full-time equated membership for each of those pupils an amount equal to 1 times the product of the hours of instruction the public school academy provides divided by the number of hours required under section 101 for full-time equivalency, and the remainder of the full-time membership for each of those pupils shall be allocated to the district or intermediate district providing the remainder of the hours of instruction.

(ii) If the public school academy provides instruction for less than 1/2 of the class hours required under section 101, the district or intermediate district providing the remainder of the hours of instruction shall receive as its prorated share of the full-time equated membership for each of those pupils an amount equal to 1 times the product of the hours of instruction the district or intermediate district provides divided by the number of hours required under section 101 for full-time equivalency, and the remainder of the full-time membership for each of those pupils shall be allocated to the public school academy.

(o) An individual less than 16 years of age as of September 1 of the current school year who is being educated in an alternative education program shall not be counted in membership if there are also adult education participants being educated in the same program or classroom.

(p) The department shall give a uniform interpretation of full-time and part-time memberships.

(q) The number of class hours used to calculate full-time equated memberships shall be consistent with section 101. In determining full-time equated memberships for pupils who are enrolled in a postsecondary institution **OR FOR PUPILS ENGAGED IN AN INTERNSHIP OR WORK EXPERIENCE UNDER SECTION 1279H OF THE REVISED SCHOOL CODE, MCL 380.1279H**, a pupil shall not be considered to be less than a full-time equated pupil solely because of the effect of his or her postsecondary enrollment **OR ENGAGEMENT IN THE INTERNSHIP OR WORK EXPERIENCE**, including necessary travel time, on the number of class hours provided by the district to the pupil.

(r) Full-time equated memberships for pupils in kindergarten shall be determined by dividing the number of instructional hours scheduled and provided per year per kindergarten pupil by the same number used for determining full-time equated memberships for pupils in grades 1 to 12. However, to the extent allowable under federal law, for a district or public school academy that provides evidence satisfactory to the department that it used federal title I money in the 2 immediately preceding school fiscal years to fund full-time kindergarten, full-time equated memberships for pupils in kindergarten shall be determined by dividing the number of class hours scheduled and provided per year per kindergarten pupil by a number equal to 1/2 the number used for determining full-time equated memberships for pupils in grades 1 to 12. The change in the counting of full-time equated memberships for pupils in kindergarten that took effect for 2012-2013 is not a mandate.

(s) For a district or a public school academy that has pupils enrolled in a grade level that was not offered by the district or public school academy in the immediately preceding school year, the number of pupils enrolled in that grade level to be counted in membership is the average of the number of those pupils enrolled and in regular daily attendance on the pupil membership count day and the supplemental count day of the current school year, as determined by the department. Membership shall be calculated by adding the number of pupils registered for attendance in that grade level on the pupil membership count day plus pupils received by transfer and minus pupils lost as defined by rules promulgated by the superintendent, and as corrected by subsequent department audit, plus the final audited count from the supplemental count day for the current school year, and dividing that sum by 2.

(t) A pupil enrolled in a cooperative education program may be counted in membership in the pupil's district of residence with the written approval of all parties to the cooperative agreement.

(u) If, as a result of a disciplinary action, a district determines through the district's alternative or disciplinary education program that the best instructional placement for a pupil is in the pupil's home or otherwise apart from the general school population, if that placement is authorized in writing by the district superintendent and district alternative or disciplinary education supervisor, and if the district provides appropriate instruction as described in this subdivision to the pupil at the pupil's home or otherwise apart from the general school population, the district may count the pupil in membership on a pro rata basis, with the proration based on the number of hours of instruction the district actually provides to the pupil divided by the number of hours required under section 101 for full-time equivalency. For the purposes of this subdivision, a district shall be considered to be providing appropriate instruction if all of the following are met:

(i) The district provides at least 2 nonconsecutive hours of instruction per week to the pupil at the pupil's home or otherwise apart from the general school population under the supervision of a certificated teacher.

(ii) The district provides instructional materials, resources, and supplies that are comparable to those otherwise provided in the district's alternative education program.

(iii) Course content is comparable to that in the district's alternative education program.

(iv) Credit earned is awarded to the pupil and placed on the pupil's transcript.

(v) If a pupil was enrolled in a public school academy on the pupil membership count day, if the public school academy's contract with its authorizing body is revoked or the public school academy otherwise ceases to operate, and if the pupil enrolls in a district within 45 days after the pupil membership count day, the department shall adjust the district's pupil count for the pupil membership count day to include the pupil in the count.

(w) For a public school academy that has been in operation for at least 2 years and that suspended operations for at least 1 semester and is resuming operations, membership is the sum of the product of .90 times the number of full-time equated pupils in grades K to 12 actually enrolled and in regular daily attendance on the first pupil membership count day or supplemental count day, whichever is first, occurring after operations resume, plus the product of .10 times the final audited count from the most recent pupil membership count day or supplemental count day that occurred before suspending operations, as determined by the superintendent.

(x) If a district's membership for a particular fiscal year, as otherwise calculated under this subsection, would be less than 1,550 pupils and the district has 4.5 or fewer pupils per square mile, as determined by the department, and if the district does not receive funding under section 22d(2), the district's membership shall be considered to be the membership figure calculated under this subdivision. If a district educates and counts in its membership pupils in grades 9 to 12 who reside in a contiguous district that does not operate grades 9 to 12 and if 1 or both of the affected districts request the department to use the determination allowed under this sentence, the department shall include the square mileage of both districts in determining the number of pupils per square mile for each of the districts for the purposes of this subdivision. The membership figure calculated under this subdivision is the greater of the following:

(i) The average of the district's membership for the 3-fiscal-year period ending with that fiscal year, calculated by adding the district's actual membership for each of those 3 fiscal years, as otherwise calculated under this subsection, and dividing the sum of those 3 membership figures by 3.

(ii) The district's actual membership for that fiscal year as otherwise calculated under this subsection.

(y) Full-time equated memberships for special education pupils who are not enrolled in kindergarten but are enrolled in a classroom program under R 340.1754 of the Michigan Administrative Code shall be determined by dividing the number of class hours scheduled and provided per year by 450. Full-time equated memberships for special education pupils who are not enrolled in kindergarten but are receiving early childhood special education services under R 340.1755 or R 340.1862 of the Michigan Administrative Code shall be determined by dividing the number of hours of service scheduled and provided per year per-pupil by 180.

(z) A pupil of a district that begins its school year after Labor Day who is enrolled in an intermediate district program that begins before Labor Day shall not be considered to be less than a full-time pupil solely due to instructional time scheduled but not attended by the pupil before Labor Day.

(aa) For the first year in which a pupil is counted in membership on the pupil membership count day in a middle college program, the membership is the average of the full-time equated membership on the pupil membership count day and on the supplemental count day for the current school year, as determined by the department. If a pupil described in this subdivision was counted in membership by the operating district on the immediately preceding supplemental count day, the pupil shall be excluded from the district's immediately preceding supplemental count for the purposes of determining the district's membership.

(bb) A district or public school academy that educates a pupil who attends a United States Olympic Education Center may count the pupil in membership regardless of whether or not the pupil is a resident of this state.

(cc) A pupil enrolled in a district other than the pupil's district of residence pursuant to section 1148(2) of the revised school code, MCL 380.1148, shall be counted in the educating district.

(dd) For a pupil enrolled in a dropout recovery program that meets the requirements of section 23a, the pupil shall be counted as 1/12 of a full-time equated membership for each month that the district operating the program reports that the pupil

was enrolled in the program and was in full attendance. However, if the special membership counting provisions under this subdivision and the operation of the other membership counting provisions under this subsection result in a pupil being counted as more than 1.0 FTE in a fiscal year, the payment made for the pupil under sections 22a and 22b shall not be based on more than 1.0 FTE for that pupil, and any portion of an FTE for that pupil that exceeds 1.0 shall instead be paid under section 25g. The district operating the program shall report to the center the number of pupils who were enrolled in the program and were in full attendance for a month not later than 30 days after the end of the month. A district shall not report a pupil as being in full attendance for a month unless both of the following are met:

(i) A personalized learning plan is in place on or before the first school day of the month for the first month the pupil participates in the program.

(ii) The pupil meets the district's definition under section 23a of satisfactory monthly progress for that month or, if the pupil does not meet that definition of satisfactory monthly progress for that month, the pupil did meet that definition of satisfactory monthly progress in the immediately preceding month and appropriate interventions are implemented within 10 school days after it is determined that the pupil does not meet that definition of satisfactory monthly progress.

(ee) A pupil participating in a virtual course under section 21f shall be counted in membership in the district enrolling the pupil.

(ff) If a public school academy that is not in its first or second year of operation closes at the end of a school year and does not reopen for the next school year, the department shall adjust the membership count of the district or other public school academy in which a former pupil of the closed public school academy enrolls and is in regular daily attendance for the next school year to ensure that the district or other public school academy receives the same amount of membership aid for the pupil as if the pupil were counted in the district or other public school academy on the supplemental count day of the preceding school year.

(gg) If a special education pupil is expelled under section 1311 or 1311a of the revised school code, MCL 380.1311 and 380.1311a, and is not in attendance on the pupil membership count day because of the expulsion, and if the pupil remains enrolled in the district and resumes regular daily attendance during that school year, the district's membership shall be adjusted to count the pupil in membership as if he or she had been in attendance on the pupil membership count day.

(hh) A pupil enrolled in a community district shall be counted in membership in the community district.

(ii) A part-time pupil enrolled in a nonpublic school in grades K to 12 in accordance with section 166b shall not be counted as more than 0.75 of a full-time equated membership.

(jj) A district that borders another state or a public school academy that operates at least grades 9 to 12 and is located within 20 miles of a border with another state may count in membership a pupil who is enrolled in a course at a college or university that is located in the bordering state and within 20 miles of the border with this state if all of the following are met:

(i) The pupil would meet the definition of an eligible student under the postsecondary enrollment options act, 1996 PA 160, MCL 388.511 to 388.524, if the course were an eligible course under that act.

(ii) The course in which the pupil is enrolled would meet the definition of an eligible course under the postsecondary enrollment options act, 1996 PA 160, MCL 388.511 to 388.524, if the course were provided by an eligible postsecondary institution under that act.

(iii) The department determines that the college or university is an institution that, in the other state, fulfills a function comparable to a state university or community college, as those terms are defined in section 3 of the postsecondary enrollment options act, 1996 PA 160, MCL 388.513, or is an independent nonprofit degree-granting college or university.

(iv) The district or public school academy pays for a portion of the pupil's tuition at the college or university in an amount equal to the eligible charges that the district or public school academy would pay to an eligible postsecondary institution under the postsecondary enrollment options act, 1996 PA 160, MCL 388.511 to 388.524, as if the course were an eligible course under that act.

(v) The district or public school academy awards high school credit to a pupil who successfully completes a course as described in this subdivision.

(kk) A pupil enrolled in a middle college program may be counted for more than a total of 1.0 full-time equated membership if the pupil is enrolled in more than the minimum number of instructional days and hours required under section 101 and the pupil is expected to complete the 5-year program with both a high school diploma and at least 60 transferable college credits or is expected to earn an associate's degree in fewer than 5 years.

(ll) IF A DISTRICT'S OR PUBLIC SCHOOL ACADEMY'S MEMBERSHIP FOR A PARTICULAR FISCAL YEAR, AS OTHERWISE CALCULATED UNDER THIS SUBSECTION, INCLUDES PUPILS COUNTED IN MEMBERSHIP WHO ARE ENROLLED UNDER SECTION 166B, ALL OF THE FOLLOWING APPLY FOR THE PURPOSES OF THIS SUBDIVISION:

(i) IF THE DISTRICT'S OR PUBLIC SCHOOL ACADEMY'S MEMBERSHIP FOR PUPILS COUNTED UNDER SECTION 166B EQUALS OR EXCEEDS 5% OF THE DISTRICT'S OR PUBLIC SCHOOL ACADEMY'S MEMBERSHIP FOR PUPILS NOT COUNTED IN MEMBERSHIP UNDER SECTION 166B IN THE IMMEDIATELY PRECEDING FISCAL YEAR, THEN THE GROWTH IN THE DISTRICT'S OR PUBLIC SCHOOL ACADEMY'S MEMBERSHIP FOR PUPILS COUNTED UNDER SECTION 166B MUST NOT EXCEED 10%.

(ii) IF THE DISTRICT'S OR PUBLIC SCHOOL ACADEMY'S MEMBERSHIP FOR PUPILS COUNTED UNDER SECTION 166B IS LESS THAN 5% OF THE DISTRICT'S OR PUBLIC SCHOOL ACADEMY'S MEMBERSHIP

FOR PUPILS NOT COUNTED IN MEMBERSHIP UNDER SECTION 166B IN THE IMMEDIATELY PRECEDING FISCAL YEAR, THEN THE DISTRICT'S OR PUBLIC SCHOOL ACADEMY'S MEMBERSHIP FOR PUPILS COUNTED UNDER SECTION 166B MUST NOT EXCEED THE GREATER OF THE FOLLOWING:

(A) 5% OF THE DISTRICT'S OR PUBLIC SCHOOL ACADEMY'S MEMBERSHIP FOR PUPILS NOT COUNTED IN MEMBERSHIP UNDER SECTION 166B.

(B) 10% MORE THAN THE DISTRICT'S OR PUBLIC SCHOOL ACADEMY'S MEMBERSHIP FOR PUPILS COUNTED UNDER SECTION 166B IN THE IMMEDIATELY PRECEDING FISCAL YEAR.

(iii) IF 1 OR MORE DISTRICTS CONSOLIDATE OR ARE PARTIES TO AN ANNEXATION, THEN THE CALCULATIONS UNDER SUBDIVISIONS (i) AND (ii) MUST BE APPLIED TO THE COMBINED TOTAL MEMBERSHIP FOR PUPILS COUNTED IN THOSE DISTRICTS FOR THE FISCAL YEAR IMMEDIATELY PRECEDING THE CONSOLIDATION OR ANNEXATION.

(MM) IF A DISTRICT, INTERMEDIATE DISTRICT, OR PUBLIC SCHOOL ACADEMY CHARGES TUITION FOR A PUPIL THAT RESIDED OUT OF STATE IN THE IMMEDIATELY PRECEDING SCHOOL YEAR, THE PUPIL SHALL NOT BE COUNTED IN MEMBERSHIP IN THE DISTRICT, INTERMEDIATE DISTRICT, OR PUBLIC SCHOOL ACADEMY.

(5) "Public school academy" means that term as defined in section 5 of the revised school code, MCL 380.5.

(6) "Pupil" means an individual in membership in a public school. A district must have the approval of the pupil's district of residence to count the pupil in membership, except approval by the pupil's district of residence is not required for any of the following:

(a) A nonpublic part-time pupil enrolled in grades K to 12 in accordance with section 166b.

(b) A pupil receiving 1/2 or less of his or her instruction in a district other than the pupil's district of residence.

(c) A pupil enrolled in a public school academy.

(d) A pupil enrolled in a district other than the pupil's district of residence under an intermediate district schools of choice pilot program as described in section 91a or former section 91 if the intermediate district and its constituent districts have been exempted from section 105.

(e) A pupil enrolled in a district other than the pupil's district of residence if the pupil is enrolled in accordance with section 105 or 105c.

(f) A pupil who has made an official written complaint or whose parent or legal guardian has made an official written complaint to law enforcement officials and to school officials of the pupil's district of residence that the pupil has been the victim of a criminal sexual assault or other serious assault, if the official complaint either indicates that the assault occurred at school or that the assault was committed by 1 or more other pupils enrolled in the school the pupil would otherwise attend in the district of residence or by an employee of the district of residence. A person who intentionally makes a false report of a crime to law enforcement officials for the purposes of this subdivision is subject to section 411a of the Michigan penal code, 1931 PA 328, MCL 750.411a, which provides criminal penalties for that conduct. As used in this subdivision:

(i) "At school" means in a classroom, elsewhere on school premises, on a school bus or other school-related vehicle, or at a school-sponsored activity or event whether or not it is held on school premises.

(ii) "Serious assault" means an act that constitutes a felony violation of chapter XI of the Michigan penal code, 1931 PA 328, MCL 750.81 to 750.90h, or that constitutes an assault and infliction of serious or aggravated injury under section 81a of the Michigan penal code, 1931 PA 328, MCL 750.81a.

(g) A pupil whose district of residence changed after the pupil membership count day and before the supplemental count day and who continues to be enrolled on the supplemental count day as a nonresident in the district in which he or she was enrolled as a resident on the pupil membership count day of the same school year.

(h) A pupil enrolled in an alternative education program operated by a district other than his or her district of residence who meets 1 or more of the following:

(i) The pupil has been suspended or expelled from his or her district of residence for any reason, including, but not limited to, a suspension or expulsion under section 1310, 1311, or 1311a of the revised school code, MCL 380.1310, 380.1311, and 380.1311a.

(ii) The pupil had previously dropped out of school.

(iii) The pupil is pregnant or is a parent.

(iv) The pupil has been referred to the program by a court.

(i) A pupil enrolled in the Michigan Virtual School, for the pupil's enrollment in the Michigan Virtual School.

(j) A pupil who is the child of a person who works at the district or who is the child of a person who worked at the district as of the time the pupil first enrolled in the district but who no longer works at the district due to a workforce reduction. As used in this subdivision, "child" includes an adopted child, stepchild, or legal ward.

(k) An expelled pupil who has been denied reinstatement by the expelling district and is reinstated by another school board under section 1311 or 1311a of the revised school code, MCL 380.1311 and 380.1311a.

(l) A pupil enrolled in a district other than the pupil's district of residence in a middle college program if the pupil's district of residence and the enrolling district are both constituent districts of the same intermediate district.

(m) A pupil enrolled in a district other than the pupil's district of residence who attends a United States Olympic Education Center.

(n) A pupil enrolled in a district other than the pupil's district of residence pursuant to section 1148(2) of the revised school code, MCL 380.1148.

(o) A pupil who enrolls in a district other than the pupil's district of residence as a result of the pupil's school not making adequate yearly progress under the no child left behind act of 2001, Public Law 107-110, or the every student succeeds act, Public Law 114-95.

However, except for pupils enrolled in the youth challenge program at the site at which the youth challenge program operated for 2015-2016, if a district educates pupils who reside in another district and if the primary instructional site for those pupils is established by the educating district after 2009-2010 and is located within the boundaries of that other district, the educating district must have the approval of that other district to count those pupils in membership.

(7) "Pupil membership count day" of a district or intermediate district means:

(a) Except as provided in subdivision (b), the first Wednesday in October each school year or, for a district or building in which school is not in session on that Wednesday due to conditions not within the control of school authorities, with the approval of the superintendent, the immediately following day on which school is in session in the district or building.

(b) For a district or intermediate district maintaining school during the entire school year, the following days:

(i) Fourth Wednesday in July.

(ii) First Wednesday in October.

(iii) Second Wednesday in February.

(iv) Fourth Wednesday in April.

(8) "Pupils in grades K to 12 actually enrolled and in regular daily attendance" means pupils in grades K to 12 in attendance and receiving instruction in all classes for which they are enrolled on the pupil membership count day or the supplemental count day, as applicable. Except as otherwise provided in this subsection, a pupil who is absent from any of the classes in which the pupil is enrolled on the pupil membership count day or supplemental count day and who does not attend each of those classes during the 10 consecutive school days immediately following the pupil membership count day or supplemental count day, except for a pupil who has been excused by the district, shall not be counted as 1.0 full-time equated membership. A pupil who is excused from attendance on the pupil membership count day or supplemental count day and who fails to attend each of the classes in which the pupil is enrolled within 30 calendar days after the pupil membership count day or supplemental count day shall not be counted as 1.0 full-time equated membership. In addition, a pupil who was enrolled and in attendance in a district, intermediate district, or public school academy before the pupil membership count day or supplemental count day of a particular year but was expelled or suspended on the pupil membership count day or supplemental count day shall only be counted as 1.0 full-time equated membership if the pupil resumed attendance in the district, intermediate district, or public school academy within 45 days after the pupil membership count day or supplemental count day of that particular year. Pupils not counted as 1.0 full-time equated membership due to an absence from a class shall be counted as a prorated membership for the classes the pupil attended. For purposes of this subsection, "class" means a period of time in 1 day when pupils and a certified teacher or ~~legally qualified~~ **AN INDIVIDUAL WORKING UNDER A VALID substitute teacher PERMIT, AUTHORIZATION, OR APPROVAL ISSUED BY THE DEPARTMENT**, are together and instruction is taking place.

(9) "Rule" means a rule promulgated pursuant to the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.

(10) "The revised school code" means 1976 PA 451, MCL 380.1 to 380.1852.

(11) "School district of the first class", "first class school district", and "district of the first class" mean, for the purposes of this article only, a district that had at least 40,000 pupils in membership for the immediately preceding fiscal year.

(12) "School fiscal year" means a fiscal year that commences July 1 and continues through June 30.

(13) "State board" means the state board of education.

(14) "Superintendent", unless the context clearly refers to a district or intermediate district superintendent, means the superintendent of public instruction described in section 3 of article VIII of the state constitution of 1963.

(15) "Supplemental count day" means the day on which the supplemental pupil count is conducted under section 6a.

(16) "Tuition pupil" means a pupil of school age attending school in a district other than the pupil's district of residence for whom tuition may be charged to the district of residence. Tuition pupil does not include a pupil who is a special education pupil, a pupil described in subsection (6)(c) to (o), or a pupil whose parent or guardian voluntarily enrolls the pupil in a district that is not the pupil's district of residence. A pupil's district of residence shall not require a high school tuition pupil, as provided under section 111, to attend another school district after the pupil has been assigned to a school district.

(17) "State school aid fund" means the state school aid fund established in section 11 of article IX of the state constitution of 1963.

(18) "Taxable value" means the taxable value of property as determined under section 27a of the general property tax act, 1893 PA 206, MCL 211.27a.

(19) "Textbook" means a book, electronic book, or other instructional print or electronic resource that is selected and approved by the governing board of a district and that contains a presentation of principles of a subject, or that is a literary work relevant to the study of a subject required for the use of classroom pupils, or another type of course material that forms the basis of classroom instruction.

(20) "Total state aid" or "total state school aid" means the total combined amount of all funds due to a district, intermediate district, or other entity under this article.

Sec. 11. (1) ~~For the fiscal year ending September 30, 2017, there is appropriated for the public schools of this state and certain other state purposes relating to education the sum of \$12,069,644,300.00 from the state school aid fund, the sum of \$179,100,000.00 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. For the fiscal year ending September 30, 2018, there is appropriated for the public schools of this state and certain other state purposes relating to education the sum of \$12,547,270,300.00~~ **\$12,682,127,200.00** from the state school aid fund, the sum of ~~\$215,000,000.00~~ **\$78,500,000.00** 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, an amount not to exceed \$23,100,000.00 from the MPSERS retirement obligation reform reserve fund, and an amount not to exceed \$100.00 from the water emergency reserve fund. **FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2019, THERE IS APPROPRIATED FOR THE PUBLIC SCHOOLS OF THIS STATE AND CERTAIN OTHER STATE PURPOSES RELATING TO EDUCATION THE SUM OF \$12,876,825,200.00 FROM THE STATE SCHOOL AID FUND, THE SUM OF \$60,000,000.00 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, AN AMOUNT NOT TO EXCEED \$31,900,000.00 FROM THE MPSERS RETIREMENT OBLIGATION REFORM RESERVE FUND, AND AN AMOUNT NOT TO EXCEED \$100.00 FROM THE WATER EMERGENCY RESERVE FUND.** In addition, all available federal funds are appropriated each fiscal year for the fiscal years ending September 30, ~~2017-2018~~ and September 30, ~~2018-2019~~.

(2) The appropriations under this section shall be allocated as provided in this article. Money appropriated under this section from the general fund shall 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 state fiscal year are transferred to the school aid stabilization fund created under section 11a.

Sec. 11a. (1) The school aid stabilization fund is created as a separate account within the state school aid fund established by section 11 of article IX of the state constitution of 1963.

(2) The state treasurer may receive money or other assets from any source for deposit into the school aid stabilization fund. The state treasurer shall deposit into the school aid stabilization fund all of the following:

(a) Unexpended and unencumbered state school aid fund revenue for a fiscal year that remains in the state school aid fund as of the bookclosing for that fiscal year.

(b) Money statutorily dedicated to the school aid stabilization fund.

(c) Money appropriated to the school aid stabilization fund.

(3) Money available in the school aid stabilization fund may not be expended without a specific appropriation from the school aid stabilization fund. Money in the school aid stabilization fund shall be expended only for purposes for which state school aid fund money may be expended.

(4) The state treasurer shall direct the investment of the school aid stabilization fund. The state treasurer shall credit to the school aid stabilization fund interest and earnings from fund investments.

(5) Money in the school aid stabilization fund at the close of a fiscal year shall remain in the school aid stabilization fund and shall not lapse to the unreserved school aid fund balance or the general fund.

(6) If the maximum amount appropriated under section 11 from the state school aid fund for a fiscal year exceeds the amount available for expenditure from the state school aid fund for that fiscal year, there is appropriated from the school aid stabilization fund to the state school aid fund an amount equal to the projected shortfall as determined by the department of treasury, but not to exceed available money in the school aid stabilization fund. If the money in the school aid stabilization fund is insufficient to fully fund an amount equal to the projected shortfall, the state budget director shall notify the legislature as required under section 296(2) and state payments in an amount equal to the remainder of the projected shortfall shall be prorated in the manner provided under section 296(3).

(7) ~~For 2016-2017 and for 2017-2018,~~ **2018-2019**, in addition to the appropriations in section 11, there is appropriated from the school aid stabilization fund to the state school aid fund the amount necessary to fully fund the allocations under this article.

Sec. 11j. From the appropriation in section 11, there is allocated an amount not to exceed \$125,500,000.00 for ~~2017-2018~~ **2018-2019** for payments to the school loan bond redemption fund in the department of treasury on behalf of districts and intermediate districts. Notwithstanding section 296 or any other provision of this act, funds allocated under this section are not subject to proration and shall be paid in full.

Sec. 11k. ~~For 2017-2018,~~ **2018-2019**, there is appropriated from the general fund to the school loan revolving fund an amount equal to the amount of school bond loans assigned to the Michigan finance authority, not to exceed the total amount of school bond loans held in reserve as long-term assets. As used in this section, "school loan revolving fund" means that fund created in section 16c of the shared credit rating act, 1985 PA 227, MCL 141.1066c.

Sec. 11m. From the appropriation in section 11, ~~there is allocated for 2016-2017 an amount not to exceed \$5,500,000.00 and there is allocated for 2017-2018 an amount not to exceed \$6,500,000.00~~ **\$18,000,000.00 AND THERE IS ALLOCATED FOR 2018-2019 AN AMOUNT NOT TO EXCEED \$24,000,000.00** for fiscal year cash-flow borrowing costs solely related to the state school aid fund established by section 11 of article IX of the state constitution of 1963.

Sec. 11s. (1) From the general fund appropriation in section 11, ~~there is allocated \$10,142,500.00 for 2016-2017 and there is allocated \$8,730,000.00 for 2017-2018~~ **\$3,230,000.00 FOR 2018-2019** for the purpose of providing services and programs to children who reside within the boundaries of a district with the majority of its territory located within the boundaries of a city for which an executive proclamation of emergency is issued in the current or immediately preceding ~~2-3~~ fiscal years under the emergency management act, 1976 PA 390, MCL 30.401 to 30.421. From the funding appropriated in section 11, there is allocated for each fiscal year ~~for 2016-2017 and for 2017-2018~~ **2018-2019** \$100.00 from the water emergency reserve fund for the purposes of this section.

(2) From the allocation in subsection (1), there is allocated to a district with the majority of its territory located within the boundaries of a city in which an executive proclamation of emergency is issued in the current or immediately preceding ~~2-3~~ fiscal years and that has at least 4,500 pupils in membership for the 2016-2017 fiscal year or has at least 4,000 pupils in membership for a fiscal year after 2016-2017, an amount not to exceed ~~\$1,292,500.00 for 2016-2017 and an amount not to exceed \$2,625,000.00 for 2017-2018~~ **\$2,625,000.00 FOR 2018-2019** for the purpose of employing school nurses, **CLASSROOM AIDES**, and school social workers. The district shall provide a report to the department in a form, manner, and frequency prescribed by the department. The department shall provide a copy of that report to the governor, the house and senate school aid subcommittees, the house and senate fiscal agencies, and the state budget director within 5 days after receipt. The report shall provide at least the following information:

- (a) How many personnel were hired using the funds allocated under this subsection.
- (b) A description of the services provided to pupils by those personnel.
- (c) How many pupils received each type of service identified in subdivision (b).
- (d) Any other information the department considers necessary to ensure that the children described in subsection (1) received appropriate levels and types of services.

(3) ~~From the allocation in subsection (1), there is allocated to an intermediate district that has a constituent district described in subsection (2) an amount not to exceed \$1,195,000.00 for 2016-2017 and an amount not to exceed \$2,500,000.00 for 2017-2018 to augment staff for the purpose of providing additional early childhood services and for nutritional services to children described in subsection (1), regardless of location of school of attendance. For 2016-2017, the early childhood services to be provided under this subsection are state early intervention services as described in subsection (4) and early literacy services. Beginning with 2017-2018, the early childhood services to be provided under this subsection are state early intervention services that are similar to the services described in the early on Michigan state plan, including ensuring that all children described in subsection (1) who are less than 4 years of age as of September 1, 2016 are assessed and evaluated at least twice annually. In addition, funds allocated under this subsection may also be expended to provide informational resources to parents, educators, and the community, and to coordinate services with other local agencies. The intermediate district shall provide a report to the department in a form, manner, and frequency approved by the department. The department shall provide a copy of that report to the governor, the house and senate school aid subcommittees, the house and senate fiscal agencies, and the state budget director within 5 days after receipt. The report shall provide at least the following information:~~

- (a) How many personnel were hired using the funds appropriated in this subsection.
- (b) A description of the services provided to children by those personnel.
- (c) What types of additional nutritional services were provided.
- (d) How many children received each type of service identified in subdivisions (b) and (c).
- (e) What types of informational resources and coordination efforts were provided.
- (f) Any other information the department considers necessary to ensure that the children described in subsection (1) received appropriate levels and types of services.

(3) (4) ~~For 2016-2017-2018-2019 only, from the allocation in subsection (1), there is allocated an amount not to exceed \$6,155,000.00~~ **\$0.00 to AN intermediate districts described in subsection (3)-DISTRICT THAT HAS A CONSTITUENT DISTRICT DESCRIBED IN SUBSECTION (2)** to provide state early intervention services for children described in subsection (1) who are less than 4 years of age as of September 1, 2016. The intermediate district shall use these funds to provide state early intervention services that are similar to the services described in the early on Michigan state plan, including ensuring that all children described in subsection (1) who are less than 4 years of age as of September 1, 2016 are assessed and evaluated at least twice annually.

(5) ~~From the allocation in subsection (1), there is allocated an amount not to exceed \$1,500,000.00 for 2016-2017 and an amount not to exceed \$3,000,000.00 for 2017-2018 to intermediate districts described in subsection (3) to enroll children described in subsection (1) in school-day great start readiness programs, regardless of household income eligibility requirements contained in section 39. The department shall administer this funding consistent with all other provisions of the great start readiness programs contained in section 32d and section 39.~~

(4) (6) ~~For 2017-2018-~~ **2018-2019**, from the allocation in subsection (1), there is allocated an amount not to exceed \$605,000.00 for nutritional services to children described in subsection (1).

(5) ~~(7)~~In addition to other funding allocated and appropriated in this section, there is appropriated an amount not to exceed \$15,000,000.00 ~~each fiscal year for 2016-2017 and 2017-2018~~ **FOR FISCAL YEAR 2018-2019** for state restricted contingency funds. These contingency funds are not available for expenditure until they have been transferred to a section within this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

~~(6) (8)~~Notwithstanding section 17b, payments under this section shall be paid on a schedule determined by the department.

Sec. 15. (1) If a district or intermediate district fails to receive its proper apportionment, the department, upon satisfactory proof that the district or intermediate district was entitled justly, shall apportion the deficiency in the next apportionment. Subject to subsections (2) and (3), if a district or intermediate district has received more than its proper apportionment, the department, upon satisfactory proof, shall deduct the excess in the next apportionment. Notwithstanding any other provision in this article, state aid overpayments to a district, other than overpayments in payments for special education or special education transportation, may be recovered from any payment made under this article other than a special education or special education transportation payment, from the proceeds of a loan to the district under the emergency municipal loan act, 1980 PA 243, MCL 141.931 to 141.942, or from the proceeds of millage levied or pledged under section 1211 of the revised school code, MCL 380.1211. State aid overpayments made in special education or special education transportation payments may be recovered from subsequent special education or special education transportation payments, from the proceeds of a loan to the district under the emergency municipal loan act, 1980 PA 243, MCL 141.931 to 141.942, or from the proceeds of millage levied or pledged under section 1211 of the revised school code, MCL 380.1211.

(2) If the result of an audit conducted by or for the department affects the current fiscal year membership, affected payments shall be adjusted in the current fiscal year. A deduction due to an adjustment made as a result of an audit conducted by or for the department, or as a result of information obtained by the department from the district, an intermediate district, the department of treasury, or the office of auditor general, shall be deducted from the district's apportionments when the adjustment is finalized. At the request of the district and upon the district presenting evidence satisfactory to the department of the hardship, the department may grant up to an additional 9 years for the adjustment and may advance payments to the district otherwise authorized under this article if the district would otherwise experience a significant hardship in satisfying its financial obligations. ~~At the request of a district and upon the district presenting evidence satisfactory to the department of the hardship, the department may waive all or a portion of the adjustments under this subsection if the department determines that all of the following apply:~~

~~(a) The district would otherwise experience a significant hardship in satisfying its financial obligations.~~

~~(b) The district would otherwise experience a significant hardship in satisfying its responsibility to provide instruction to its pupils.~~

~~(c) The district has taken sufficient corrective action to ensure that the circumstance or circumstances that necessitated the adjustment under this subsection do not recur.~~

(3) If, based on an audit by the department or the department's designee or because of new or updated information received by the department, the department determines that the amount paid to a district or intermediate district under this article for the current fiscal year or a prior fiscal year was incorrect, the department shall make the appropriate deduction or payment in the district's or intermediate district's allocation in the next apportionment after the adjustment is finalized. The deduction or payment shall be calculated according to the law in effect in the fiscal year in which the incorrect amount was paid. If the district does not receive an allocation for the fiscal year or if the allocation is not sufficient to pay the amount of any deduction, the amount of any deduction otherwise applicable shall be satisfied from the proceeds of a loan to the district under the emergency municipal loan act, 1980 PA 243, MCL 141.931 to 141.942, or from the proceeds of millage levied or pledged under section 1211 of the revised school code, MCL 380.1211, as determined by the department.

(4) The department may conduct audits, or may direct audits by designee of the department, for the current fiscal year and the immediately preceding ~~3~~ fiscal years-**YEAR** of all records related to a program for which a district or intermediate district has received funds under this article.

(5) Expenditures made by the department under this article that are caused by the write-off of prior year accruals may be funded by revenue from the write-off of prior year accruals.

~~(6) The department shall not deduct any funds from a district due to a pupil being counted in membership before the effective date of the amendatory act that added section 6(4)(jj), or otherwise reduce an allocation under this article to a district relative to the counting of a pupil in membership as provided under section 6(4)(jj), if the district substantially complied with the requirements under section 6(4)(jj) in a previous fiscal year as if section 6(4)(jj) had been in effect in the previous fiscal year.~~

~~(6) (7)~~In addition to funds appropriated in section 11 for all programs and services, there is appropriated for ~~2017-2018~~ **2018-2019** for obligations in excess of applicable appropriations an amount equal to the collection of overpayments, but not to exceed amounts available from overpayments.

SEC. 17C. (1) EXCEPT AS OTHERWISE PROVIDED UNDER THIS ARTICLE, THE DEPARTMENT SHALL DO BOTH OF THE FOLLOWING FOR FUNDS APPROPRIATED UNDER THIS ARTICLE FOR GRANTS DISTRIBUTED BY THE DEPARTMENT TO DISTRICTS, INTERMEDIATE DISTRICTS, AND ELIGIBLE ENTITIES:

(A) NOT LATER THAN SEPTEMBER 1 OF EACH FISCAL YEAR, OPEN THE GRANT APPLICATION FOR FUNDS APPROPRIATED FOR THE SUBSEQUENT FISCAL YEAR. THE DEPARTMENT SHALL ALSO PROVIDE

TO DISTRICTS, INTERMEDIATE DISTRICTS, AND ELIGIBLE ENTITIES, AND POST ON ITS PUBLICLY ACCESSIBLE WEBSITE, THE GRANT APPLICATION AND AWARD PROCESS SCHEDULE AND THE LIST OF STATE GRANTS AND CONTRACTS AVAILABLE IN THE SUBSEQUENT FISCAL YEAR.

(B) NOT LATER THAN DECEMBER 1 OF EACH FISCAL YEAR, PUBLISH GRANT AWARDS FOR FUNDS APPROPRIATED IN THAT FISCAL YEAR.

(2) INFORMATION FOR GRANTS AWARDED FROM FUNDS APPROPRIATED UNDER THIS ARTICLE MUST BE PLACED ON THE STATE BOARD AGENDA IN AUGUST OF THE PRECEDING FISCAL YEAR.

Sec. 18. (1) Except as provided in another section of this article, each district or other entity shall apply the money received by the district or entity under this article to salaries and other compensation of teachers and other employees, tuition, transportation, lighting, heating, ventilation, water service, the purchase of textbooks, other supplies, and any other school operating expenditures defined in section 7. However, not more than 20% of the total amount received by a district under sections 22a and 22b or received by an intermediate district under section 81 may be transferred by the board to either the capital projects fund or to the debt retirement fund for debt service. The money shall not be applied or taken for a purpose other than as provided in this section. The department shall determine the reasonableness of expenditures and may withhold from a recipient of funds under this article the apportionment otherwise due upon a violation by the recipient.

(2) A district or intermediate district shall adopt an annual budget in a manner that complies with the uniform budgeting and accounting act, 1968 PA 2, MCL 141.421 to 141.440a. Within 15 days after a district board adopts its annual operating budget for the following school fiscal year, or after a district board adopts a subsequent revision to that budget, the district shall make all of the following available through a link on its website homepage, or may make the information available through a link on its intermediate district's website homepage, in a form and manner prescribed by the department:

- (a) The annual operating budget and subsequent budget revisions.
- (b) Using data that have already been collected and submitted to the department, a summary of district expenditures for the most recent fiscal year for which they are available, expressed in the following ~~2 pie charts~~: **VISUAL DISPLAYS:**
 - (i) A chart of personnel expenditures, broken into the following subcategories:
 - (A) Salaries and wages.
 - (B) Employee benefit costs, including, but not limited to, medical, dental, vision, life, disability, and long-term care benefits.
 - (C) Retirement benefit costs.
 - (D) All other personnel costs.
 - (ii) A chart of all district expenditures, broken into the following subcategories:
 - (A) Instruction.
 - (B) Support services.
 - (C) Business and administration.
 - (D) Operations and maintenance.
 - (c) Links to all of the following:
 - (i) The current collective bargaining agreement for each bargaining unit.
 - (ii) Each health care benefits plan, including, but not limited to, medical, dental, vision, disability, long-term care, or any other type of benefits that would constitute health care services, offered to any bargaining unit or employee in the district.
 - (iii) The audit report of the audit conducted under subsection (4) for the most recent fiscal year for which it is available.
 - (iv) The bids required under section 5 of the public employees health ~~benefits~~ **BENEFIT** act, 2007 PA 106, MCL 124.75.
 - (v) The district's written policy governing procurement of supplies, materials, and equipment.
 - (vi) The district's written policy establishing specific categories of reimbursable expenses, as described in section 1254(2) of the revised school code, MCL 380.1254.
 - (vii) Either the district's accounts payable check register for the most recent school fiscal year or a statement of the total amount of expenses incurred by board members or employees of the district that were reimbursed by the district for the most recent school fiscal year.
 - (d) The total salary and a description and cost of each fringe benefit included in the compensation package for the superintendent of the district and for each employee of the district whose salary exceeds \$100,000.00.
 - (e) The annual amount spent on dues paid to associations.
 - (f) The annual amount spent on lobbying or lobbying services. As used in this subdivision, "lobbying" means that term as defined in section 5 of 1978 PA 472, MCL 4.415.
 - (g) Any deficit elimination plan or enhanced deficit elimination plan the district was required to submit under the revised school code.
 - (h) Identification of all credit cards maintained by the district as district credit cards, the identity of all individuals authorized to use each of those credit cards, the credit limit on each credit card, and the dollar limit, if any, for each individual's authorized use of the credit card.
 - (i) Costs incurred for each instance of out-of-state travel by the school administrator of the district that is fully or partially paid for by the district and the details of each of those instances of out-of-state travel, including at least identification of each individual on the trip, destination, and purpose.

(3) For the information required under subsection (2)(a), (2)(b)(i), and (2)(c), an intermediate district shall provide the same information in the same manner as required for a district under subsection (2).

(4) For the purposes of determining the reasonableness of expenditures, whether a district or intermediate district has received the proper amount of funds under this article, and whether a violation of this article has occurred, all of the following apply:

(a) The department shall require that each district and intermediate district have an audit of the district's or intermediate district's financial and pupil accounting records conducted at least annually, and at such other times as determined by the department, at the expense of the district or intermediate district, as applicable. The audits must be performed by a certified public accountant or by the intermediate district superintendent, as may be required by the department, or in the case of a district of the first class by a certified public accountant, the intermediate superintendent, or the auditor general of the city. A district or intermediate district shall retain these records for the current fiscal year and from at least the 3 immediately preceding fiscal years.

(b) If a district operates in a single building with fewer than 700 full-time equated pupils, if the district has stable membership, and if the error rate of the immediately preceding 2 pupil accounting field audits of the district is less than 2%, the district may have a pupil accounting field audit conducted biennially but must continue to have desk audits for each pupil count. The auditor must document compliance with the audit cycle in the pupil auditing manual. As used in this subdivision, "stable membership" means that the district's membership for the current fiscal year varies from the district's membership for the immediately preceding fiscal year by less than 5%.

(c) A district's or intermediate district's annual financial audit shall include an analysis of the financial and pupil accounting data used as the basis for distribution of state school aid.

(d) The pupil and financial accounting records and reports, audits, and management letters are subject to requirements established in the auditing and accounting manuals approved and published by the department.

(e) All of the following shall be done not later than November 1 each year for reporting the prior fiscal year data:

(i) A district shall file the annual financial audit reports with the intermediate district and the department.

(ii) The intermediate district shall file the annual financial audit reports for the intermediate district with the department.

(iii) The intermediate district shall enter the pupil membership audit reports for its constituent districts and for the intermediate district, for the pupil membership count day and supplemental count day, in the Michigan student data system.

(f) The annual financial audit reports and pupil accounting procedures reports shall be available to the public in compliance with the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

(g) Not later than January 31 of each year, the department shall notify the state budget director and the legislative appropriations subcommittees responsible for review of the school aid budget of districts and intermediate districts that have not filed an annual financial audit and pupil accounting procedures report required under this section for the school year ending in the immediately preceding fiscal year.

(5) By November 1 each fiscal year, each district and intermediate district shall submit to the center, in a manner prescribed by the center, annual comprehensive financial data consistent with the district's or intermediate district's audited financial statements and consistent with accounting manuals and charts of accounts approved and published by the department. For an intermediate district, the report shall also contain the website address where the department can access the report required under section 620 of the revised school code, MCL 380.620. The department shall ensure that the prescribed Michigan public school accounting manual chart of accounts includes standard conventions to distinguish expenditures by allowable fund function and object. The functions shall include at minimum categories for instruction, pupil support, instructional staff support, general administration, school administration, business administration, transportation, facilities operation and maintenance, facilities acquisition, and debt service; and shall include object classifications of salary, benefits, including categories for active employee health expenditures, purchased services, supplies, capital outlay, and other. Districts shall report the required level of detail consistent with the manual as part of the comprehensive annual financial report.

(6) By September 30 of each year, each district and intermediate district shall file with the ~~department~~**CENTER** the special education actual cost report, known as "SE-4096", on a form and in the manner prescribed by the ~~department~~**CENTER**. **AN INTERMEDIATE DISTRICT SHALL PERFORM THE AUDIT OF A DISTRICT'S REPORT.**

(7) By October 7 of each year, each district and intermediate district shall file with the center the **AUDITED** transportation expenditure report, known as "SE-4094", on a form and in the manner prescribed by the center. **AN INTERMEDIATE DISTRICT SHALL PERFORM THE AUDIT OF A DISTRICT'S REPORT.**

(8) The department shall review its pupil accounting and pupil auditing manuals at least annually and shall periodically update those manuals to reflect changes in this article.

(9) If a district that is a public school academy purchases property using money received under this article, the public school academy shall retain ownership of the property unless the public school academy sells the property at fair market value.

(10) If a district or intermediate district does not comply with subsections (4), (5), (6), ~~and (7)~~, **AND (12)**, or if the department determines that the financial data required under subsection (5) are not consistent with audited financial statements, the department shall withhold all state school aid due to the district or intermediate district under this article, beginning with the next payment due to the district or intermediate district, until the district or intermediate district complies with subsections (4), (5), (6), ~~and (7)~~, **AND (12)**. If the district or intermediate district does not comply with subsections (4), (5), (6), ~~and (7)~~, **AND (12)** by the end of the fiscal year, the district or intermediate district forfeits the amount withheld.

(11) If a district or intermediate district does not comply with subsection (2), the department may withhold up to 10% of the total state school aid due to the district or intermediate district under this article, beginning with the next payment due to the district or intermediate district, until the district or intermediate district complies with subsection (2). If the district or intermediate district does not comply with subsection (2) by the end of the fiscal year, the district or intermediate district forfeits the amount withheld.

(12) By November 1 of each year, if a district or intermediate district offers virtual learning under section 21f, **OR FOR A SCHOOL OF EXCELLENCE THAT IS A CYBER SCHOOL, AS DEFINED IN SECTION 551 OF THE REVISED SCHOOL CODE, MCL 380.551**, the district or intermediate district shall submit to the department a report that details the per-pupil costs of operating the virtual learning by vendor type **AND VIRTUAL LEARNING MODEL**. The report shall include ~~at least all of the following information concerning the operation of virtual learning for the immediately preceding school fiscal year:~~

- (a) ~~The name of the district operating the virtual learning and of each district that enrolled students in the virtual learning.~~
- (b) ~~The total number of students enrolled in the virtual learning and the total number of membership pupils enrolled in the virtual learning.~~
- (c) ~~For each pupil who is enrolled in a district other than the district offering virtual learning, the name of that district.~~
- (d) ~~The district in which the pupil was enrolled before enrolling in the district offering virtual learning.~~
- (e) ~~The number of participating students who had previously dropped out of school.~~
- (f) ~~The number of participating students who had previously been expelled from school.~~
- (g) ~~The total cost to enroll a student in the program. This cost shall be reported on a per-pupil, per-course, per-semester or trimester basis by vendor type. The total shall include costs broken down by cost for content development, content licensing, training, virtual instruction and instructional support, personnel, hardware and software, payment to each virtual learning provider, and other costs associated with operating virtual learning.~~
- (h) ~~The name of each virtual education provider contracted by the district and the state in which each virtual education provider is headquartered.~~ **YEAR, INCLUDING INFORMATION CONCERNING SUMMER PROGRAMMING. INFORMATION MUST BE COLLECTED IN A FORM AND MANNER DETERMINED BY THE DEPARTMENT AND MUST BE COLLECTED IN THE MOST EFFICIENT MANNER POSSIBLE TO REDUCE THE ADMINISTRATIVE BURDEN ON REPORTING ENTITIES.**

(13) By March 31 of each year, the department shall submit to the house and senate appropriations subcommittees on state school aid, the state budget director, and the house and senate fiscal agencies a report summarizing the per-pupil costs by vendor type of virtual courses available under section 21f **AND VIRTUAL COURSES PROVIDED BY A SCHOOL OF EXCELLENCE THAT IS A CYBER SCHOOL, AS DEFINED IN SECTION 551 OF THE REVISED SCHOOL CODE, MCL 380.551**.

(14) As used in subsections (12) and (13), “vendor type” means the following:

- (a) Virtual courses provided by the Michigan Virtual University.
- (b) Virtual courses provided by a school of excellence that is a cyber school, as defined in section 551 of the revised school code, MCL 380.551.
- (c) Virtual courses provided by third party vendors not affiliated with a Michigan public school.
- (d) Virtual courses created and offered by a district or intermediate district.

(15) An allocation to a district or another entity under this article is contingent upon the district’s or entity’s compliance with this section.

(16) Beginning October 1, ~~2017, and not less than once every 3 months after that date, the 2018, AND ANNUALLY THEREAFTER, THE~~ department shall submit to the senate and house subcommittees on school aid and to the senate and house standing committees on education an itemized list of allocations under this article to any association or consortium consisting of associations **IN THE IMMEDIATELY PRECEDING FISCAL YEAR**. The report shall detail the recipient or recipients, the amount allocated, and the purpose for which the funds were distributed.

Sec. 19. (1) A district or intermediate district shall comply with all applicable reporting requirements specified in state and federal law. Data provided to the center, in a form and manner prescribed by the center, shall be aggregated and disaggregated as required by state and federal law. In addition, a district or intermediate district shall cooperate with all measures taken by the center to establish and maintain a statewide P-20 longitudinal data system.

(2) Each district shall furnish to the center not later than 5 weeks after the pupil membership count day and by ~~June 30~~ **THE LAST BUSINESS DAY IN JUNE** of the school fiscal year ending in the fiscal year, in a manner prescribed by the center, the information necessary for the preparation of the district and high school graduation report **AND FOR THE PREPARATION OF THE STATE AND FEDERAL ACCOUNTABILITY REPORTS**. This information shall meet requirements established in the pupil auditing manual approved and published by the department. The center shall calculate an annual graduation and pupil dropout rate for each high school, each district, and this state, in compliance with nationally recognized standards for these calculations. The center shall report all graduation and dropout rates to the senate and house education committees and appropriations committees, the state budget director, and the department not later than 30 days after the publication of the list described in subsection (5). Before reporting these graduation and dropout rates, the department shall allow a school or district to appeal the calculations. The department shall consider and act upon the appeal within 30 days after it is submitted and shall not report these graduation and dropout rates until after all appeals have been considered and decided.

(3) By the first business day in December and by ~~June 30~~ **THE LAST BUSINESS DAY IN JUNE** of each year, a district shall furnish to the center, in a manner prescribed by the center, information related to educational personnel as necessary for reporting required by state and federal law. For the purposes of this subsection, the center shall only require districts and intermediate districts to report information that is not already available from the office of retirement services in the department of technology, management, and budget.

(4) If a district or intermediate district fails to meet the requirements of this section, the department shall withhold 5% of the total funds for which the district or intermediate district qualifies under this article until the district or intermediate district complies with all of those subsections. If the district or intermediate district does not comply with all of those subsections by the end of the fiscal year, the department shall place the amount withheld in an escrow account until the district or intermediate district complies with all of those subsections.

(5) Before publishing a list of school or district accountability designations as required by the no child left behind act of 2001, Public Law 107-110, or the every student succeeds act, Public Law 114-95, **AND UTILIZING DATA THAT WERE CERTIFIED AS ACCURATE AND COMPLETE AFTER DISTRICTS AND INTERMEDIATE DISTRICTS ADHERED TO DEADLINES, DATA QUALITY REVIEWS, AND CORRECTION PROCESSES LEADING TO LOCAL CERTIFICATION OF FINAL STUDENT DATA IN SUBSECTION (2)**, the department shall allow a school or district to appeal that determination. **ANY CALCULATION ERRORS USED IN THE PREPARATION OF ACCOUNTABILITY METRICS.** The department shall consider and act upon the appeal within 30 days after it is submitted and shall not publish the list until after all appeals have been considered and decided.

(6) Beginning in 2016-2017, the department shall implement statewide standard reporting requirements for education data approved by the department in conjunction with the center. The department shall work with the center, intermediate districts, districts, and other interested stakeholders to implement this policy change. A district or intermediate district shall implement the statewide standard reporting requirements not later than 2017-2018 or when a district or intermediate district updates its education data reporting system, whichever is later.

Sec. 20. (1) For ~~2017-2018~~, **2018-2019**, both of the following apply:

(a) The basic foundation allowance is ~~\$8,289.00~~, **\$8,409.00**.

(b) The minimum foundation allowance is ~~\$7,631.00~~, **\$7,871.00**.

(2) The amount of each district's foundation allowance shall be calculated as provided in this section, using a basic foundation allowance in the amount specified in subsection (1).

(3) Except as otherwise provided in this section, the amount of a district's foundation allowance shall be calculated as follows, using in all calculations the total amount of the district's foundation allowance as calculated before any proration:

(a) Except as otherwise provided in this subdivision, for a district that had a foundation allowance for the immediately preceding state fiscal year that was at least equal to the minimum foundation allowance for the immediately preceding state fiscal year, but less than the basic foundation allowance for the immediately preceding state fiscal year, the district shall receive a foundation allowance in an amount equal to the sum of the district's foundation allowance for the immediately preceding state fiscal year plus the difference between twice the dollar amount of the adjustment from the immediately preceding state fiscal year to the current state fiscal year made in the basic foundation allowance and [(the difference between the basic foundation allowance for the current state fiscal year and basic foundation allowance for the immediately preceding state fiscal year minus ~~\$20.00~~) **\$40.00**] times (the difference between the district's foundation allowance for the immediately preceding state fiscal year and the minimum foundation allowance for the immediately preceding state fiscal year) divided by the difference between the basic foundation allowance for the current state fiscal year and the minimum foundation allowance for the immediately preceding state fiscal year.] However, the foundation allowance for a district that had less than the basic foundation allowance for the immediately preceding state fiscal year shall not exceed the basic foundation allowance for the current state fiscal year.

(b) Except as otherwise provided in this subsection, for a district that in the immediately preceding state fiscal year had a foundation allowance in an amount equal to the amount of the basic foundation allowance for the immediately preceding state fiscal year, the district shall receive a foundation allowance for ~~2017-2018~~ **2018-2019** in an amount equal to the basic foundation allowance for ~~2017-2018~~ **2018-2019**.

(c) For a district that had a foundation allowance for the immediately preceding state fiscal year that was greater than the basic foundation allowance for the immediately preceding state fiscal year, the district's foundation allowance is an amount equal to the sum of the district's foundation allowance for the immediately preceding state fiscal year plus the lesser of the increase in the basic foundation allowance for the current state fiscal year, as compared to the immediately preceding state fiscal year, or the product of the district's foundation allowance for the immediately preceding state fiscal year times the percentage increase in the United States consumer price index in the calendar year ending in the immediately preceding fiscal year as reported by the May revenue estimating conference conducted under section 367b of the management and budget act, 1984 PA 431, MCL 18.1367b.

(d) For a district that has a foundation allowance that is not a whole dollar amount, the district's foundation allowance shall be rounded up to the nearest whole dollar.

(e) For a district that received a foundation allowance supplemental payment calculated under section 20m and paid under section 22b for ~~2016-2017~~, **2017-2018**, the district's ~~2016-2017-2018~~ foundation allowance is considered to have been an amount equal to the sum of the district's actual ~~2016-2017~~ **2017-2018** foundation allowance as otherwise calculated under this

section plus the lesser of the per pupil amount of the district's supplemental payment for ~~2016-2017~~ **2017-2018** as calculated under section 20m or the product of the district's foundation allowance for the immediately preceding state fiscal year times the percentage increase in the United States consumer price index in the calendar year ending in the immediately preceding fiscal year as reported by the May revenue estimating conference conducted under section 367b of the management and budget act, 1984 PA 431, MCL 18.1367b.

(4) Except as otherwise provided in this subsection, beginning in 2014-2015, the state portion of a district's foundation allowance is an amount equal to the district's foundation allowance or the basic foundation allowance for the current state fiscal year, whichever is less, minus the local portion of the district's foundation allowance. For a district described in subsection (3)(c), beginning in 2014-2015, the state portion of the district's foundation allowance is an amount equal to \$6,962.00 plus the difference between the district's foundation allowance for the current state fiscal year and the district's foundation allowance for 1998-99, minus the local portion of the district's foundation allowance. For a district that has a millage reduction required under section 31 of article IX of the state constitution of 1963, the state portion of the district's foundation allowance shall be calculated as if that reduction did not occur. For a receiving district, if school operating taxes continue to be levied on behalf of a dissolved district that has been attached in whole or in part to the receiving district to satisfy debt obligations of the dissolved district under section 12 of the revised school code, MCL 380.12, the taxable value per membership pupil of property in the receiving district used for the purposes of this subsection does not include the taxable value of property within the geographic area of the dissolved district. For a community district, if school operating taxes continue to be levied by a qualifying school district under section 12b of the revised school code, MCL 380.12b, with the same geographic area as the community district, the taxable value per membership pupil of property in the community district to be used for the purposes of this subsection does not include the taxable value of property within the geographic area of the community district.

(5) The allocation calculated under this section for a pupil shall be based on the foundation allowance of the pupil's district of residence. For a pupil enrolled pursuant to section 105 or 105c in a district other than the pupil's district of residence, the allocation calculated under this section shall be based on the lesser of the foundation allowance of the pupil's district of residence or the foundation allowance of the educating district. For a pupil in membership in a K-5, K-6, or K-8 district who is enrolled in another district in a grade not offered by the pupil's district of residence, the allocation calculated under this section shall be based on the foundation allowance of the educating district if the educating district's foundation allowance is greater than the foundation allowance of the pupil's district of residence. The calculation under this subsection shall take into account a district's per-pupil allocation under section 20m.

(6) Except as otherwise provided in this subsection, for pupils in membership, other than special education pupils, in a public school academy, the allocation calculated under this section is an amount per membership pupil other than special education pupils in the public school academy equal to the foundation allowance of the district in which the public school academy is located or the state maximum public school academy allocation, whichever is less. Except as otherwise provided in this subsection, for pupils in membership, other than special education pupils, in a public school academy that is a cyber school and is authorized by a school district, the allocation calculated under this section is an amount per membership pupil other than special education pupils in the public school academy equal to the foundation allowance of the district that authorized the public school academy or the state maximum public school academy allocation, whichever is less. However, a public school academy that had an allocation under this subsection before 2009-2010 that was equal to the sum of the local school operating revenue per membership pupil other than special education pupils for the district in which the public school academy is located and the state portion of that district's foundation allowance shall not have that allocation reduced as a result of the 2010 amendment to this subsection. Notwithstanding section 101, for a public school academy that begins operations after the pupil membership count day, the amount per membership pupil calculated under this subsection shall be adjusted by multiplying that amount per membership pupil by the number of hours of pupil instruction provided by the public school academy after it begins operations, as determined by the department, divided by the minimum number of hours of pupil instruction required under section 101(3). The result of this calculation shall not exceed the amount per membership pupil otherwise calculated under this subsection.

(7) Except as otherwise provided in this subsection, for pupils in membership, other than special education pupils, in a community district, the allocation calculated under this section is an amount per membership pupil other than special education pupils in the community district equal to the foundation allowance of the qualifying school district, as described in section 12b of the revised school code, MCL 380.12b, that is located within the same geographic area as the community district.

(8) Subject to subsection (4), for a district that is formed or reconfigured after June 1, 2002 by consolidation of 2 or more districts or by annexation, the resulting district's foundation allowance under this section beginning after the effective date of the consolidation or annexation shall be the lesser of the sum of the average of the foundation allowances of each of the original or affected districts, calculated as provided in this section, weighted as to the percentage of pupils in total membership in the resulting district who reside in the geographic area of each of the original or affected districts plus \$100.00 or the highest foundation allowance among the original or affected districts. This subsection does not apply to a receiving district unless there is a subsequent consolidation or annexation that affects the district. The calculation under this subsection shall take into account a district's per-pupil allocation under section 20m.

(9) Each fraction used in making calculations under this section shall be rounded to the fourth decimal place and the dollar amount of an increase in the basic foundation allowance shall be rounded to the nearest whole dollar.

(10) State payments related to payment of the foundation allowance for a special education pupil are not calculated under this section but are instead calculated under section 51a.

(11) To assist the legislature in determining the basic foundation allowance for the subsequent state fiscal year, each revenue estimating conference conducted under section 367b of the management and budget act, 1984 PA 431, MCL 18.1367b, shall calculate a pupil membership factor, a revenue adjustment factor, and an index as follows:

(a) The pupil membership factor shall be computed by dividing the estimated membership in the school year ending in the current state fiscal year, excluding intermediate district membership, by the estimated membership for the school year ending in the subsequent state fiscal year, excluding intermediate district membership. If a consensus membership factor is not determined at the revenue estimating conference, the principals of the revenue estimating conference shall report their estimates to the house and senate subcommittees responsible for school aid appropriations not later than 7 days after the conclusion of the revenue conference.

(b) The revenue adjustment factor shall be computed by dividing the sum of the estimated total state school aid fund revenue for the subsequent state fiscal year plus the estimated total state school aid fund revenue for the current state fiscal year, adjusted for any change in the rate or base of a tax the proceeds of which are deposited in that fund and excluding money transferred into that fund from the countercyclical budget and economic stabilization fund under the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, by the sum of the estimated total school aid fund revenue for the current state fiscal year plus the estimated total state school aid fund revenue for the immediately preceding state fiscal year, adjusted for any change in the rate or base of a tax the proceeds of which are deposited in that fund. If a consensus revenue factor is not determined at the revenue estimating conference, the principals of the revenue estimating conference shall report their estimates to the house and senate subcommittees responsible for school aid appropriations not later than 7 days after the conclusion of the revenue conference.

(c) The index shall be calculated by multiplying the pupil membership factor by the revenue adjustment factor. If a consensus index is not determined at the revenue estimating conference, the principals of the revenue estimating conference shall report their estimates to the house and senate subcommittees responsible for school aid appropriations not later than 7 days after the conclusion of the revenue conference.

(12) Payments to districts and public school academies shall not be made under this section. Rather, the calculations under this section shall be used to determine the amount of state payments under section 22b.

(13) If an amendment to section 2 of article VIII of the state constitution of 1963 allowing state aid to some or all nonpublic schools is approved by the voters of this state, each foundation allowance or per-pupil payment calculation under this section may be reduced.

(14) As used in this section:

(a) "Certified mills" means the lesser of 18 mills or the number of mills of school operating taxes levied by the district in 1993-94.

(b) "Combined state and local revenue" means the aggregate of the district's state school aid received by or paid on behalf of the district under this section and the district's local school operating revenue.

(c) "Combined state and local revenue per membership pupil" means the district's combined state and local revenue divided by the district's membership excluding special education pupils.

(d) "Current state fiscal year" means the state fiscal year for which a particular calculation is made.

(e) "Dissolved district" means a district that loses its organization, has its territory attached to 1 or more other districts, and is dissolved as provided under section 12 of the revised school code, MCL 380.12.

(f) "Immediately preceding state fiscal year" means the state fiscal year immediately preceding the current state fiscal year.

(g) "Local portion of the district's foundation allowance" means an amount that is equal to the difference between (the sum of the product of the taxable value per membership pupil of all property in the district that is nonexempt property times the district's certified mills and, for a district with certified mills exceeding 12, the product of the taxable value per membership pupil of property in the district that is commercial personal property times the certified mills minus 12 mills) and (the quotient of the product of the captured assessed valuation under tax increment financing acts times the district's certified mills divided by the district's membership excluding special education pupils).

(h) "Local school operating revenue" means school operating taxes levied under section 1211 of the revised school code, MCL 380.1211. For a receiving district, if school operating taxes are to be levied on behalf of a dissolved district that has been attached in whole or in part to the receiving district to satisfy debt obligations of the dissolved district under section 12 of the revised school code, MCL 380.12, local school operating revenue does not include school operating taxes levied within the geographic area of the dissolved district.

(i) "Local school operating revenue per membership pupil" means a district's local school operating revenue divided by the district's membership excluding special education pupils.

(j) "Maximum public school academy allocation", except as otherwise provided in this subdivision, means the maximum per-pupil allocation as calculated by adding the highest per-pupil allocation among all public school academies for the immediately preceding state fiscal year plus the difference between twice the amount of the difference between the basic foundation allowance for the current state fiscal year and the basic foundation allowance for the immediately preceding state fiscal year and [(the amount of the difference between the basic foundation allowance for the current state fiscal year and the basic foundation allowance for the immediately preceding state fiscal year minus ~~\$20.00~~ **\$40.00**) times (the difference

between the highest per-pupil allocation among all public school academies for the immediately preceding state fiscal year and the minimum foundation allowance for the immediately preceding state fiscal year) divided by the difference between the basic foundation allowance for the current state fiscal year and the minimum foundation allowance for the immediately preceding state fiscal year.] For the purposes of this subdivision, for ~~2017-2018~~, **2018-2019**, the maximum public school academy allocation is ~~\$7,631.00~~, **\$7,871.00**.

(k) "Membership" means the definition of that term under section 6 as in effect for the particular fiscal year for which a particular calculation is made.

(l) "Nonexempt property" means property that is not a principal residence, qualified agricultural property, qualified forest property, supportive housing property, industrial personal property, commercial personal property, or property occupied by a public school academy.

(m) "Principal residence", "qualified agricultural property", "qualified forest property", "supportive housing property", "industrial personal property", and "commercial personal property" mean those terms as defined in section 1211 of the revised school code, MCL 380.1211.

(n) "Receiving district" means a district to which all or part of the territory of a dissolved district is attached under section 12 of the revised school code, MCL 380.12.

(o) "School operating purposes" means the purposes included in the operation costs of the district as prescribed in sections 7 and 18 and purposes authorized under section 1211 of the revised school code, MCL 380.1211.

(p) "School operating taxes" means local ad valorem property taxes levied under section 1211 of the revised school code, MCL 380.1211, and retained for school operating purposes.

(q) "Tax increment financing acts" means 1975 PA 197, MCL 125.1651 to 125.1681, the tax increment finance authority act, 1980 PA 450, MCL 125.1801 to 125.1830, the local development financing act, 1986 PA 281, MCL 125.2151 to 125.2174, the brownfield redevelopment financing act, 1996 PA 381, MCL 125.2651 to ~~125.2672~~, **125.2670**, or the corridor improvement authority act, 2005 PA 280, MCL 125.2871 to 125.2899.

(r) "Taxable value per membership pupil" means taxable value, as certified by the county treasurer and reported to the department, for the calendar year ending in the current state fiscal year divided by the district's membership excluding special education pupils for the school year ending in the current state fiscal year.

Sec. 20d. In making the final determination required under former section 20a of a district's combined state and local revenue per membership pupil in 1993-94 and in making calculations under section 20 for ~~2017-2018~~, **2018-2019**, the department and the department of treasury shall comply with all of the following:

(a) For a district that had combined state and local revenue per membership pupil in the 1994-95 state fiscal year of \$6,500.00 or more and served as a fiscal agent for a state board designated area vocational education center in the 1993-94 school year, total state school aid received by or paid on behalf of the district pursuant to this act in 1993-94 shall exclude payments made under former section 146 and under section 147 on behalf of the district's employees who provided direct services to the area vocational education center. Not later than June 30, 1996, the department shall make an adjustment under this subdivision to the district's combined state and local revenue per membership pupil in the 1994-95 state fiscal year and the department of treasury shall make a final certification of the number of mills that may be levied by the district under section 1211 of the revised school code, MCL 380.1211, as a result of the adjustment under this subdivision.

(b) If a district had an adjustment made to its 1993-94 total state school aid that excluded payments made under former section 146 and under section 147 on behalf of the district's employees who provided direct services for intermediate district center programs operated by the district under sections 51 to 56, if nonresident pupils attending the center programs were included in the district's membership for purposes of calculating the combined state and local revenue per membership pupil for 1993-94, and if there is a signed agreement by all constituent districts of the intermediate district that an adjustment under this subdivision shall be made, the foundation allowances for 1995-96 and 1996-97 of all districts that had pupils attending the intermediate district center program operated by the district that had the adjustment shall be calculated as if their combined state and local revenue per membership pupil for 1993-94 included resident pupils attending the center program and excluded nonresident pupils attending the center program.

Sec. 20f. (1) From the funds appropriated in section 11, there is allocated an amount not to exceed \$18,000,000.00 for ~~2017-2018~~ **2018-2019** for payments to eligible districts under this section.

(2) The funding under this subsection is from the allocation under subsection (1). A district is eligible for funding under this subsection if the district received a payment under this section as it was in effect for 2013-2014. A district was eligible for funding in 2013-2014 if the sum of the following was less than \$5.00:

(a) The increase in the district's foundation allowance or per-pupil payment as calculated under section 20 from 2012-2013 to 2013-2014.

(b) The district's equity payment per membership pupil under former section 22c for 2013-2014.

(c) The quotient of the district's allocation under section 147a for 2012-2013 divided by the district's membership pupils for 2012-2013 minus the quotient of the district's allocation under section 147a for 2013-2014 divided by the district's membership pupils for 2013-2014.

(3) The amount allocated to each eligible district under subsection (2) is an amount per membership pupil equal to the amount per membership pupil the district received under this section in 2013-2014.

(4) The funding under this subsection is from the allocation under subsection (1). A district is eligible for funding under this subsection if the sum of the following is less than \$25.00:

(a) The increase in the district's foundation allowance or per-pupil payment as calculated under section 20 from 2014-2015 to 2015-2016.

(b) The decrease in the district's best practices per-pupil funding under former section 22f from 2014-2015 to 2015-2016.

(c) The decrease in the district's pupil performance per-pupil funding under former section 22j from 2014-2015 to 2015-2016.

(d) The quotient of the district's allocation under section 31a for 2015-2016 divided by the district's membership pupils for 2015-2016 minus the quotient of the district's allocation under section 31a for 2014-2015 divided by the district's membership pupils for 2014-2015.

(5) The amount allocated to each eligible district under subsection (4) is an amount per membership pupil equal to \$25.00 minus the sum of the following:

(a) The increase in the district's foundation allowance or per-pupil payment as calculated under section 20 from 2014-2015 to 2015-2016.

(b) The decrease in the district's best practices per-pupil funding under former section 22f from 2014-2015 to 2015-2016.

(c) The decrease in the district's pupil performance per-pupil funding under former section 22j from 2014-2015 to 2015-2016.

(d) The quotient of the district's allocation under section 31a for 2015-2016 divided by the district's membership pupils for 2015-2016 minus the quotient of the district's allocation under section 31a for 2014-2015 divided by the district's membership pupils for 2014-2015.

(6) If the allocation under subsection (1) is insufficient to fully fund payments under subsections (3) and (5) as otherwise calculated under this section, the department shall prorate payments under this section on an equal per-pupil basis.

Sec. 21f. (1) A primary district shall enroll an eligible pupil in virtual courses in accordance with the provisions of this section. A primary district shall not offer a virtual course to an eligible pupil unless the virtual course is published in the primary district's catalog of board-approved courses or in the statewide catalog of virtual courses maintained by the Michigan Virtual University pursuant to section 98. The primary district shall also provide on its publicly accessible website a link to the statewide catalog of virtual courses maintained by the Michigan Virtual University. Unless the pupil is at least age 18 or is an emancipated minor, a pupil shall not be enrolled in a virtual course without the consent of the pupil's parent or legal guardian.

(2) Subject to subsection (3), a primary district shall enroll an eligible pupil in up to 2 virtual courses as requested by the pupil during an academic term, semester, or trimester.

(3) A pupil may be enrolled in more than 2 virtual courses in a specific academic term, semester, or trimester if all of the following conditions are met:

(a) The primary district has determined that it is in the best interest of the pupil.

(b) The pupil agrees with the recommendation of the primary district.

(c) The primary district, in collaboration with the pupil, has developed an education development plan, in a form and manner specified by the department, that is kept on file by the district. Beginning October 1, 2016, this subdivision does not apply to a pupil enrolled as a part-time pupil under section 166b.

(4) If the number of applicants eligible for acceptance in a virtual course does not exceed the capacity of the provider to provide the virtual course, the provider shall accept for enrollment all of the applicants eligible for acceptance. If the number of applicants exceeds the provider's capacity to provide the virtual course, the provider shall use a random draw system, subject to the need to abide by state and federal antidiscrimination laws and court orders. A primary district that is also a provider shall determine whether or not it has the capacity to accept applications for enrollment from nonresident applicants in virtual courses and may use that limit as the reason for refusal to enroll a nonresident applicant.

(5) A primary district may not establish additional requirements beyond those specified in this subsection that would prohibit a pupil from taking a virtual course. A pupil's primary district may deny the pupil enrollment in an online course if any of the following apply, as determined by the district:

(a) The pupil is enrolled in any of grades K to 5.

(b) The pupil has previously gained the credits that would be provided from the completion of the virtual course.

(c) The virtual course is not capable of generating academic credit.

(d) The virtual course is inconsistent with the remaining graduation requirements or career interests of the pupil.

(e) The pupil has not completed the prerequisite coursework for the requested virtual course or has not demonstrated proficiency in the prerequisite course content.

(f) The pupil has failed a previous virtual course in the same subject during the 2 most recent academic years.

(g) The virtual course is of insufficient quality or rigor. A primary district that denies a pupil enrollment request for this reason shall enroll the pupil in a virtual course in the same or a similar subject that the primary district determines is of acceptable rigor and quality.

(h) The cost of the virtual course exceeds the amount identified in subsection (9), (10), unless the pupil or the pupil's parent or legal guardian agrees to pay the cost that exceeds this amount.

(i) The request for a virtual course enrollment did not occur within the same timelines established by the primary district for enrollment and schedule changes for regular courses.

(j) The request for a virtual course enrollment was not made in the academic term, semester, trimester, or summer preceding the enrollment. This subdivision does not apply to a request made by a pupil who is newly enrolled in the primary district.

(6) If a pupil is denied enrollment in a virtual course by the pupil's primary district, the primary district shall provide written notification to the pupil of the denial, the reason or reasons for the denial pursuant to subsection (5), and a description of the appeal process. The pupil may appeal the denial by submitting a letter to the superintendent of the intermediate district in which the pupil's primary district is located. The letter of appeal shall include the reason provided by the primary district for not enrolling the pupil and the reason why the pupil is claiming that the enrollment should be approved. The intermediate district superintendent or designee shall respond to the appeal within 5 days after it is received. If the intermediate district superintendent or designee determines that the denial of enrollment does not meet 1 or more of the reasons specified in subsection (5), the primary district shall enroll the pupil in the virtual course.

(7) To provide a virtual course to an eligible pupil under this section, a provider shall do all of the following:

(a) Ensure that the virtual course has been published in the pupil's primary district's catalog of board-approved courses or published in the statewide catalog of virtual courses maintained by the Michigan Virtual University.

(b) Assign to each pupil a teacher of record and provide the primary district with the personnel identification code assigned by the center for the teacher of record. If the provider is a community college, the virtual course must be taught by an instructor employed by or contracted through the providing community college.

(c) Offer the virtual course on an open entry and exit method, or aligned to a semester, trimester, or accelerated academic term format.

(d) If the virtual course is offered to eligible pupils in more than 1 district, the following additional requirements must also be met:

(i) Provide the Michigan Virtual University with a course syllabus that meets the definition under subsection (14)(g) in a form and manner prescribed by the Michigan Virtual University for inclusion in a statewide catalog of virtual courses.

(ii) Not later than October 1 of each fiscal year, provide the Michigan Virtual University with an aggregated count of enrollments for each virtual course the provider delivered to pupils pursuant to this section during the immediately preceding school year, and the number of enrollments in which the pupil earned 60% or more of the total course points for each virtual course.

(8) To provide an online course under this section, a community college shall ensure that each online course it provides under this section generates postsecondary credit.

(9) For any virtual course a pupil enrolls in under this section, the pupil's primary district must assign to the pupil a mentor and shall supply the provider with the mentor's contact information.

(10) For a pupil enrolled in 1 or more virtual courses, the primary district shall use foundation allowance or per-pupil funds calculated under section 20 to pay for the expenses associated with the virtual course or courses. A primary district is not required to pay toward the cost of a virtual course an amount that exceeds 6.67% of the minimum foundation allowance for the current fiscal year as calculated under section 20.

(11) A virtual learning pupil shall have the same rights and access to technology in his or her primary district's school facilities as all other pupils enrolled in the pupil's primary district. The department shall establish standards for hardware, software, and ~~Internet~~-INTERNET access for pupils who are enrolled in more than 2 virtual courses in an academic term, semester, or trimester taken at a location other than a school facility.

(12) If a pupil successfully completes a virtual course, as determined by the pupil's primary district, the pupil's primary district shall grant appropriate academic credit for completion of the course and shall count that credit toward completion of graduation and subject area requirements. A pupil's school record and transcript shall identify the virtual course title as it appears in the virtual course syllabus.

(13) The enrollment of a pupil in 1 or more virtual courses shall not result in a pupil being counted as more than 1.0 full-time equivalent pupils under this article. The minimum requirements to count the pupil in membership are those established by the pupil accounting manual as it was in effect for the 2015-2016 school year or as subsequently amended by the department if the department notifies the legislature about the proposed amendment at least 60 days before the amendment becomes effective.

(14) As used in this section:

(a) "Instructor" means an individual who is employed by or contracted through a community college.

(b) "Mentor" means a professional employee of the primary district who monitors the pupil's progress, ensures the pupil has access to needed technology, is available for assistance, and ensures access to the teacher of record. A mentor may also serve as the teacher of record if the primary district is the provider for the virtual course and the mentor meets the requirements under subdivision (e).

(c) "Primary district" means the district that enrolls the pupil and reports the pupil for pupil membership purposes.

(d) "Provider" means the district, intermediate district, or community college that the primary district pays to provide the virtual course or the Michigan Virtual University if it is providing the virtual course.

(e) "Teacher of record" means a teacher who meets all of the following:

(i) Holds a valid Michigan teaching certificate or a teaching permit recognized by the department.

(ii) If applicable, is endorsed in the subject area and grade of the virtual course.

(iii) Is responsible for providing instruction, determining instructional methods for each pupil, diagnosing learning needs, assessing pupil learning, prescribing intervention strategies and modifying lessons, reporting outcomes, and evaluating the effects of instruction and support strategies.

(iv) Has a personnel identification code provided by the center.

(v) If the provider is a community college, is an instructor employed by or contracted through the providing community college.

(f) “Virtual course” means a course of study that is capable of generating a credit or a grade and that is provided in an interactive learning environment where the majority of the curriculum is delivered using the ~~Internet~~INTERNET and in which pupils may be separated from their instructor or teacher of record by time or location, or both.

(g) “Virtual course syllabus” means a document that includes all of the following:

(i) An alignment document detailing how the course meets applicable state standards or, if the state does not have state standards, nationally recognized standards.

(ii) The virtual course content outline.

(iii) The virtual course required assessments.

(iv) The virtual course prerequisites.

(v) Expectations for actual instructor or teacher of record contact time with the virtual learning pupil and other communications between a pupil and the instructor or teacher of record.

(vi) Academic support available to the virtual learning pupil.

(vii) The virtual course learning outcomes and objectives.

(viii) The name of the institution or organization providing the virtual content.

(ix) The name of the institution or organization providing the instructor or teacher of record.

(x) The course titles assigned by the provider and the course titles and course codes from the National Center for Education Statistics (NCES) school codes for the exchange of data (SCED).

(xi) The number of eligible pupils that will be accepted by the provider in the virtual course. A primary district that is also the provider may limit the enrollment to those pupils enrolled in the primary district.

(xii) The results of the virtual course quality review using the guidelines and model review process published by the Michigan Virtual University.

(h) “Virtual learning pupil” means a pupil enrolled in 1 or more virtual courses.

Sec. 21h. (1) From the appropriation in section 11, there is allocated ~~\$6,000,000.00~~ **\$7,000,000.00** for ~~2017-2018~~ **2018-2019** for assisting districts assigned by the superintendent to participate in a partnership to improve student achievement. The purpose of the partnership is to identify district needs, develop intervention plans, and partner with public, private, and nonprofit organizations to coordinate resources and improve student achievement. Assignment of a district to a partnership is at the sole discretion of the superintendent.

(2) A district assigned to a partnership by the superintendent is eligible for funding under this section if the district includes at least 1 school that has been rated with a grade of “F”, or comparable performance rating, in the most recent state accountability system rating, that is not under the supervision of the state school reform/redesign office, and that does all of the following:

(a) Completes a comprehensive needs evaluation in collaboration with an intermediate school district, community members, education organizations, and postsecondary institutions, as applicable and approved by the superintendent, within 90 days of assignment to the partnership described in this section. The comprehensive needs evaluation shall include at least all of the following:

(i) A review of the district’s implementation and utilization of a multi-tiered system of supports to ensure that it is used to appropriately inform instruction.

(ii) A review of the district and school building leadership and educator capacity to substantially improve student outcomes.

(iii) A review of classroom, instructional, and operational practices and curriculum to ensure alignment with research-based instructional practices and state curriculum standards.

(b) Develops an intervention plan that has been approved by the superintendent and that addresses the needs identified in the comprehensive needs evaluation completed under subdivision (a). The intervention plan shall include at least all of the following:

(i) Specific actions that will be taken by the district and each of its partners to improve student achievement.

(ii) Specific measurable benchmarks that will be met within 18 months to improve student achievement and identification of expected student achievement outcomes to be attained within 3 years after assignment to the partnership.

(C) CRAFTS ACADEMIC GOALS THAT PUT PUPILS ON TRACK TO MEET OR EXCEED GRADE LEVEL PROFICIENCY.

(3) Upon approval of the intervention plan developed under subsection (2), the department shall assign a team of individuals with expertise in comprehensive school and district reform to partner with the district, the intermediate district, community organizations, education organizations, and postsecondary institutions identified in the intervention plan to review the district’s use of existing financial resources to ensure that those resources are being used as efficiently and effectively as possible to improve student academic achievement. **THE SUPERINTENDENT OF PUBLIC INSTRUCTION MAY WAIVE BURDENSOME ADMINISTRATIVE RULES FOR A PARTNERSHIP DISTRICT FOR THE DURATION OF THE PARTNERSHIP AGREEMENT.**

(4) Funds allocated under this section may be used to pay for district expenditures approved by the superintendent to improve student achievement. Funds may be used for professional development for teachers or district or school leadership, increased instructional time, teacher mentors, or other expenditures that directly impact student achievement and cannot be paid from existing district financial resources. An eligible district shall not receive funds under this section for more than 3 years. Notwithstanding section 17b, payments to eligible districts under this section shall be paid on a schedule determined by the department.

(5) The department shall annually report **IN PERSON** to the legislature on the activities funded under this section and how those activities impacted student achievement in eligible districts that received funds under this section. **TO THE EXTENT POSSIBLE, PARTICIPATING DISTRICTS RECEIVING FUNDING UNDER THIS SECTION SHALL PARTICIPATE IN THE REPORT.**

Sec. 22a. (1) From the appropriation in section 11, ~~there is allocated an amount not to exceed \$5,207,000,000.00 for 2016-2017 and there is allocated an amount not to exceed \$5,181,800,000.00~~ **\$5,176,000,000.00** for 2017-2018 **AND THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$5,107,000,000.00 FOR 2018-2019** for payments to districts and qualifying public school academies to guarantee each district and qualifying public school academy an amount equal to its 1994-95 total state and local per pupil revenue for school operating purposes under section 11 of article IX of the state constitution of 1963. Pursuant to section 11 of article IX of the state constitution of 1963, this guarantee does not apply to a district in a year in which the district levies a millage rate for school district operating purposes less than it levied in 1994. However, subsection (2) applies to calculating the payments under this section. Funds allocated under this section that are not expended in the state fiscal year for which they were allocated, as determined by the department, may be used to supplement the allocations under sections 22b and 51c in order to fully fund those calculated allocations for the same fiscal year.

(2) To ensure that a district receives an amount equal to the district's 1994-95 total state and local per pupil revenue for school operating purposes, there is allocated to each district a state portion of the district's 1994-95 foundation allowance in an amount calculated as follows:

(a) Except as otherwise provided in this subsection, the state portion of a district's 1994-95 foundation allowance is an amount equal to the district's 1994-95 foundation allowance or \$6,500.00, whichever is less, minus the difference between the sum of the product of the taxable value per membership pupil of all property in the district that is nonexempt property times the district's certified mills and, for a district with certified mills exceeding 12, the product of the taxable value per membership pupil of property in the district that is commercial personal property times the certified mills minus 12 mills and the quotient of the ad valorem property tax revenue of the district captured under tax increment financing acts divided by the district's membership. For a district that has a millage reduction required under section 31 of article IX of the state constitution of 1963, the state portion of the district's foundation allowance shall be calculated as if that reduction did not occur. For a receiving district, if school operating taxes are to be levied on behalf of a dissolved district that has been attached in whole or in part to the receiving district to satisfy debt obligations of the dissolved district under section 12 of the revised school code, MCL 380.12, taxable value per membership pupil of all property in the receiving district that is nonexempt property and taxable value per membership pupil of property in the receiving district that is commercial personal property do not include property within the geographic area of the dissolved district; ad valorem property tax revenue of the receiving district captured under tax increment financing acts does not include ad valorem property tax revenue captured within the geographic boundaries of the dissolved district under tax increment financing acts; and certified mills do not include the certified mills of the dissolved district. For a community district, the allocation as otherwise calculated under this section shall be reduced by an amount equal to the amount of local school operating tax revenue that would otherwise be due to the community district if not for the operation of section 386 of the revised school code, MCL 380.386, and the amount of this reduction shall be offset by the increase in funding under section 22b(2).

(b) For a district that had a 1994-95 foundation allowance greater than \$6,500.00, the state payment under this subsection shall be the sum of the amount calculated under subdivision (a) plus the amount calculated under this subdivision. The amount calculated under this subdivision shall be equal to the difference between the district's 1994-95 foundation allowance minus \$6,500.00 and the current year hold harmless school operating taxes per pupil. If the result of the calculation under subdivision (a) is negative, the negative amount shall be an offset against any state payment calculated under this subdivision. If the result of a calculation under this subdivision is negative, there shall not be a state payment or a deduction under this subdivision. The taxable values per membership pupil used in the calculations under this subdivision are as adjusted by ad valorem property tax revenue captured under tax increment financing acts divided by the district's membership. For a receiving district, if school operating taxes are to be levied on behalf of a dissolved district that has been attached in whole or in part to the receiving district to satisfy debt obligations of the dissolved district under section 12 of the revised school code, MCL 380.12, ad valorem property tax revenue captured under tax increment financing acts do not include ad valorem property tax revenue captured within the geographic boundaries of the dissolved district under tax increment financing acts.

(3) Beginning in 2003-2004, for pupils in membership in a qualifying public school academy, there is allocated under this section to the authorizing body that is the fiscal agent for the qualifying public school academy for forwarding to the qualifying public school academy an amount equal to the 1994-95 per pupil payment to the qualifying public school academy under section 20.

(4) A district or qualifying public school academy may use funds allocated under this section in conjunction with any federal funds for which the district or qualifying public school academy otherwise would be eligible.

(5) Except as otherwise provided in this subsection, for a district that is formed or reconfigured after June 1, 2000 by consolidation of 2 or more districts or by annexation, the resulting district's 1994-95 foundation allowance under this section beginning after the effective date of the consolidation or annexation shall be the average of the 1994-95 foundation allowances of each of the original or affected districts, calculated as provided in this section, weighted as to the percentage of pupils in total membership in the resulting district in the state fiscal year in which the consolidation takes place who reside in the geographic area of each of the original districts. If an affected district's 1994-95 foundation allowance is less than the 1994-95 basic foundation allowance, the amount of that district's 1994-95 foundation allowance shall be considered for the purpose of calculations under this subsection to be equal to the amount of the 1994-95 basic foundation allowance. This subsection does not apply to a receiving district unless there is a subsequent consolidation or annexation that affects the district.

(6) Payments under this section are subject to section 25g.

(7) As used in this section:

(a) "1994-95 foundation allowance" means a district's 1994-95 foundation allowance calculated and certified by the department of treasury or the superintendent under former section 20a as enacted in 1993 PA 336 and as amended by 1994 PA 283.

(b) "Certified mills" means the lesser of 18 mills or the number of mills of school operating taxes levied by the district in 1993-94.

(c) "Current state fiscal year" means the state fiscal year for which a particular calculation is made.

(d) "Current year hold harmless school operating taxes per pupil" means the per pupil revenue generated by multiplying a district's 1994-95 hold harmless millage by the district's current year taxable value per membership pupil. For a receiving district, if school operating taxes are to be levied on behalf of a dissolved district that has been attached in whole or in part to the receiving district to satisfy debt obligations of the dissolved district under section 12 of the revised school code, MCL 380.12, taxable value per membership pupil does not include the taxable value of property within the geographic area of the dissolved district.

(e) "Dissolved district" means a district that loses its organization, has its territory attached to 1 or more other districts, and is dissolved as provided under section 12 of the revised school code, MCL 380.12.

(f) "Hold harmless millage" means, for a district with a 1994-95 foundation allowance greater than \$6,500.00, the number of mills by which the exemption from the levy of school operating taxes on a homestead, qualified agricultural property, qualified forest property, supportive housing property, industrial personal property, commercial personal property, and property occupied by a public school academy could be reduced as provided in section 1211 of the revised school code, MCL 380.1211, and the number of mills of school operating taxes that could be levied on all property as provided in section 1211(2) of the revised school code, MCL 380.1211, as certified by the department of treasury for the 1994 tax year. For a receiving district, if school operating taxes are to be levied on behalf of a dissolved district that has been attached in whole or in part to the receiving district to satisfy debt obligations of the dissolved district under section 12 of the revised school code, MCL 380.12, school operating taxes do not include school operating taxes levied within the geographic area of the dissolved district.

(g) "Homestead", "qualified agricultural property", "qualified forest property", "supportive housing property", "industrial personal property", and "commercial personal property" mean those terms as defined in section 1211 of the revised school code, MCL 380.1211.

(h) "Membership" means the definition of that term under section 6 as in effect for the particular fiscal year for which a particular calculation is made.

(i) "Nonexempt property" means property that is not a principal residence, qualified agricultural property, qualified forest property, supportive housing property, industrial personal property, commercial personal property, or property occupied by a public school academy.

(j) "Qualifying public school academy" means a public school academy that was in operation in the 1994-95 school year and is in operation in the current state fiscal year.

(k) "Receiving district" means a district to which all or part of the territory of a dissolved district is attached under section 12 of the revised school code, MCL 380.12.

(l) "School operating taxes" means local ad valorem property taxes levied under section 1211 of the revised school code, MCL 380.1211, and retained for school operating purposes as defined in section 20.

(m) "Tax increment financing acts" means 1975 PA 197, MCL 125.1651 to 125.1681, the tax increment finance authority act, 1980 PA 450, MCL 125.1801 to 125.1830, the local development financing act, 1986 PA 281, MCL 125.2151 to 125.2174, the brownfield redevelopment financing act, 1996 PA 381, MCL 125.2651 to 125.2672, or the corridor improvement authority act, 2005 PA 280, MCL 125.2871 to 125.2899.

(n) "Taxable value per membership pupil" means each of the following divided by the district's membership:

(i) For the number of mills by which the exemption from the levy of school operating taxes on a homestead, qualified agricultural property, qualified forest property, supportive housing property, industrial personal property, commercial personal property, and property occupied by a public school academy may be reduced as provided in section 1211 of the revised school code, MCL 380.1211, the taxable value of homestead, qualified agricultural property, qualified forest property, supportive

housing property, industrial personal property, commercial personal property, and property occupied by a public school academy for the calendar year ending in the current state fiscal year. For a receiving district, if school operating taxes are to be levied on behalf of a dissolved district that has been attached in whole or in part to the receiving district to satisfy debt obligations of the dissolved district under section 12 of the revised school code, MCL 380.12, mills do not include mills within the geographic area of the dissolved district.

(ii) For the number of mills of school operating taxes that may be levied on all property as provided in section 1211(2) of the revised school code, MCL 380.1211, the taxable value of all property for the calendar year ending in the current state fiscal year. For a receiving district, if school operating taxes are to be levied on behalf of a dissolved district that has been attached in whole or in part to the receiving district to satisfy debt obligations of the dissolved district under section 12 of the revised school code, MCL 380.12, school operating taxes do not include school operating taxes levied within the geographic area of the dissolved district.

Sec. 22b. (1) For discretionary nonmandated payments to districts under this section, there is allocated for ~~2016-2017~~ an amount not to exceed \$3,841,000,000.00 from the state school aid fund and general fund appropriations in section 11 and ~~an amount not to exceed \$72,000,000.00 from the community district education trust fund appropriation in section 11, and there is allocated for 2017-2018~~ an amount not to exceed \$3,965,500,000.00 **\$3,957,000,000.00** from the state school aid fund and general fund appropriations in section 11 and an amount not to exceed \$72,000,000.00 from the community district education trust fund appropriation in section 11, **AND THERE IS ALLOCATED FOR 2018-2019 AN AMOUNT NOT TO EXCEED \$4,252,000,000.00 FROM THE STATE SCHOOL AID FUND AND GENERAL FUND APPROPRIATIONS IN SECTION 11 AND AN AMOUNT NOT TO EXCEED \$72,000,000.00 FROM THE COMMUNITY DISTRICT EDUCATION TRUST FUND APPROPRIATION IN SECTION 11.** Except for money allocated from the community district trust fund, money allocated under this section that is not expended in the state fiscal year for which it was allocated, as determined by the department, may be used to supplement the allocations under sections 22a and 51c in order to fully fund those calculated allocations for the same fiscal year.

(2) Subject to subsection (3) and section 296, the allocation to a district under this section shall be an amount equal to the sum of the amounts calculated under sections 20, 20m, 51a(2), 51a(3), and 51a(11), minus the sum of the allocations to the district under sections 22a and 51c. For a community district, the allocation as otherwise calculated under this section shall be increased by an amount equal to the amount of local school operating tax revenue that would otherwise be due to the community district if not for the operation of section 386 of the revised school code, MCL 380.386, and this increase shall be paid from the community district education trust fund allocation in subsection (1) in order to offset the absence of local school operating revenue in a community district in the funding of the state portion of the foundation allowance under section 20(4).

(3) In order to receive an allocation under subsection (1), each district shall do all of the following:

- (a) Comply with section 1280b of the revised school code, MCL 380.1280b.
- (b) Comply with sections 1278a and 1278b of the revised school code, MCL 380.1278a and 380.1278b.
- (c) Furnish data and other information required by state and federal law to the center and the department in the form and manner specified by the center or the department, as applicable.
- (d) Comply with section 1230g of the revised school code, MCL 380.1230g.
- (e) Comply with section 21f.

(F) FOR A DISTRICT OR PUBLIC SCHOOL ACADEMY THAT HAS ENTERED INTO A PARTNERSHIP AGREEMENT WITH THE DEPARTMENT, COMPLY WITH SECTION 22P.

(4) Districts are encouraged to use funds allocated under this section for the purchase and support of payroll, human resources, and other business function software that is compatible with that of the intermediate district in which the district is located and with other districts located within that intermediate district.

(5) From the allocation in subsection (1), the department shall pay up to \$1,000,000.00 in litigation costs incurred by this state related to commercial or industrial property tax appeals, including, but not limited to, appeals of classification, that impact revenues dedicated to the state school aid fund.

(6) From the allocation in subsection (1), the department shall pay up to \$1,000,000.00 in litigation costs incurred by this state associated with lawsuits filed by 1 or more districts or intermediate districts against this state. If the allocation under this section is insufficient to fully fund all payments required under this section, the payments under this subsection shall be made in full before any proration of remaining payments under this section.

(7) It is the intent of the legislature that all constitutional obligations of this state have been fully funded under sections 22a, 31d, 51a, 51c, and 152a. If a claim is made by an entity receiving funds under this article that challenges the legislative determination of the adequacy of this funding or alleges that there exists an unfunded constitutional requirement, the state budget director may escrow or allocate from the discretionary funds for nonmandated payments under this section the amount as may be necessary to satisfy the claim before making any payments to districts under subsection (2). If funds are escrowed, the escrowed funds are a work project appropriation and the funds are carried forward into the following fiscal year. The purpose of the work project is to provide for any payments that may be awarded to districts as a result of litigation. The work project shall be completed upon resolution of the litigation.

(8) If the local claims review board or a court of competent jurisdiction makes a final determination that this state is in violation of section 29 of article IX of the state constitution of 1963 regarding state payments to districts, the state budget

director shall use work project funds under subsection (7) or allocate from the discretionary funds for nonmandated payments under this section the amount as may be necessary to satisfy the amount owed to districts before making any payments to districts under subsection (2).

(9) If a claim is made in court that challenges the legislative determination of the adequacy of funding for this state's constitutional obligations or alleges that there exists an unfunded constitutional requirement, any interested party may seek an expedited review of the claim by the local claims review board. If the claim exceeds \$10,000,000.00, this state may remove the action to the court of appeals, and the court of appeals shall have and shall exercise jurisdiction over the claim.

(10) If payments resulting from a final determination by the local claims review board or a court of competent jurisdiction that there has been a violation of section 29 of article IX of the state constitution of 1963 exceed the amount allocated for discretionary nonmandated payments under this section, the legislature shall provide for adequate funding for this state's constitutional obligations at its next legislative session.

(11) If a lawsuit challenging payments made to districts related to costs reimbursed by federal title XIX Medicaid funds is filed against this state, then, for the purpose of addressing potential liability under such a lawsuit, the state budget director may place funds allocated under this section in escrow or allocate money from the funds otherwise allocated under this section, up to a maximum of 50% of the amount allocated in subsection (1). If funds are placed in escrow under this subsection, those funds are a work project appropriation and the funds are carried forward into the following fiscal year. The purpose of the work project is to provide for any payments that may be awarded to districts as a result of the litigation. The work project shall be completed upon resolution of the litigation. In addition, this state reserves the right to terminate future federal title XIX Medicaid reimbursement payments to districts if the amount or allocation of reimbursed funds is challenged in the lawsuit. As used in this subsection, "title XIX" means title XIX of the social security act, 42 USC 1396 to ~~1396v~~:1396W-5.

Sec. 22d. (1) From the appropriation in section 11, an amount not to exceed ~~\$5,000,000.00~~ **\$6,000,000.00** is allocated for ~~2017-2018-2018-2019~~ for supplemental payments to rural districts under this section.

(2) From the allocation under subsection (1), there is allocated for ~~2017-2018-2018-2019~~ an amount not to exceed \$957,300.00 for payments under this subsection to districts that meet all of the following:

(a) Operates grades K to 12.

(b) Has fewer than 250 pupils in membership.

(c) Each school building operated by the district meets at least 1 of the following:

(i) Is located in the Upper Peninsula at least 30 miles from any other public school building.

(ii) Is located on an island that is not accessible by bridge.

(3) The amount of the additional funding to each eligible district under subsection (2) shall be determined under a spending plan developed as provided in this subsection and approved by the superintendent of public instruction. The spending plan shall be developed cooperatively by the intermediate superintendents of each intermediate district in which an eligible district is located. The intermediate superintendents shall review the financial situation of each eligible district, determine the minimum essential financial needs of each eligible district, and develop and agree on a spending plan that distributes the available funding under subsection (2) to the eligible districts based on those financial needs. The intermediate superintendents shall submit the spending plan to the superintendent of public instruction for approval. Upon approval by the superintendent of public instruction, the amounts specified for each eligible district under the spending plan are allocated under subsection (2) and shall be paid to the eligible districts in the same manner as payments under section 22b.

(4) Subject to subsection (6), from the allocation in subsection (1), there is allocated for ~~2017-2018-2018-2019~~ an amount not to exceed ~~\$4,042,700.00~~ **\$5,042,700.00** for payments under this subsection to districts that have ~~7.3-7.7~~ or fewer pupils per square mile as determined by the department.

(5) The funds allocated under subsection (4) shall be allocated on an equal per-pupil basis.

(6) A district receiving funds allocated under subsection (2) is not eligible for funding allocated under subsection (4).

Sec. 22g. (1) From the funds appropriated in section 11, there is allocated for ~~2016-2017-2017-2018~~ only an amount not to exceed ~~\$500,000.00~~ **\$2,800,000.00** for ~~competitive assistance grants to districts and intermediate districts~~:**THAT WERE AWARDED FUNDS UNDER THIS SECTION IN 2016-2017 BUT DID NOT RECEIVE THOSE FUNDS.**

(2) Funds received under this section may be used for reimbursement of transition costs associated with the dissolution, consolidation, or annexation of districts, ~~or intermediate districts~~. Grant funding shall be available for dissolutions, consolidations, or annexations that occur on or after June 1, 2016. ~~Districts may spend funds allocated under this section over 3 fiscal years.~~

(3) ~~In addition to the amount allocated under subsection (1), from the funds appropriated in section 11, there is allocated for 2016-2017 an amount not to exceed \$2,500,000.00 for grants to districts or intermediate districts that received a grant under this section as it was in effect for 2015-2016 for reimbursement of remaining transition costs associated with a dissolution, consolidation, or annexation that was approved during 2015-2016 by the school electors of the applicable district or intermediate district.~~

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

Sec. 22m. (1) From the appropriations in section 11, there is allocated for ~~2017-2018-2018-2019~~ an amount not to exceed \$2,200,000.00 for supporting the integration of local data systems into the Michigan data hub network based on common standards and applications that are in compliance with section 19(6).

(2) An entity that is the fiscal agent for no more than 5 consortia of intermediate districts that previously received funding from the technology readiness infrastructure grant under former section 22i for the purpose of establishing regional data hubs that are part of the Michigan data hub network is eligible for funding under this section.

(3) The center shall work with an advisory committee composed of representatives from intermediate districts within each of the data hub regions to coordinate the activities of the Michigan data hub network.

(4) The center, in collaboration with the Michigan data hub network, shall determine the amount of funds distributed under this section to each participating regional data hub within the network, based upon a competitive grant process. Entities receiving funding under this section shall represent geographically diverse areas in this state.

(5) Notwithstanding section 17b, payments under this section shall be made on a schedule determined by the center.

(6) To receive funding under this section, a regional data hub must have a governance model that ensures local control of data, data security, and student privacy issues. The integration of data within each of the regional data hubs shall provide for the actionable use of data by districts and intermediate districts through common reports and dashboards and for efficiently providing information to meet state and federal reporting purposes.

(7) Participation in a data hub region in the Michigan data hub network under this section is voluntary and is not required.

(8) Entities receiving funding under this section shall use the funds for all of the following:

(a) Creating an infrastructure that effectively manages the movement of data between data systems used by intermediate districts, districts, and other educational organizations in Michigan based on common data standards to improve student achievement.

(b) Utilizing the infrastructure to put in place commonly needed integrations, reducing cost and effort to do that work while increasing data accuracy and usability.

(c) Promoting the use of a more common set of applications by promoting systems that integrate with the Michigan data hub network.

(d) Promoting 100% district adoption of the Michigan data hub network by September 30, ~~2018~~**2020**.

(e) Ensuring local control of data, data security, and student data privacy.

(f) Utilizing the infrastructure to promote the actionable use of data through common reports and dashboards that are consistent statewide.

(g) Creating a governance model to facilitate sustainable operations of the infrastructure in the future, including administration, legal agreements, documentation, staffing, hosting, and funding.

(h) Evaluating future data initiatives at all levels to determine whether the initiatives can be enhanced by using the standardized environment in the Michigan data hub network.

(9) Not later than January 1, ~~2018~~, **OF EACH FISCAL YEAR**, the center shall prepare a summary report of information provided by each entity that received funds under this section that includes measurable outcomes based on the objectives described under this section. The report shall include a summary of compiled data from each entity to provide a means to evaluate the effectiveness of the project. The center shall submit the report to the house and senate appropriations subcommittees on state school aid and to the house and senate fiscal agencies.

Sec. 22n. (1) From the appropriation in section 11, there is allocated an amount not to exceed \$11,000,000.00 for ~~2017-2018~~ **2018-2019** for additional payments to districts for the higher instructional costs of educating high school pupils.

(2) A district is eligible for a payment under this section if it educates pupils in 1 or more of grades 9 to 12.

(3) The payment to each eligible district under this section shall be an amount equal to \$25.00 multiplied by the district's total pupil membership in grades 9 to 12 as calculated under section 6 for the current fiscal year. If the allocation under subsection (1) is insufficient to fully fund payments under this subsection, the department shall prorate payments under this section on an equal per-pupil basis.

SEC. 22P. IN ORDER TO RECEIVE FUNDING UNDER SECTION 22B, A DISTRICT OR PUBLIC SCHOOL ACADEMY THAT HAS A SIGNED PARTNERSHIP AGREEMENT WITH THE DEPARTMENT MUST MEET BOTH OF THE FOLLOWING:

(A) AMENDS THE PARTNERSHIP AGREEMENT TO INCLUDE MEASURABLE ACADEMIC OUTCOMES THAT WILL BE ACHIEVED AFTER 18 MONTHS AND AFTER 36 MONTHS FROM THE DATE THE AGREEMENT WAS ORIGINALLY SIGNED. MEASURABLE ACADEMIC OUTCOMES UNDER THIS SUBDIVISION MUST INCLUDE OUTCOMES THAT PUT PUPILS ON TRACK TO MEET OR EXCEED GRADE LEVEL PROFICIENCY.

(B) AMENDS THE PARTNERSHIP AGREEMENT TO INCLUDE ACCOUNTABILITY MEASURES TO BE IMPOSED IF THE DISTRICT OR PUBLIC SCHOOL ACADEMY DOES NOT ACHIEVE THE MEASURABLE ACADEMIC OUTCOMES UNDER SUBDIVISION (A) FOR A SCHOOL SUBJECT TO A PARTNERSHIP AGREEMENT. ACCOUNTABILITY MEASURES UNDER THIS SUBDIVISION MAY INCLUDE EITHER THE CLOSURE OF THE SCHOOL AT THE END OF THE CURRENT SCHOOL YEAR OR THE RECONSTITUTION OF THE SCHOOL IN A FINAL ATTEMPT TO IMPROVE STUDENT EDUCATIONAL PERFORMANCE OR TO AVOID INTERRUPTION OF THE EDUCATIONAL PROCESS. FOR A PUBLIC SCHOOL ACADEMY THAT AMENDS A PARTNERSHIP AGREEMENT UNDER THIS SUBDIVISION, THE AMENDED AGREEMENT MUST INCLUDE A REQUIREMENT THAT IF RECONSTITUTION IS IMPOSED ON A SCHOOL THAT IS OPERATED BY THE PUBLIC SCHOOL ACADEMY AND THAT IS SUBJECT TO THE PARTNERSHIP AGREEMENT, THE

SCHOOL SHALL BE RECONSTITUTED AS DESCRIBED IN SECTION 507 OF THE REVISED SCHOOL CODE, MCL 380.507. FOR A DISTRICT THAT AMENDS A PARTNERSHIP AGREEMENT UNDER THIS SUBDIVISION, THE AMENDED AGREEMENT MUST INCLUDE A REQUIREMENT THAT IF RECONSTITUTION IS IMPOSED ON A SCHOOL THAT IS OPERATED BY THE DISTRICT AND THAT IS SUBJECT TO THE PARTNERSHIP AGREEMENT, ALL OF THE FOLLOWING APPLY:

(i) THE DISTRICT SHALL MAKE SIGNIFICANT CHANGES TO THE INSTRUCTIONAL AND NONINSTRUCTIONAL PROGRAMMING OF THE SCHOOL BASED ON THE NEEDS IDENTIFIED THROUGH A COMPREHENSIVE REVIEW OF DATA.

(ii) THE DISTRICT SHALL REPLACE AT LEAST 25% OF THE FACULTY AND STAFF OF THE SCHOOL.

(iii) THE DISTRICT SHALL REPLACE THE PRINCIPAL OF THE SCHOOL, UNLESS THE CURRENT PRINCIPAL HAS BEEN IN PLACE FOR LESS THAN 3 YEARS AND THE BOARD OF THE DISTRICT DETERMINES THAT IT IS IN THE BEST INTERESTS OF THE DISTRICT TO RETAIN CURRENT SCHOOL LEADERSHIP.

(iv) THE RECONSTITUTION PLAN FOR THE SCHOOL SHALL REQUIRE THE ADOPTION OF GOALS SIMILAR TO THE GOALS INCLUDED IN A PARTNERSHIP AGREEMENT, WITH A LIMIT OF 5 YEARS TO ACHIEVE THE GOALS. IF THE GOALS ARE NOT ACHIEVED WITHIN 5 YEARS, THE SUPERINTENDENT OF PUBLIC INSTRUCTION SHALL EITHER IMPOSE A SECOND RECONSTITUTION PLAN ON THE SCHOOL OR CLOSE THE SCHOOL.

Sec. 24. (1) From the appropriation in section 11, there is allocated **EACH FISCAL YEAR** for 2017-2018 **AND FOR 2018-2019** an amount not to exceed ~~\$8,000,000.00~~ **\$7,150,000.00** for payments to the educating district or intermediate district for educating pupils assigned by a court or the department of health and human services to reside in or to attend a juvenile detention facility or child caring institution licensed by the department of health and human services and approved by the department to provide an on-grounds education program. The amount of the payment under this section to a district or intermediate district shall be calculated as prescribed under subsection (2).

(2) The total amount allocated under this section shall be allocated by paying to the educating district or intermediate district an amount equal to the lesser of the district's or intermediate district's added cost or the department's approved per-pupil allocation for the district or intermediate district. For the purposes of this subsection:

(a) "Added cost" means 100% of the added cost each fiscal year for educating all pupils assigned by a court or the department of health and human services to reside in or to attend a juvenile detention facility or child caring institution licensed by the department of health and human services or the department of licensing and regulatory affairs and approved by the department to provide an on-grounds education program. Added cost shall be computed by deducting all other revenue received under this article for pupils described in this section from total costs, as approved by the department, in whole or in part, for educating those pupils in the on-grounds education program or in a program approved by the department that is located on property adjacent to a juvenile detention facility or child caring institution. Costs reimbursed by federal funds are not included.

(b) "Department's approved per-pupil allocation" for a district or intermediate district shall be determined by dividing the total amount allocated under this section for a fiscal year by the full-time equated membership total for all pupils approved by the department to be funded under this section for that fiscal year for the district or intermediate district.

(3) A district or intermediate district educating pupils described in this section at a residential child caring institution may operate, and receive funding under this section for, a department-approved on-grounds educational program for those pupils that is longer than 181 days, but not longer than 233 days, if the child caring institution was licensed as a child caring institution and offered in 1991-92 an on-grounds educational program that was longer than 181 days but not longer than 233 days and that was operated by a district or intermediate district.

(4) Special education pupils funded under section 53a shall not be funded under this section.

Sec. 24a. From the appropriation in section 11, there is allocated an amount not to exceed ~~\$1,339,000.00~~ **for 2017-2018 \$1,355,700.00 FOR 2018-2019** for payments to intermediate districts for pupils who are placed in juvenile justice service facilities operated by the department of health and human services. Each intermediate district shall receive an amount equal to the state share of those costs that are clearly and directly attributable to the educational programs for pupils placed in facilities described in this section that are located within the intermediate district's boundaries. The intermediate districts receiving payments under this section shall cooperate with the department of health and human services to ensure that all funding allocated under this section is utilized by the intermediate district and department of health and human services for educational programs for pupils described in this section. Pupils described in this section are not eligible to be funded under section 24. However, a program responsibility or other fiscal responsibility associated with these pupils shall not be transferred from the department of health and human services to a district or intermediate district unless the district or intermediate district consents to the transfer.

Sec. 24c. (1) From the appropriation in section 11, there is allocated an amount not to exceed ~~\$1,528,400.00~~ **for 2017-2018 FOR 2018-2019** for payments to districts for pupils who are enrolled in a nationally administered community-based education and youth mentoring program, known as the youth challenge program, that is administered by the department of military and veterans affairs. Both of the following apply to a district receiving payments under this section:

(a) The district shall contract with the department of military and veterans affairs to ensure that all funding allocated under this section is utilized by the district and the department of military and veterans affairs for the youth challenge program.

(b) The district may retain for its administrative expenses an amount not to exceed 3% of the amount of the payment the district receives under this section.

(2) IN ADDITION TO THE FUNDS ALLOCATED UNDER SUBSECTION (1), FROM THE APPROPRIATION IN SECTION 11, THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$80,000.00 FOR 2018-2019 TO A DISTRICT FOR PUPILS WHO ENROLLED IN THE YOUTH CHALLENGE PROGRAM BUT DROPPED OUT BEFORE THE PUPIL MEMBERSHIP COUNT DAY. THE DISTRICT SHALL USE THESE FUNDS TO SUPPORT THE YOUTH CHALLENGE PROGRAM.

Sec. 25e. (1) The pupil membership transfer application and pupil transfer process administered by the center under this section shall be used for processing pupil transfers.

(2) If a pupil counted in membership for the pupil membership count day transfers from a district or intermediate district to enroll in another district or intermediate district after the pupil membership count day and before the supplemental count day and, due to the pupil's enrollment and attendance status as of the pupil membership count day, the pupil was not counted in membership in the educating district or intermediate district, the educating district or intermediate district may report the enrollment and attendance information to the center through the pupil transfer process within 30 days after the transfer or within 30 days after the pupil membership count certification date, whichever is later. Pupil transfers may be submitted no earlier than the first day after the certification deadline for the pupil membership count day and before the supplemental count day. Upon receipt of the transfer information under this subsection indicating that a pupil has enrolled and is in attendance in an educating district or intermediate district as described in this subsection, the pupil transfer process shall do the following:

(a) Notify the district in which the pupil was previously enrolled.

(b) Notify both the pupil auditing staff of the intermediate district in which the educating district is located and the pupil auditing staff of the intermediate district in which the district that previously enrolled the pupil is located. The pupil auditing staff shall investigate a representative sample based on required audit sample sizes in the pupil auditing manual and may deny the pupil membership transfer.

(c) Aggregate the districtwide changes and notify the department for use in adjusting the state aid payment system.

(3) The department shall do all of the following:

(a) Adjust the membership calculation for each district or intermediate district in which the pupil was previously counted in membership or that previously received an adjustment in its membership calculation under this section due to a change in the pupil's enrollment and attendance so that the district's or intermediate district's membership is prorated to allow the district or intermediate district to receive for each school day, as determined by the financial calendar furnished by the center, in which the pupil was enrolled and in attendance in the district or intermediate district an amount equal to 1/105 of a full-time equated membership claimed in the fall pupil membership count. The district or intermediate district shall receive a prorated foundation allowance in an amount equal to the product of the adjustment under this subdivision for the district or intermediate district multiplied by the foundation allowance or per-pupil payment as calculated under section 20 for the district or intermediate district. The foundation allowance or per-pupil payment shall be adjusted by the pupil's full-time equated status as affected by the membership definition under section 6(4).

(b) Adjust the membership calculation for the educating district or intermediate district in which the pupil is enrolled and is in attendance so that the district's or intermediate district's membership is increased to allow the district or intermediate district to receive an amount equal to the difference between the full-time equated membership claimed in the fall pupil membership count and the sum of the adjustments calculated under subdivision (a) for each district or intermediate district in which the pupil was previously enrolled and in attendance. The educating district or intermediate district shall receive a prorated foundation allowance in an amount equal to the product of the adjustment under this subdivision for the educating district or intermediate district multiplied by the per-pupil payment as calculated under section 20 for the educating district or intermediate district. The foundation allowance or per-pupil payment shall be adjusted by the pupil's full-time equated status as affected by the membership definition under section 6(4).

(4) The changes in calculation of state school aid required under subsection (3) shall take effect as of the date that the pupil becomes enrolled and in attendance in the educating district or intermediate district, and the department shall base all subsequent payments under this article for the fiscal year to the affected districts or intermediate districts on this recalculation of state school aid.

(5) If a pupil enrolls in an educating district or intermediate district as described in subsection (2), the district or intermediate district in which the pupil is counted in membership or another educating district or intermediate district that received an adjustment in its membership calculation under subsection (3), if any, and the educating district or intermediate district shall provide to the center and the department all information they require to comply with this section.

(6) The portion of the full-time equated pupil membership for which a pupil is enrolled in 1 or more online courses under section 21f that is representative of the amount that the primary district paid in course costs to the course provider shall not be counted or transferred under the pupil transfer process under this section.

(7) It is the intent of the legislature that the center determine the number of pupils who did not reside in this state as of the 2018-2019 pupil membership count day but who newly enrolled in a district or intermediate district after that pupil membership count day and before the 2018-2019 supplemental count day. It is the intent of the legislature that the center further determine

the number of pupils who were counted in membership for the 2018-2019 pupil membership count day but who left this state before the 2018-2019 supplemental count day. In 2019-2020, the center shall provide a report to the senate and house appropriations subcommittees on state school aid, and to the senate and house fiscal agencies, detailing the number of pupils transferring in from another state or transferring out from this state **OUTSIDE THE PUBLIC SCHOOL SYSTEM OF THIS STATE AND THE NUMBER OF PUPILS TRANSFERRING OUT OF THE PUBLIC SCHOOL SYSTEM IN THIS STATE** between the pupil membership count day and supplemental count day as described in this subsection. ~~The center shall include in the report a discussion of benefits and obstacles to developing a pupil enrollment process for pupils who newly enroll in a district or intermediate district after the pupil membership count day and before the supplemental count day, and developing a process for deducting pupils who were counted on the pupil membership count day and transfer out of this state before the supplemental count day.~~

(8) As used in this section:

(a) "Educating district or intermediate district" means the district or intermediate district in which a pupil enrolls after the pupil membership count day or after an adjustment was made in another district's or intermediate district's membership calculation under this section due to the pupil's enrollment and attendance.

(b) "Pupil" means that term as defined under section 6 and also children receiving early childhood special education programs and services.

Sec. 25f. (1) From the state school aid fund money appropriated in section 11, there is allocated an amount not to exceed ~~\$750,000.00~~ **\$1,600,000.00 EACH FISCAL YEAR** for 2017-2018 **AND FOR 2018-2019** for payments to strict discipline academies established under sections 1311b to 1311m of the revised school code, MCL 380.1311b to 380.1311m, as provided under this section.

(2) In order to receive funding under this section, a strict discipline academy shall first comply with section 25e and use the pupil transfer process under that section for changes in enrollment as prescribed under that section.

(3) The total amount allocated to a strict discipline academy under this section is ~~an amount equal to~~ **SHALL FIRST BE DISTRIBUTED AS** the lesser of the strict discipline academy's added cost or the department's approved per-pupil allocation for the strict discipline academy. **ANY FUNDS REMAINING AFTER THE FIRST DISTRIBUTION SHALL BE DISTRIBUTED BY PRORATING ON AN EQUAL PER-PUPIL MEMBERSHIP BASIS, NOT TO EXCEED A STRICT DISCIPLINE ACADEMY'S ADDED COST.** However, the sum of the amounts received by a strict discipline academy under this section and under section 24 shall not exceed the product of the strict discipline academy's per-pupil allocation calculated under section 20 multiplied by the strict discipline academy's full-time equated membership. The department shall allocate funds to strict discipline academies under this section on a monthly basis. For the purposes of this subsection:

(a) "Added cost" means 100% of the added cost each fiscal year for educating all pupils enrolled and in regular daily attendance at a strict discipline academy. Added cost shall be computed by deducting all other revenue received under this article for pupils described in this subsection from total costs, as approved by the department, in whole or in part, for educating those pupils in a strict discipline academy. The department shall include all costs including, but not limited to, educational costs, insurance, management fees, technology costs, legal fees, auditing fees, interest, pupil accounting costs, and any other administrative costs necessary to operate the program or to comply with statutory requirements. Costs reimbursed by federal funds are not included.

(b) "Department's approved per-pupil allocation" for a strict discipline academy shall be determined by dividing the total amount allocated under this subsection for a fiscal year by the full-time equated membership total for all pupils approved by the department to be funded under this subsection for that fiscal year for the strict discipline academy.

(4) Special education pupils funded under section 53a shall not be funded under this section.

(5) If the funds allocated under this section are insufficient to fully fund the adjustments under subsection (3), payments under this section shall be prorated on an equal per-pupil basis.

(6) Payments to districts under this section shall be made according to the payment schedule under section 17b.

Sec. 25g. (1) From the state school aid fund money appropriated in section 11, there is allocated an amount not to exceed \$750,000.00 for ~~2017-2018~~ **2018-2019** for the purposes of this section. If the operation of the special membership counting provisions under section 6(4)(dd) and the other membership counting provisions under section 6(4) result in a pupil being counted as more than 1.0 FTE in a fiscal year, then the payment made for the pupil under sections 22a and 22b shall not be based on more than 1.0 FTE for that pupil, and that portion of the FTE that exceeds 1.0 shall be paid under this section in an amount equal to that portion multiplied by the educating district's foundation allowance or per-pupil payment calculated under section 20.

(2) Special education pupils funded under section 53a shall not be funded under this section.

(3) If the funds allocated under this section are insufficient to fully fund the adjustments under subsection (1), payments under this section shall be prorated on an equal per-pupil basis.

(4) Payments to districts under this section shall be made according to the payment schedule under section 17b.

SEC. 25H. (1) FROM THE FUNDS APPROPRIATED IN SECTION 11, THERE IS ALLOCATED FOR 2018-2019 AN AMOUNT NOT TO EXCEED \$100,000.00 TO AN ELIGIBLE DISTRICT FOR A PROGRAM TO REDUCE THE NUMBER OF HIGH SCHOOL DROPOUTS.

(2) A DISTRICT IS ELIGIBLE FOR FUNDS UNDER THIS SECTION IF THE DISTRICT MEETS ALL OF THE FOLLOWING:

(A) HAS A PUPIL MEMBERSHIP GREATER THAN 15,000.

(B) IS LOCATED IN AN INTERMEDIATE DISTRICT FOR WHICH THE COMBINED PUPIL MEMBERSHIPS OF ALL OF ITS CONSTITUENT DISTRICTS IS GREATER THAN 100,000 AND LESS THAN 120,000.

(C) COLLABORATES WITH A PROGRAM ALIGNED WITH THE GOALS AND STRATEGIES OF THE DEPARTMENT'S TOP TEN IN TEN AND THE RECOMMENDATIONS OF THE CAREER PATHWAY ALLIANCE TO INCREASE DISTRICT GRADUATION RATES, ATTENDANCE RATES, AND CAREER READINESS FOR AT-RISK YOUTH.

Sec. 26a. From the funds appropriated in section 11, there is allocated an amount not to exceed ~~\$17,000,000.00~~ each fiscal year for ~~2016-2017~~ and **\$15,000,000.00** for 2017-2018 **AND THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$15,000,000.00 FOR 2018-2019** to reimburse districts and intermediate districts pursuant to section 12 of the Michigan renaissance zone act, 1996 PA 376, MCL 125.2692, for taxes levied in ~~2016 and 2017~~ **2017 AND 2018**, as applicable. The allocations shall be made not later than 60 days after the department of treasury certifies to the department and to the state budget director that the department of treasury has received all necessary information to properly determine the amounts due to each eligible recipient.

Sec. 26b. (1) From the appropriation in section 11, there is allocated for ~~2017-2018~~ **2018-2019** an amount not to exceed \$4,405,100.00 for payments to districts, intermediate districts, and community college districts for the portion of the payment in lieu of taxes obligation that is attributable to districts, intermediate districts, and community college districts pursuant to **UNDER** section 2154 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.2154.

(2) If the amount appropriated under this section is not sufficient to fully pay obligations under this section, payments shall be prorated on an equal basis among all eligible districts, intermediate districts, and community college districts.

Sec. 26c. (1) From the appropriation in section 11, there is allocated an amount not to exceed ~~\$1,500,000.00~~ **\$1,600,000.00** for 2017-2018 **AND THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$3,000,000.00 FOR 2018-2019** to the promise zone fund created in subsection (3). The funds allocated under this section reflect the amount of revenue from the collection of the state education tax captured under section 17(2) of the Michigan promise zone authority act, 2008 PA 549, MCL 390.1677.

(2) Funds allocated to the promise zone fund under this section shall be used solely for payments to eligible districts and intermediate districts, in accordance with section 17(3) of the Michigan promise zone authority act, 2008 PA 549, MCL 390.1677, that have a promise zone development plan approved by the department of treasury under section 7 of the Michigan promise zone authority act, 2008 PA 549, MCL 390.1667. Eligible districts and intermediate districts shall use payments made under this section for reimbursement for qualified educational expenses as defined in section 3 of the Michigan promise zone authority act, 2008 PA 549, MCL 390.1663.

(3) The promise zone fund is created as a separate account within the state school aid fund to be used solely for the purposes of the Michigan promise zone authority act, 2008 PA 549, MCL 390.1661 to 390.1679. All of the following apply to the promise zone fund:

(a) The state treasurer shall direct the investment of the promise zone fund. The state treasurer shall credit to the promise zone fund interest and earnings from fund investments.

(b) Money in the promise zone fund at the close of a fiscal year shall remain in the promise zone fund and shall not lapse to the general fund.

(4) Subject to subsection (2), the state treasurer may make payments from the promise zone fund to eligible districts and intermediate districts pursuant to the Michigan promise zone authority act, 2008 PA 549, MCL 390.1661 to 390.1679, to be used for the purposes of a promise zone authority created under that act.

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

Sec. 31a. (1) From the state school aid fund money appropriated in section 11, there is allocated for ~~2017-2018~~ **2018-2019** an amount not to exceed \$510,207,300.00 for payments to eligible districts and eligible public school academies for the purposes of ensuring that pupils are proficient in English language arts by the end of grade 3, that pupils are proficient in mathematics by the end of grade 8, that pupils are attending school regularly, that high school graduates are career and college ready, and for the purposes under subsections (7) and (8).

(2) For a district that has combined state and local revenue per membership pupil under sections 20 and 20m that is greater than the basic foundation allowance under section 20 for the current fiscal year, the allocation under this section shall be an amount equal to 30% of the allocation for which it would otherwise be eligible under this section before any proration under subsection (14).

(3) For a district or public school academy to be eligible to receive funding under this section, other than funding under subsection (7) or (8), the district or public school academy, for grades K to ~~3~~, **12**, shall comply with the requirements under section 1280f of the revised school code, MCL 380.1280f, and **SHALL** use resources to address early literacy **AND NUMERACY**, and for at least grades ~~4-K~~ to ~~8~~, **12** or, if the district or public school academy does not operate all of grades ~~4-K~~ to ~~8~~, **12**, for all of the grades it operates, must implement a multi-tiered system of supports that is an evidence-based ~~model~~ **FRAMEWORK** that uses data-driven problem solving to integrate academic and behavioral instruction and that uses intervention delivered

to all pupils in varying intensities based on pupil needs. ~~This~~**THE** multi-tiered system of supports **DESCRIBED IN THIS SUBSECTION** must provide at least all of the following essential elements:**COMPONENTS:**

(a) Implements effective instruction for all learners:**TEAM-BASED LEADERSHIP.**

(b) Intervenes early:**A TIERED DELIVERY SYSTEM.**

(c) Provides a multi-tiered model of instruction and intervention that provides the following:

(i) A core curriculum and classroom interventions available to all pupils that meet the needs of most pupils.

(ii) Targeted group interventions.

(iii) Intense individual interventions.

(C) SELECTION AND IMPLEMENTATION OF INSTRUCTION, INTERVENTIONS, AND SUPPORTS.

(d) Monitors pupil progress to inform instruction:**A COMPREHENSIVE SCREENING AND ASSESSMENT SYSTEM.**

(e) Uses data to make instructional decisions:**CONTINUOUS DATA-BASED DECISION MAKING.**

(f) Uses assessments including universal screening, diagnostics, and progress monitoring.

(g) Engages families and the community.

(h) Implements evidence-based, scientifically validated, instruction and intervention.

(i) Implements instruction and intervention practices with fidelity.

(j) Uses a collaborative problem-solving model.

(4) Except as otherwise provided in this subsection, an eligible district or eligible public school academy shall receive under this section for each membership pupil in the district or public school academy who is determined to be economically disadvantaged, as reported to the center in the form and manner prescribed by the center not later than the fifth Wednesday after the pupil membership count day of the immediately preceding fiscal year, an amount per pupil equal to 11.5% of the statewide weighted average foundation allowance. However, a public school academy that began operations as a public school academy after the pupil membership count day of the immediately preceding school year shall receive under this section for each membership pupil in the public school academy, who is determined to be economically disadvantaged, as reported to the center in the form and manner prescribed by the center not later than the fifth Wednesday after the pupil membership count day of the current fiscal year, an amount per pupil equal to 11.5% of the statewide weighted average foundation allowance.

(5) Except as otherwise provided in this section, a district or public school academy receiving funding under this section shall use that money only to provide instructional programs and direct noninstructional services, including, but not limited to, medical, mental health, or counseling services, for at-risk pupils; for school health clinics; and for the purposes of subsection (6), (7), or (8). In addition, a district that is a school district of the first class or a district or public school academy in which at least 50% of the pupils in membership were determined to be economically disadvantaged in the immediately preceding state fiscal year, as determined and reported as described in subsection (4), may use not more than 20% of the funds it receives under this section for school security. A district or public school academy shall not use any of that money for administrative costs. The instruction or direct noninstructional services provided under this section may be conducted before or after regular school hours or by adding extra school days to the school year. **FUNDS SPENT ON SCHOOL SECURITY UNDER THIS SUBSECTION MUST BE COUNTED TOWARD REQUIRED SPENDING UNDER SUBSECTION (16)(B).**

(6) A district or public school academy that receives funds under this section and that operates a school breakfast program under section 1272a of the revised school code, MCL 380.1272a, shall use from the funds received under this section an amount, not to exceed \$10.00 per pupil for whom the district or public school academy receives funds under this section, necessary to pay for costs associated with the operation of the school breakfast program.

(7) From the funds allocated under subsection (1), there is allocated for ~~2017-2018~~**2018-2019** an amount not to exceed \$6,057,300.00 to support primary health care services provided to children and adolescents up to age 21. These funds shall be expended in a form and manner determined jointly by the department and the department of health and human services. If any funds allocated under this subsection are not used for the purposes of this subsection for the fiscal year in which they are allocated, those unused funds shall be used that fiscal year to avoid or minimize any proration that would otherwise be required under subsection (14) for that fiscal year.

(8) From the funds allocated under subsection (1), there is allocated for ~~2017-2018~~**2018-2019** an amount not to exceed \$5,150,000.00 for the state portion of the hearing and vision screenings as described in section 9301 of the public health code, 1978 PA 368, MCL 333.9301. A local public health department shall pay at least 50% of the total cost of the screenings. The frequency of the screenings shall be as required under R 325.13091 to R 325.13096 and R 325.3271 to R 325.3276 of the Michigan Administrative Code. Funds shall be awarded in a form and manner approved jointly by the department and the department of health and human services. Notwithstanding section 17b, payments to eligible entities under this subsection shall be paid on a schedule determined by the department.

(9) Each district or public school academy receiving funds under this section shall submit to the department by July 15 of each fiscal year a report, in the form and manner prescribed by the department, that includes a brief description of each program conducted or services performed by the district or public school academy using funds under this section, the amount of funds under this section allocated to each of those programs or services, the total number of at-risk pupils served by each of those programs or services, and the data necessary for the department and the department of health and human services to verify matching funds for the temporary assistance for needy families program. In prescribing the form and manner of the report, the department shall ensure that districts are allowed to expend funds received under this section on any activities that are

permissible under this section. If a district or public school academy does not comply with this subsection, the department shall withhold an amount equal to the August payment due under this section until the district or public school academy complies with this subsection. If the district or public school academy does not comply with this subsection by the end of the state fiscal year, the withheld funds shall be forfeited to the school aid fund.

(10) In order to receive funds under this section, a district or public school academy shall allow access for the department or the department's designee to audit all records related to the program for which it receives those funds. The district or public school academy shall reimburse the state for all disallowances found in the audit.

(11) Subject to subsections (6), (7), and (8), **FOR SCHOOLS IN WHICH MORE THAN 40% OF PUPILS ARE IDENTIFIED AS AT-RISK**, a district or public school academy may use ~~up to 100% of~~ the funds it receives under this section to implement schoolwide reform in schools with 40% or more of their pupils identified as at-risk pupils by providing instructional or noninstructional services consistent with the school improvement plan. **REFORMS THAT ARE GUIDED BY THE DISTRICT'S COMPREHENSIVE NEEDS ASSESSMENT AND ARE INCLUDED IN THE DISTRICT IMPROVEMENT PLAN. SCHOOLWIDE REFORMS MUST INCLUDE PARENT AND COMMUNITY SUPPORTS, ACTIVITIES, AND SERVICES, THAT MAY INCLUDE THE PATHWAYS TO POTENTIAL PROGRAM CREATED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES OR THE COMMUNITIES IN SCHOOLS PROGRAM.**

(12) A district or public school academy that receives funds under this section may use up to ~~3%-5%~~ of those funds to provide research-based professional development **AND TO IMPLEMENT A COACHING MODEL THAT SUPPORTS THE MULTI-TIERED SYSTEM OF SUPPORTS FRAMEWORK. PROFESSIONAL DEVELOPMENT MAY BE PROVIDED** to district and school leadership and teachers ~~that is~~ **AND MUST BE** aligned to professional learning standards; ~~is~~ integrated into district, school building, and classroom practices; and ~~is~~ solely related to the following:

(a) Implementing the multi-tiered system of supports required in subsection (3) with fidelity and utilizing the data from that system to inform curriculum and instruction.

(b) Implementing section 1280f of the revised school code, MCL 380.1280f, as required under subsection (3), with fidelity.

(13) A district or public school academy that receives funds under this section may use funds received under this section to support instructional or behavioral coaches. Funds used for this purpose are not subject to the cap under subsection (12).

(14) If necessary, and before any proration required under section 296, the department shall prorate payments under this section by reducing the amount of the allocation as otherwise calculated under this section by an equal percentage per district.

(15) If a district is dissolved pursuant to section 12 of the revised school code, MCL 380.12, the intermediate district to which the dissolved school district was constituent shall determine the estimated number of pupils that are economically disadvantaged and that are enrolled in each of the other districts within the intermediate district and provide that estimate to the department for the purposes of distributing funds under this section within 60 days after the school district is declared dissolved.

(16) Beginning in ~~2018-2019~~, **2019-2020**, if a district or public school academy does not demonstrate to the satisfaction of the department that at least 50% of at-risk pupils are proficient in English language arts by the end of grade 3 as measured by the state assessment for the immediately preceding school year **OR HAVE ACHIEVED AT LEAST 1 YEAR'S GROWTH IN ENGLISH LANGUAGE ARTS DURING GRADE 3 AS MEASURED BY A LOCAL BENCHMARK ASSESSMENT FOR THE IMMEDIATELY PRECEDING SCHOOL YEAR, DEMONSTRATE TO THE SATISFACTION OF THE DEPARTMENT THAT AT LEAST 50% OF AT-RISK PUPILS ARE PROFICIENT IN MATHEMATICS BY THE END OF GRADE 8 AS MEASURED BY THE STATE ASSESSMENT FOR THE IMMEDIATELY PRECEDING SCHOOL YEAR OR HAVE ACHIEVED AT LEAST 1 YEAR'S GROWTH IN MATHEMATICS DURING GRADE 8 AS MEASURED BY A LOCAL BENCHMARK ASSESSMENT FOR THE IMMEDIATELY PRECEDING SCHOOL YEAR**, and demonstrate to the satisfaction of the department improvement over each of the 3 immediately preceding school years in the percentage of at-risk pupils that are career- and college-ready as determined by proficiency on the English language arts, mathematics, and science content area assessments on the grade 11 summative assessment under section 1279g(2)(a) of the revised school code, MCL 380.1279g, the district or public school academy shall ensure all of the following:

(a) The district or public school academy shall determine the proportion of total at-risk pupils that represents the number of pupils in grade 3 that are not proficient in English language arts by the end of grade 3 **OR THAT DID NOT ACHIEVE AT LEAST 1 YEAR'S GROWTH IN ENGLISH LANGUAGE ARTS DURING GRADE 3**, and the district or public school academy shall expend that same proportion multiplied by ~~1/2~~ **1/3** of its total at-risk funds under this section on tutoring and other methods of improving grade 3 English language arts proficiency **OR GROWTH**.

(B) THE DISTRICT OR PUBLIC SCHOOL ACADEMY SHALL DETERMINE THE PROPORTION OF TOTAL AT-RISK PUPILS THAT REPRESENTS THE NUMBER OF PUPILS IN GRADE 8 THAT ARE NOT PROFICIENT IN MATHEMATICS BY THE END OF GRADE 8 OR THAT DID NOT ACHIEVE AT LEAST 1 YEAR'S GROWTH IN MATHEMATICS DURING GRADE 8, AND THE DISTRICT OR PUBLIC SCHOOL ACADEMY SHALL EXPEND THAT SAME PROPORTION MULTIPLIED BY 1/3 OF ITS TOTAL AT-RISK FUNDS UNDER THIS SECTION ON TUTORING AND OTHER METHODS OF IMPROVING GRADE 8 MATHEMATICS PROFICIENCY OR GROWTH.

(C) ~~(b)~~ The district or public school academy shall determine the proportion of total at-risk pupils that represent the number of pupils in grade 11 that are not career- and college-ready as measured by the student's score on the English language arts,

mathematics, and science content area assessments on the grade 11 summative assessment under section 1279g(2)(a) of the revised school code, MCL 380.1279g, and the district or public school academy shall expend that same proportion multiplied by ~~1/2~~ **1/3** of its total at-risk funds under this section on tutoring and other activities to improve scores on the college entrance examination portion of the Michigan merit examination.

(17) As used in subsection (16), “total at-risk pupils” means the sum of the number of pupils in grade 3 that are ~~not proficient in English language arts by the end of third grade as measured on the state assessment~~ **AT-RISK AND THE NUMBER OF PUPILS IN GRADE 8 THAT ARE AT-RISK** and the number of pupils in grade 11 that are ~~not career- and college-ready as measured by the student’s score on the English language arts, mathematics, and science content area assessments on the grade 11 summative assessment under section 1279g(2)(a) of the revised school code, MCL 380.1279g.~~ **AT-RISK.**

(18) A district or public school academy that receives funds under this section may use funds received under this section to provide an anti-bullying or crisis intervention program.

(19) The department shall collaborate with the department of health and human services to prioritize assigning Pathways to Potential Success coaches to elementary schools that have a high percentage of pupils in grades K to 3 who are not proficient in English language arts, based upon state assessments for pupils in those grades.

~~(20) For the purpose of determining the number of economically disadvantaged pupils enrolled in a community district for 2017-2018, disadvantaged pupils who were enrolled in the education achievement system for 2016-2017 shall be considered to have been enrolled in the community district for 2016-2017.~~

~~(20)~~ (21) As used in this section:

(a) “At-risk pupil” means a pupil **IN GRADES K TO 12** for whom the district has documentation that the pupil meets any of the following criteria:

(i) The pupil is economically disadvantaged.

(ii) The pupil is an English language learner.

(iii) The pupil is chronically absent as defined by and reported to the center.

(iv) The pupil is a victim of child abuse or neglect.

(v) The pupil is a pregnant teenager or teenage parent.

(vi) The pupil has a family history of school failure, incarceration, or substance abuse.

(vii) The pupil is an immigrant who has immigrated within the immediately preceding 3 years.

(viii) The pupil did not complete high school in 4 years and is still continuing in school as identified in the Michigan cohort graduation and dropout report.

(ix) For pupils for whom the results of the state summative assessment have been received, is a pupil who did not achieve proficiency on the English language arts, mathematics, science, or social studies content area assessment.

(x) Is a pupil who is at risk of not meeting the district’s or public school academy’s core academic curricular objectives in English language arts or mathematics, as demonstrated on local assessments.

(b) “Economically disadvantaged” means a pupil who has been determined eligible for free or reduced-price meals as determined under the Richard B. Russell national school lunch act, 42 USC 1751 to 1769j; who is in a household receiving supplemental nutrition assistance program or temporary assistance for needy families assistance; or who is homeless, migrant, or in foster care, as reported to the center.

(c) “English language learner” means limited English proficient pupils who speak a language other than English as their primary language and have difficulty speaking, reading, writing, or understanding English as reported to the center.

(d) “Statewide weighted average foundation allowance” means the number that is calculated by adding together the result of each district’s or public school academy’s foundation allowance or per pupil payment calculated under section 20 multiplied by the number of pupils in membership in that district or public school academy, and then dividing that total by the statewide number of pupils in membership. For the purposes of this calculation, a district’s foundation allowance shall not exceed the basic foundation allowance under section 20 for the current state fiscal year.

Sec. 31b. (1) From the appropriations in section 11, there is allocated an amount not to exceed ~~\$1,500,000.00~~ **\$750,000.00** for ~~2017-2018-2018-2019~~ for grants to at-risk districts for implementing a balanced calendar instructional program for at least 1 of its schools.

(2) The department shall select districts for grants under this section from among applicant districts that meet both of the following:

(a) The district meets 1 or both of the following:

(i) Is eligible in ~~2017-2018~~ **2018-2019** for the community eligibility option for free and reduced price lunch under 42 USC 1759a.

(ii) At least 50% of the pupils in membership in the district met the income eligibility criteria for free breakfast, lunch, or milk in the immediately preceding state fiscal year, as determined under the Richard B. Russell national school lunch act, 42 USC 1751 to 1769j.

(b) The board of the district has adopted a resolution stating that the district will implement for the first time a balanced calendar instructional program that will begin in ~~2018-2019~~ **2019-2020** for at least 1 school operated by the district and committing to providing the balanced calendar instructional program in each of those schools for at least 3 school years.

(3) A district seeking a grant under this section shall apply to the department in the form and manner prescribed by the department not later than December 1, ~~2017-2018~~. The department shall select districts for grants and make notification not later than February 1, ~~2018-2019~~.

(4) The department shall award grants under this section on a competitive basis, but shall give priority based solely on consideration of the following criteria:

(a) Giving priority to districts that, in the immediately preceding fiscal year, had lower general fund balances as a percentage of revenues.

(b) Giving priority to districts that operate at least 1 school that has been identified by the department as either a priority school or a focus school.

(c) Ensuring that grant funding includes both rural and urban districts.

(5) The amount of a grant under this section to any 1 district shall not exceed \$750,000.00.

(6) A grant payment under this section to a district shall be used for necessary modifications to instructional facilities and other nonrecurring costs of preparing for the operation of a balanced calendar instructional program as approved by the department.

(7) A district receiving a grant under this section is not required to provide more than the minimum number of days and hours of pupil instruction prescribed under section 101, but shall spread at least those minimum amounts of pupil instruction over the entire year in each of its schools in which a balanced calendar instructional calendar is implemented. The district shall commit to providing the balanced calendar instructional calendar in each of those schools for at least 3 school years.

(8) For a district receiving a grant under this section, excessive heat is considered to be a condition not within the control of school authorities for the purpose of days or hours being counted as days or hours of pupil instruction under section 101(4).

(9) Notwithstanding section 17b, grant payments to districts under this section shall be paid on a schedule determined by the department.

Sec. 31d. (1) From the appropriations in section 11, there is allocated an amount not to exceed ~~\$22,495,100.00~~ **\$22,802,000.00** for 2017-2018 **AND THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$23,144,000.00 FOR 2018-2019** for the purpose of making payments to districts and other eligible entities under this section.

(2) The amounts allocated from state sources under this section shall be used to pay the amount necessary to reimburse districts for 6.0127% of the necessary costs of the state mandated portion of the school lunch programs provided by those districts. The amount due to each district under this section shall be computed by the department using the methods of calculation adopted by the Michigan supreme court in the consolidated cases known as Durant v State of Michigan, *Durant v State of Michigan*, 456 Mich 175 (1997).

(3) The payments made under this section include all state payments made to districts so that each district receives at least 6.0127% of the necessary costs of operating the state mandated portion of the school lunch program in a fiscal year.

(4) The payments made under this section to districts and other eligible entities that are not required under section 1272a of the revised school code, MCL 380.1272a, to provide a school lunch program shall be in an amount not to exceed \$10.00 per eligible pupil plus 5 cents for each free lunch and 2 cents for each reduced price lunch provided, as determined by the department.

(5) From the federal funds appropriated in section 11, there is allocated for ~~2017-2018-2018-2019~~ all available federal funding, estimated at \$520,000,000.00 for the national school lunch program and all available federal funding, estimated at \$3,200,000.00 for the emergency food assistance program.

(6) Notwithstanding section 17b, payments to eligible entities other than districts under this section shall be paid on a schedule determined by the department.

(7) In purchasing food for a school lunch program funded under this section, preference shall be given to food that is grown or produced by Michigan businesses if it is competitively priced and of comparable quality.

Sec. 31f. (1) From the appropriations in section 11, there is allocated an amount not to exceed ~~\$4,500,000.00 each fiscal year for 2016-2017 and for 2017-2018~~ **FOR 2018-2019** for the purpose of making payments to districts to reimburse for the cost of providing breakfast.

(2) The funds allocated under this section for school breakfast programs shall be made available to all eligible applicant districts that meet all of the following criteria:

(a) The district participates in the federal school breakfast program and meets all standards as prescribed by 7 CFR parts 220 and 245.

(b) Each breakfast eligible for payment meets the federal standards described in subdivision (a).

(3) The payment for a district under this section is at a per meal rate equal to the lesser of the district's actual cost or 100% of the statewide average cost of a breakfast served, as determined and approved by the department, less federal reimbursement, participant payments, and other state reimbursement. The statewide average cost shall be determined by the department using costs as reported in a manner approved by the department for the preceding school year.

(4) Notwithstanding section 17b, payments under this section may be made pursuant to an agreement with the department.

(5) In purchasing food for a school breakfast program funded under this section, preference shall be given to food that is grown or produced by Michigan businesses if it is competitively priced and of comparable quality.

Sec. 31j. (1) From the general fund money appropriated in section 11, there is allocated an amount not to exceed ~~\$375,000.00~~ **\$575,000.00** for ~~2017-2018~~ **2018-2019** for a pilot project to support districts in the purchase of locally grown fruits and vegetables as described in this section.

(2) The department shall provide funding **IN AN AMOUNT EQUAL TO \$125,000.00 PER REGION** to districts in prosperity regions 2, 4, **6**, and 9 for the pilot project described under this section. **IN ADDITION, THE DEPARTMENT SHALL PROVIDE FUNDING IN AN AMOUNT EQUAL TO \$75,000.00 TO DISTRICTS IN PROSPERITY REGION 8 FOR THE PILOT PROJECT DESCRIBED UNDER THIS SECTION.** From the funding to districts in subsection (1), funding retained by prosperity regions that administer the project shall not exceed 10%, and funding retained by the department for administration shall not exceed 6%. A prosperity region may enter into a memorandum of understanding with the department or another prosperity region, or both, to administer the project. If the department administers the project for a prosperity region, the department may retain up to 10% of that prosperity region's funding for administration.

(3) The department shall develop and implement a competitive grant program for districts within the identified prosperity regions to assist in paying for the costs incurred by the district to purchase or increase purchases of whole or minimally processed fruits, vegetables, and legumes grown in this state. The maximum amount that may be drawn down on a grant to a district shall be based on the number of meals served by the school district during the previous school year under the Richard B. Russell national school lunch act, 42 USC 1751 to 1769j. The department shall collaborate with the Michigan department of agriculture and rural development to provide training to newly participating schools and electronic information on Michigan agriculture.

(4) The goals of the pilot project include improving daily nutrition and eating habits for children through the school settings while investing in Michigan's agricultural and related food business economy.

(5) A district that receives a grant under this section shall use those funds for the costs incurred by the school district to purchase whole or minimally processed fruits, vegetables, and legumes that meet all of the following:

(a) Are purchased on or after the date the district received notification from the department of the amount to be distributed to the district under this subsection, including purchases made to launch meals in September ~~2017-2018~~ for the ~~2017-2018~~ **2018-2019** school year.

(b) Are grown in this state and, if minimally processed, are also processed in this state.

(c) Are used for meals that are served as part of the United States Department of Agriculture's child nutrition programs.

(6) For Michigan-grown fruits, vegetables, and legumes that satisfy the requirements of subsection (5), matching reimbursements shall be made in an amount not to exceed 10 cents for every school meal that is served as part of the United States Department of Agriculture's child nutrition programs and that uses Michigan-grown fruits, vegetables, and legumes.

(7) A district that receives a grant for reimbursement under this section shall use the grant to purchase whole or minimally processed fruits, vegetables, and legumes that are grown in this state and, if minimally processed, are also processed in this state.

(8) In awarding grants under this section, the department shall work in conjunction with prosperity region offices, in consultation with Michigan-based farm to school resource organizations, to develop scoring criteria that assess an applicant's ability to procure Michigan-grown products, prepare and menu Michigan-grown products, promote and market Michigan-grown products, and submit letters of intent from districts on plans for educational activities that promote the goals of the program.

(9) The department shall give preference to districts that propose educational activities that meet 1 or more of the following: promote healthy food activities; have clear educational objectives; involve parents or the community; ~~and connect to a school's farm-to-school procurement activities;~~ **AND MARKET AND PROMOTE THE PROGRAM, LEADING TO INCREASED PUPIL KNOWLEDGE AND CONSUMPTION OF MICHIGAN—GROWN PRODUCTS. APPLICATIONS WITH ROBUST MARKETING AND PROMOTIONAL ACTIVITIES SHALL RECEIVE STRONGER WEIGHTING AND CONSIDERATION.**

(10) In awarding grants, the department shall also consider all of the following: the percentage of children who qualify for free or reduced price school meals under the Richard B. Russell national school lunch act, 42 USC 1751 to 1769j; the variety of school sizes and geographic locations within the identified prosperity regions; and existing or future collaboration opportunities between more than 1 district in a prosperity region.

(11) As a condition of receiving a grant under this section, a district shall provide or direct its vendors to provide to prosperity region offices copies of monthly receipts that show the quantity of different Michigan-grown fruits, vegetables, and legumes purchased, the amount of money spent on each of these products, ~~and~~ the name and Michigan location of the farm that grew the products, **AND THE METHODS OR PLANS TO MARKET AND PROMOTE THE PROGRAM.** The district shall also provide to the prosperity region monthly lunch numbers and lunch participation rates, and calendars or monthly menus noting when and how Michigan-grown products were used in meals. The district and school food service director or directors also shall agree to respond to brief online surveys and to provide a report that shows the percentage relationship of Michigan spending compared to total food spending. Not later than March 1, ~~2018; 2019~~, each prosperity region office, either on its own or in conjunction with another prosperity region, shall submit a report to the department on expected outcomes and related

measurements for economic development and children's nutrition and readiness to learn based on progress so far. The report shall include at least all of the following:

(a) The extent to which farmers and related businesses, including distributors and processors, see an increase in market opportunities and income generation through sales of Michigan or local products to districts. All of the following apply for purposes of this subdivision:

(i) The data used to determine the amount of this increase shall be the total dollar amount of Michigan or local fruits, vegetables, and legumes purchased by schools, along with the number of different types of products purchased; school food purchasing trends identified along with products that are of new and growing interest among food service directors; the number of businesses impacted; and the percentage of total food budget spent on Michigan-grown fruits, vegetables, and legumes.

(ii) The prosperity region office shall use purchasing data collected for the project and surveys of school food service directors on the impact and success of the project as the source for the data described in subparagraph (i).

(b) The ability to which pupils can access a variety of healthy Michigan-grown foods through schools and increase their consumption of those foods. All of the following apply for purposes of this subdivision:

(i) The data used to determine whether this subparagraph is met shall be the number of pupils exposed to Michigan-grown fruits, vegetables, and legumes at schools; the variety of products served; new items taste-tested or placed on menus; and the increase in pupil willingness to try new local, healthy foods.

(ii) The prosperity region office shall use purchasing data collected for the project, meal count and enrollment numbers, school menu calendars, and surveys of school food service directors as the source for the data described in subparagraph (i).

(12) The department shall compile the reports provided by prosperity region offices under subsection (11) into 1 legislative report. The department shall provide this report not later than April 1, ~~2018~~**2019** to the house and senate subcommittees responsible for school aid, the house and senate fiscal agencies, and the state budget director.

SEC. 31M. (1) THE SCHOOL MENTAL HEALTH AND SUPPORT SERVICES FUND IS CREATED AS A SEPARATE ACCOUNT WITHIN THE STATE SCHOOL AID FUND.

(2) THE STATE TREASURER MAY RECEIVE MONEY OR OTHER ASSETS FROM ANY SOURCE FOR DEPOSIT INTO THE SCHOOL MENTAL HEALTH AND SUPPORT SERVICES FUND. THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE SCHOOL MENTAL HEALTH AND SUPPORT SERVICES FUND AND SHALL CREDIT TO THE SCHOOL MENTAL HEALTH AND SUPPORT SERVICES FUND INTEREST AND EARNINGS FROM THE SCHOOL MENTAL HEALTH AND SUPPORT SERVICES FUND.

(3) MONEY AVAILABLE IN THE SCHOOL MENTAL HEALTH AND SUPPORT SERVICES FUND SHALL NOT BE EXPENDED WITHOUT A SPECIFIC APPROPRIATION.

(4) MONEY IN THE SCHOOL MENTAL HEALTH AND SUPPORT SERVICES FUND AT THE CLOSE OF THE FISCAL YEAR SHALL REMAIN IN THE SCHOOL MENTAL HEALTH AND SUPPORT SERVICES FUND AND SHALL NOT LAPSE TO THE STATE SCHOOL AID FUND OR TO THE GENERAL FUND. THE DEPARTMENT OF TREASURY SHALL BE THE ADMINISTRATOR OF THE SCHOOL MENTAL HEALTH AND SUPPORT SERVICES FUND FOR AUDITING PURPOSES.

(5) FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2018, \$30,000,000.00 FROM THE STATE SCHOOL AID FUND SHALL BE DEPOSITED INTO THE SCHOOL MENTAL HEALTH AND SUPPORT SERVICES FUND TO BE USED TO SUPPORT EFFORTS TO IMPROVE MENTAL HEALTH AND SUPPORT SERVICES FOR K-12 PUPILS IN THIS STATE, INCLUDING, BUT NOT LIMITED TO, IMPROVED ACCESS TO COUNSELING SERVICES, EDUCATIONAL AWARENESS PROGRAMS, AND ENHANCED MENTAL HEALTH AND CLINICAL SERVICES.

Sec. 32d. (1) From the funds appropriated in section 11, there is allocated to eligible intermediate districts and consortia of intermediate districts for great start readiness programs an amount not to exceed \$243,600,000.00 for ~~2017-2018~~**2018-2019**. Funds allocated under this section for great start readiness programs shall be used to provide part-day, school-day, or GSRP/Head Start blended comprehensive free compensatory classroom programs designed to improve the readiness and subsequent achievement of educationally disadvantaged children who meet the participant eligibility and prioritization guidelines as defined by the department. For a child to be eligible to participate in a program under this section, the child shall be at least 4, but less than 5, years of age as of September 1 of the school year in which the program is offered and shall meet those eligibility and prioritization guidelines. A child who is not 4 years of age as of September 1, but who will be 4 years of age not later than December 1, is eligible to participate if the child's parent or legal guardian seeks a waiver from the September 1 eligibility date by submitting a request for enrollment in a program to the responsible intermediate district, if the program has capacity on or after September 1 of the school year, and if the child meets eligibility and prioritization guidelines.

(2) ~~Funds FROM THE FUNDS~~ allocated under subsection (1), ~~shall be~~ **AN AMOUNT NOT TO EXCEED \$242,600,000.00** IS allocated to intermediate districts or consortia of intermediate districts based on the formula in section 39. An intermediate district or consortium of intermediate districts receiving funding under this section shall act as the fiduciary for the great start readiness programs. In order to be eligible to receive funds allocated under this subsection from an intermediate district or consortium of intermediate districts, a district, a consortium of districts, or a public or private for-profit or nonprofit legal entity or agency shall comply with this section and section 39.

(3) In addition to the allocation under subsection (1), from the general fund money appropriated under section 11, there is allocated an amount not to exceed \$300,000.00 for ~~2017-2018~~ **2018-2019** for a competitive grant to continue a longitudinal evaluation of children who have participated in great start readiness programs.

(4) To be eligible for funding under this section, a program shall prepare children for success in school through comprehensive part-day, school-day, or GSRP/Head Start blended programs that contain all of the following program components, as determined by the department:

(a) Participation in a collaborative recruitment and enrollment process to assure that each child is enrolled in the program most appropriate to his or her needs and to maximize the use of federal, state, and local funds.

(b) An age-appropriate educational curriculum that is in compliance with the early childhood standards of quality for prekindergarten children adopted by the state board, including, at least, the Connect4Learning curriculum.

(c) Nutritional services for all program participants supported by federal, state, and local resources as applicable.

(d) Physical and dental health and developmental screening services for all program participants.

(e) Referral services for families of program participants to community social service agencies, including mental health services, as appropriate.

(f) Active and continuous involvement of the parents or guardians of the program participants.

(g) A plan to conduct and report annual great start readiness program evaluations and continuous improvement plans using criteria approved by the department.

(h) Participation in a school readiness advisory committee convened as a workgroup of the great start collaborative that provides for the involvement of classroom teachers, parents or guardians of program participants, and community, volunteer, and social service agencies and organizations, as appropriate. The advisory committee annually shall review and make recommendations regarding the program components listed in this subsection. The advisory committee also shall make recommendations to the great start collaborative regarding other community services designed to improve all children's school readiness.

(i) The ongoing articulation of the kindergarten and first grade programs offered by the program provider.

(j) Participation in this state's great start to quality process with a rating of at least 3 stars.

(5) An application for funding under this section shall provide for the following, in a form and manner determined by the department:

(a) Ensure compliance with all program components described in subsection (4).

(b) Except as otherwise provided in this subdivision, ensure that at least 90% of the children participating in an eligible great start readiness program for whom the intermediate district is receiving funds under this section are children who live with families with a household income that is equal to or less than 250% of the federal poverty level. If the intermediate district determines that all eligible children are being served and that there are no children on the waiting list who live with families with a household income that is equal to or less than 250% of the federal poverty level, the intermediate district may then enroll children who live with families with a household income that is equal to or less than 300% of the federal poverty level. The enrollment process shall consider income and risk factors, such that children determined with higher need are enrolled before children with lesser need. For purposes of this subdivision, all age-eligible children served in foster care or who are experiencing homelessness or who have individualized education plans recommending placement in an inclusive preschool setting shall be considered to live with families with household income equal to or less than 250% of the federal poverty level regardless of actual family income and shall be prioritized for enrollment within the lowest quintile.

(c) Ensure that the applicant only uses qualified personnel for this program, as follows:

(i) Teachers possessing proper training. A lead teacher must have a valid teaching certificate with an early childhood (ZA or ZS) endorsement or a bachelor's or higher degree in child development or early childhood education with specialization in preschool teaching. However, if an applicant demonstrates to the department that it is unable to fully comply with this subparagraph after making reasonable efforts to comply, teachers who have significant but incomplete training in early childhood education or child development may be used if the applicant provides to the department, and the department approves, a plan for each teacher to come into compliance with the standards in this subparagraph. A teacher's compliance plan must be completed within 2 years of the date of employment. Progress toward completion of the compliance plan shall consist of at least 2 courses per calendar year.

(ii) Paraprofessionals possessing proper training in early childhood education, including an associate's degree in early childhood education or child development or the equivalent, or a child development associate (CDA) credential. However, if an applicant demonstrates to the department that it is unable to fully comply with this subparagraph after making reasonable efforts to comply, the applicant may use paraprofessionals who have completed at least 1 course that earns college credit in early childhood education or child development if the applicant provides to the department, and the department approves, a plan for each paraprofessional to come into compliance with the standards in this subparagraph. A paraprofessional's compliance plan must be completed within 2 years of the date of employment. Progress toward completion of the compliance plan shall consist of at least 2 courses or 60 clock hours of training per calendar year.

(d) Include a program budget that contains only those costs that are not reimbursed or reimbursable by federal funding, that are clearly and directly attributable to the great start readiness program, and that would not be incurred if the program were not being offered. Eligible costs include transportation costs. The program budget shall indicate the extent to which these funds will supplement other federal, state, local, or private funds. Funds received under this section shall not be used to supplant any

federal funds received by the applicant to serve children eligible for a federally funded preschool program that has the capacity to serve those children.

(6) For a grant recipient that enrolls pupils in a school-day program funded under this section, each child enrolled in the school-day program shall be counted as described in section 39 for purposes of determining the amount of the grant award.

(7) For a grant recipient that enrolls pupils in a GSRP/Head Start blended program, the grant recipient shall ensure that all Head Start and GSRP policies and regulations are applied to the blended slots, with adherence to the highest standard from either program, to the extent allowable under federal law.

(8) An intermediate district or consortium of intermediate districts receiving a grant under this section shall designate an early childhood coordinator, and may provide services directly or may contract with 1 or more districts or public or private for-profit or nonprofit providers that meet all requirements of subsections (4) and (5).

(9) An intermediate district or consortium of intermediate districts may retain for administrative services provided by the intermediate district or consortium of intermediate districts an amount not to exceed 4% of the grant amount. Expenses incurred by subrecipients engaged by the intermediate district or consortium of intermediate districts for directly running portions of the program shall be considered program costs or a contracted program fee for service.

(10) An intermediate district or consortium of intermediate districts may expend not more than 2% of the total grant amount for outreach, recruiting, and public awareness of the program.

(11) Each grant recipient shall enroll children identified under subsection (5)(b) according to how far the child's household income is below 250% of the federal poverty level by ranking each applicant child's household income from lowest to highest and dividing the applicant children into quintiles based on how far the child's household income is below 250% of the federal poverty level, and then enrolling children in the quintile with the lowest household income before enrolling children in the quintile with the next lowest household income until slots are completely filled. If the grant recipient determines that all eligible children are being served and that there are no children on the waiting list who live with families with a household income that is equal to or less than 250% of the federal poverty level, the grant recipient may then enroll children who live with families with a household income that is equal to or less than 300% of the federal poverty level. The enrollment process shall consider income and risk factors, such that children determined with higher need are enrolled before children with lesser need. For purposes of this subdivision, all age-eligible children served in foster care or who are experiencing homelessness or who have individualized education plans recommending placement in an inclusive preschool setting shall be considered to live with families with household income equal to or less than 250% of the federal poverty level regardless of actual family income and shall be prioritized for enrollment within the lowest quintile.

(12) An intermediate district or consortium of intermediate districts receiving a grant under this section shall allow parents of eligible children who are residents of the intermediate district or within the consortium to choose a program operated by or contracted with another intermediate district or consortium of intermediate districts and shall enter into a written agreement regarding payment, in a manner prescribed by the department.

(13) An intermediate district or consortium of intermediate districts receiving a grant under this section shall conduct a local process to contract with interested and eligible public and private for-profit and nonprofit community-based providers that meet all requirements of subsection (4) for at least 30% of its total allocation. For the purposes of this 30% allocation, an intermediate district or consortium of intermediate districts may count children served by a Head Start grantee or delegate in a blended Head Start and great start readiness school-day program. Children served in a program funded only through Head Start shall not be counted toward this 30% allocation. The intermediate district or consortium shall report to the department, in a manner prescribed by the department, a detailed list of community-based providers by provider type, including private for-profit, private nonprofit, community college or university, Head Start grantee or delegate, and district or intermediate district, and the number and proportion of its total allocation allocated to each provider as subrecipient. If the intermediate district or consortium is not able to contract for at least 30% of its total allocation, the grant recipient shall notify the department and, if the department verifies that the intermediate district or consortium attempted to contract for at least 30% of its total allocation and was not able to do so, then the intermediate district or consortium may retain and use all of its allocation as provided under this section. To be able to use this exemption, the intermediate district or consortium shall demonstrate to the department that the intermediate district or consortium increased the percentage of its total allocation for which it contracts with a community-based provider and the intermediate district or consortium shall submit evidence satisfactory to the department, and the department must be able to verify this evidence, demonstrating that the intermediate district or consortium took measures to contract for at least 30% of its total allocation as required under this subsection, including, but not limited to, at least all of the following measures:

(a) The intermediate district or consortium notified each nonparticipating licensed child care center located in the service area of the intermediate district or consortium regarding the center's eligibility to participate, in a manner prescribed by the department.

(b) The intermediate district or consortium provided to each nonparticipating licensed child care center located in the service area of the intermediate district or consortium information regarding great start readiness program requirements and a description of the application and selection process for community-based providers.

(c) The intermediate district or consortium provided to the public and to participating families a list of community-based great start readiness program subrecipients with a great start to quality rating of at least 3 stars.

(14) If an intermediate district or consortium of intermediate districts receiving a grant under this section fails to submit satisfactory evidence to demonstrate its effort to contract for at least 30% of its total allocation, as required under subsection (13), the department shall reduce the allocation to the intermediate district or consortium by a percentage equal to the difference between the percentage of an intermediate district's or consortium's total allocation awarded to community-based providers and 30% of its total allocation.

(15) In order to assist intermediate districts and consortia in complying with the requirement to contract with community-based providers for at least 30% of their total allocation, the department shall do all of the following:

(a) Ensure that a great start resource center or the department provides each intermediate district or consortium receiving a grant under this section with the contact information for each licensed child care center located in the service area of the intermediate district or consortium by March 1 of each year.

(b) Provide, or ensure that an organization with which the department contracts provides, a community-based provider with a validated great start to quality rating within 90 days of the provider's having submitted a request and self-assessment.

(c) Ensure that all intermediate district, district, community college or university, Head Start grantee or delegate, private for-profit, and private nonprofit providers are subject to a single great start to quality rating system. The rating system shall ensure that regulators process all prospective providers at the same pace on a first-come, first-served basis and shall not allow 1 type of provider to receive a great start to quality rating ahead of any other type of provider.

(d) Not later than December 1 of each year, compile the results of the information reported by each intermediate district or consortium under subsection (13) and report to the legislature a list by intermediate district or consortium with the number and percentage of each intermediate district's or consortium's total allocation allocated to community-based providers by provider type, including private for-profit, private nonprofit, community college or university, Head Start grantee or delegate, and district or intermediate district.

(16) A recipient of funds under this section shall report to the ~~department~~ **CENTER** in a form and manner prescribed by the ~~department~~ **CENTER** the number of children participating in the program who meet the income eligibility criteria under subsection (5)(b) and the total number of children participating in the program. ~~For children participating in the program who meet the income eligibility criteria specified under subsection (5)(b), a recipient shall also report whether or not a parent is available to provide care based on employment status. For the purposes of this subsection, "employment status" shall be defined by the department of health and human services in a manner consistent with maximizing the amount of spending that may be claimed for temporary assistance for needy families maintenance of effort purposes.~~

(17) As used in this section:

(a) "GSRP/Head Start blended program" means a part-day program funded under this section and a Head Start program, which are combined for a school-day program.

(b) "Part-day program" means a program that operates at least 4 days per week, 30 weeks per year, for at least 3 hours of teacher-child contact time per day but for fewer hours of teacher-child contact time per day than a school-day program.

(c) "School-day program" means a program that operates for at least the same length of day as a district's first grade program for a minimum of 4 days per week, 30 weeks per year. A classroom that offers a school-day program must enroll all children for the school day to be considered a school-day program.

(18) An intermediate district or consortium of intermediate districts receiving funds under this section shall establish and charge tuition according to a sliding scale of tuition rates based upon household income for children participating in an eligible great start readiness program who live with families with a household income that is more than 250% of the federal poverty level to be used by all of its providers, as approved by the department.

(19) From the amount appropriated in subsection (1), there is allocated an amount not to exceed \$10,000,000.00 for reimbursement of transportation costs for children attending great start readiness programs funded under this section. To receive reimbursement under this subsection, not later than November 1, 2017, ~~2018~~, a program funded under this section that provides transportation shall submit to the intermediate district that is the fiscal agent for the program a projected transportation budget. The amount of the reimbursement for transportation under this subsection shall be no more than the projected transportation budget or \$300.00 multiplied by the number of children funded for the program under this section. If the amount allocated under this subsection is insufficient to fully reimburse the transportation costs for all programs that provide transportation and submit the required information, the reimbursement shall be prorated in an equal amount per child funded. Payments shall be made to the intermediate district that is the fiscal agent for each program, and the intermediate district shall then reimburse the program provider for transportation costs as prescribed under this subsection.

(20) SUBJECT TO, AND FROM THE FUNDS ALLOCATED UNDER, SUBSECTION (19), THE DEPARTMENT SHALL REIMBURSE A PROGRAM FOR TRANSPORTATION COSTS RELATED TO PARENT- OR GUARDIAN-ACCOMPANIED TRANSPORTATION PROVIDED BY TRANSPORTATION SERVICE COMPANIES, BUSES, OR OTHER PUBLIC TRANSPORTATION SERVICES. TO BE ELIGIBLE FOR REIMBURSEMENT UNDER THIS SUBSECTION, A PROGRAM MUST BE A COMMUNITY-BASED PROVIDER AND MUST SUBMIT TO THE DEPARTMENT ALL OF THE FOLLOWING:

(A) THE NAMES OF FAMILIES PROVIDED WITH TRANSPORTATION SUPPORT ALONG WITH A DOCUMENTED REASON FOR THE NEED FOR TRANSPORTATION SUPPORT AND THE TYPE OF TRANSPORTATION PROVIDED.

(B) FINANCIAL DOCUMENTATION OF ACTUAL TRANSPORTATION COSTS INCURRED BY THE PROGRAM, INCLUDING, BUT NOT LIMITED TO, RECEIPTS AND MILEAGE REPORTS, AS DETERMINED BY THE DEPARTMENT.

(C) ANY OTHER DOCUMENTATION OR INFORMATION DETERMINED NECESSARY BY THE DEPARTMENT.

~~(21)~~ (20) The department shall implement a process to review and approve age-appropriate comprehensive classroom level quality assessments for GSRP grantees that support the early childhood standards of quality for prekindergarten children adopted by the state board. The department shall complete the approval process and make available to intermediate districts at least 2 approved classroom level quality assessments no later than April 1, 2018. **THAT WERE APPROVED IN 2018.**

~~(22)~~ (21) An intermediate district that is a GSRP grantee may approve the use of a supplemental curriculum that aligns with and enhances the age-appropriate educational curriculum in the classroom. If the department objects to the use of a supplemental curriculum approved by an intermediate district, the superintendent of public instruction shall establish a review committee independent of the department. The review committee shall meet within 60 days of the department registering its objection in writing and provide a final determination on the validity of the objection within 60 days of the review committee's first meeting.

(23) THE DEPARTMENT SHALL IMPLEMENT A PROCESS TO EVALUATE AND APPROVE AGE-APPROPRIATE EDUCATIONAL CURRICULA THAT ARE IN COMPLIANCE WITH THE EARLY CHILDHOOD STANDARDS OF QUALITY FOR PREKINDERGARTEN CHILDREN ADOPTED BY THE STATE BOARD.

(24) FROM THE FUNDS ALLOCATED UNDER SUBSECTION (1), THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$1,000,000.00 FOR PAYMENTS TO INTERMEDIATE DISTRICTS OR CONSORTIA OF INTERMEDIATE DISTRICTS FOR PROFESSIONAL DEVELOPMENT FOR EDUCATORS IN PROGRAMS IMPLEMENTING NEW CURRICULA IN 2019-2020.

~~(25)~~ (22) A great start readiness program or a GSRP/Head Start blended program funded under this section shall be permitted to utilize AmeriCorps Pre-K Reading Corps members in classrooms implementing research-based early literacy intervention strategies.

Sec. 32p. (1) From the appropriation in section 11, there is allocated an amount not to exceed \$13,400,000.00 to intermediate districts for ~~2017-2018~~ **2018-2019** for the purpose of providing early childhood funding to intermediate school districts to support the activities under subsection (2) and subsection (4), and to provide early childhood programs for children from birth through age 8. The funding provided to each intermediate district under this section shall be determined by the distribution formula established by the department's office of great start to provide equitable funding statewide. In order to receive funding under this section, each intermediate district shall provide an application to the office of great start not later than September 15 of the immediately preceding fiscal year indicating the activities planned to be provided.

(2) Each intermediate district or consortium of intermediate districts that receives funding under this section shall convene a local great start collaborative and a parent coalition. The goal of each great start collaborative and parent coalition shall be to ensure the coordination and expansion of local early childhood infrastructure and programs that allow every child in the community to achieve the following outcomes:

- (a) Children born healthy.
- (b) Children healthy, thriving, and developmentally on track from birth to third grade.
- (c) Children developmentally ready to succeed in school at the time of school entry.
- (d) Children prepared to succeed in fourth grade and beyond by reading proficiently by the end of third grade.

(3) Each local great start collaborative and parent coalition shall convene workgroups to make recommendations about community services designed to achieve the outcomes described in subsection (2) and to ensure that its local great start system includes the following supports for children from birth through age 8:

- (a) Physical health.
- (b) Social-emotional health.
- (c) Family supports and basic needs.
- (d) Parent education.
- (e) Early education, including the child's development of skills linked to success in foundational literacy, and care.

(4) From the funds allocated in subsection (1), at least \$2,500,000.00 shall be used for the purpose of providing home visits to at-risk children and their families. The home visits shall be conducted as part of a locally coordinated, family-centered, evidence-based, data-driven home visit strategic plan that is approved by the department. The goals of the home visits funded under this subsection shall be to improve school readiness using evidence-based methods, including a focus on developmentally appropriate outcomes for early literacy, to reduce the number of pupils retained in grade level, and to reduce the number of pupils requiring special education services, **TO IMPROVE POSITIVE PARENTING PRACTICES, AND TO IMPROVE FAMILY ECONOMIC SELF-SUFFICIENCY WHILE REDUCING THE IMPACT OF HIGH-RISK FACTORS THROUGH COMMUNITY RESOURCES AND REFERRALS.** The department shall coordinate the goals of the home visit strategic plans approved under this subsection with other state agency home visit programs in a way that strengthens Michigan's home visiting infrastructure and maximizes federal funds available for the purposes of at-risk family home visits. The coordination among departments and agencies is intended to avoid duplication of state services and spending, and should emphasize efficient service delivery of home visiting programs.

(5) Not later than December 1 of each year, each intermediate district shall provide a report to the department detailing the activities actually provided during the immediately preceding school year and the families and children actually served. At a minimum, the report shall include an evaluation of the services provided with additional funding under subsection (4) for home visits, using the goals identified in subsection (4) as the basis for the evaluation, including the degree to which school readiness was improved, any change in the number of pupils retained at grade level, and any change in the number of pupils receiving special education services. The department shall compile and summarize these reports and submit its summary to the house and senate appropriations subcommittees on school aid and to the house and senate fiscal agencies not later than February 15 of each year.

(6) An intermediate district or consortium of intermediate districts that receives funding under this section may carry over any unexpended funds received under this section into the next fiscal year and may expend those unused funds through June 30 of the next fiscal year. A recipient of a grant shall return any unexpended grant funds to the department in the manner prescribed by the department not later than September 30 of the next fiscal year after the fiscal year in which the funds are received.

Sec. 32q. From the state school aid fund allocation under section 11, there is allocated to an eligible intermediate district an amount equal to \$175,000.00 ~~in 2017-2018~~ **FOR 2018-2019** for the purpose of this section. An intermediate district receiving a grant under this section shall partner with an early childhood collaborative to conduct a pilot program as provided under this section. It is the intent of the legislature that this is the ~~second~~ **THIRD** of 3 years of funding, and that funding **FOR THE PILOT PROGRAM** shall **NOT** continue in ~~2018-2019~~ **2019-2020**. Funding allocated to an intermediate district shall be used in partnership with a collaborative to conduct a pilot program to evaluate the relative impact on vulnerable children of 1 versus 2 years of preschool education. All of the following apply to the pilot program funded under this section:

(a) An eligible intermediate district is an intermediate district that is located in a county with a population as of the most recent federal decennial census that was greater than 500,000 but fewer than 800,000 and that has an early learning collaborative located within its boundaries.

(b) The funds shall be used for research, family coaching support, administration, information systems, and evaluation.

(c) In order to be eligible to receive the allocated funds, the early learning collaborative, in partnership with the intermediate district, shall provide the funding for all eligible children included in the pilot program.

(d) The early learning collaborative, in partnership with the intermediate district, shall develop a 3-year pilot program under the supervision of the office of great start in the department.

(e) For a child to be eligible for participation in the pilot program under this section, the child shall be 3 years of age as of the date specified for determining a child's eligibility to attend school under section 1147 of the revised school code, MCL 380.1147.

(f) A child participating in the pilot program shall meet the participant eligibility and prioritization guidelines as defined by the department.

(g) Notwithstanding section 17b, the department shall distribute funds under this section not later than November 15 of the fiscal year.

(h) The early learning collaborative, in partnership with the intermediate district, shall provide annual progress evaluations to the office of great start.

(i) By December 1, 2019, the early learning collaborative, in partnership with the intermediate district, shall provide a pilot program report and evaluation to the office of great start. The office of great start shall review the pilot program report and evaluation and, by February 15, 2020, provide a report to the senate and house appropriations subcommittees on state school aid and to the senate and house fiscal agencies of its evaluation of the pilot program.

Sec. 35a. (1) From the appropriations in section 11, there is allocated for ~~2017-2018~~ **2018-2019** for the purposes of this section an amount not to exceed \$26,900,000.00 from the state school aid fund and an amount not to exceed ~~\$2,500,000.00~~ **\$3,000,000.00** from the general fund. **THE SUPERINTENDENT SHALL DESIGNATE STAFF OR CONTRACTED EMPLOYEES FUNDED UNDER THIS SECTION AS CRITICAL SHORTAGE. PROGRAMS FUNDED UNDER THIS SECTION ARE INTENDED TO ENSURE THAT THIS STATE WILL BE IN THE TOP 10 MOST IMPROVED STATES IN GRADE 4 READING PROFICIENCY BY THE 2019 NATIONAL ASSESSMENT OF EDUCATIONAL PROGRESS (NAEP) AND WILL BE IN THE TOP 10 STATES OVERALL IN GRADE 4 READING PROFICIENCY BY 2025.**

(2) A district that receives funds under subsection (5) may spend up to 5% of those funds for professional development for educators in a department-approved research-based training program related to current state literacy standards for pupils in grades K to 3. The professional development shall also include training in the use of screening and diagnostic tools, progress monitoring, and intervention methods used to address barriers to learning and delays in learning that are diagnosed through the use of these tools.

(3) A district that receives funds under subsection (5) may use up to 5% of those funds to administer department-approved screening and diagnostic tools to monitor the development of early literacy and early reading skills of pupils in grades K to 3 and to support research-based professional development for educators in administering screening and diagnostic tools and in data interpretation of the results obtained through the use of those tools for the purpose of implementing a multi-tiered system of support to improve reading proficiency among pupils in grades K to 3. A department-approved screening and diagnostic tool

administered by a district using funding under this section must include all of the following components: phonemic awareness, phonics, fluency, and comprehension. Further, all of the following sub-skills must be assessed within each of these components:

- (a) Phonemic awareness - segmentation, blending, and sound manipulation (deletion and substitution).
- (b) Phonics - decoding (reading) and encoding (spelling).
- (c) Fluency - reading rate, accuracy, and expression.
- (d) Comprehension - making meaning of text.

(4) From the allocations under subsection (1), there is allocated an amount not to exceed ~~\$6,000,000.00~~ **\$7,000,000.00** for ~~2017-2018~~ **2018-2019** for the purpose of providing early literacy coaches at intermediate districts to assist teachers in developing and implementing instructional strategies for pupils in grades K to 3 so that pupils are reading at grade level by the end of grade 3. All of the following apply to funding under this subsection:

(a) The department shall develop an application process consistent with the provisions of this subsection. An application shall provide assurances that literacy coaches funded under this subsection are knowledgeable about at least the following:

- (i) Current state literacy standards for pupils in grades K to 3.
- (ii) Implementing an instructional delivery model based on frequent use of formative, screening, and diagnostic tools, known as a multi-tiered system of support, to determine individual progress for pupils in grades K to 3 so that pupils are reading at grade level by the end of grade 3.

(iii) The use of data from diagnostic tools to determine the necessary additional supports and interventions needed by individual pupils in grades K to 3 in order to be reading at grade level.

(b) From the allocation under this subsection, the department shall award grants to intermediate districts for the support of early literacy coaches. An intermediate district must provide matching funds for at least 50% of the grant amount awarded to support the cost of the literacy coach. The department shall provide this funding in the following manner:

(i) Each intermediate district shall be awarded grant funding to support the cost of 1 early literacy coach in an equal amount per early literacy coach, not to exceed \$75,000.00.

(ii) After distribution of the grant funding under subparagraph (i), the department shall distribute the remainder of grant funding for additional early literacy coaches in an amount not to exceed \$75,000.00 per early literacy coach. The number of funded early literacy coaches for each intermediate district shall be based on the percentage of the total statewide number of pupils in grades K to 3 who meet the income eligibility standards for the federal free and reduced-price lunch programs who are enrolled in districts in the intermediate district. For each additional early literacy coach funded under this subparagraph, the department shall not make an award to an intermediate district under this subparagraph in an amount that is less than the amount necessary to pay 1/2 of the total cost of that additional early literacy coach.

(5) From the allocations under subsection (1), there is allocated an amount not to exceed ~~\$20,900,000.00~~ **\$19,900,000.00** for ~~2017-2018~~ **2018-2019** to districts that provide additional instructional time to those pupils in grades K to 3 who have been identified by using department-approved screening and diagnostic tools as needing additional supports and interventions in order to be reading at grade level by the end of grade 3. Additional instructional time may be provided before, during, and after regular school hours or as part of a year-round balanced school calendar. All of the following apply to funding under this subsection:

(a) In order to be eligible to receive funding, a district shall demonstrate to the satisfaction of the department that the district has done all of the following:

(i) Implemented a multi-tiered system of support instructional delivery model that is an evidence-based model that uses data-driven problem solving to integrate academic and behavioral instruction and that uses intervention delivered to all pupils in varying intensities based on pupil needs. The multi-tiered system of supports must provide at least all of the following essential elements: **COMPONENTS:**

- (A) Implements effective instruction for all learners.
- (B) Intervenes early.
- (C) Provides a multi-tiered model of instruction and intervention that provides the following: a core curriculum and classroom interventions available to all pupils that meet the needs of most pupils; targeted group interventions; and intense individual interventions.

(D) Monitors pupil progress to inform instruction.

(E) Uses data to make instructional decisions.

(F) Uses assessments including universal screening, diagnostics, and progress monitoring.

(G) Engages families and the community.

(H) Implements evidence-based, scientifically validated, instruction and intervention.

(I) Implements instruction and intervention practices with fidelity.

(J) Uses a collaborative problem-solving model.

(A) TEAM-BASED LEADERSHIP.

(B) A TIERED DELIVERY SYSTEM.

(C) SELECTION AND IMPLEMENTATION OF INSTRUCTION, INTERVENTIONS, AND SUPPORTS.

(D) A COMPREHENSIVE SCREENING AND ASSESSMENT SYSTEM.

(E) CONTINUOUS DATA-BASED DECISION MAKING.

(ii) Used department-approved research-based diagnostic tools to identify individual pupils in need of additional instructional time.

(iii) Used a reading instruction method that focuses on the 5 fundamental building blocks of reading: phonics, phonemic awareness, fluency, vocabulary, and comprehension and content knowledge.

(iv) Provided teachers of pupils in grades K to 3 with research-based professional development in diagnostic data interpretation.

(v) Complied with the requirements under section 1280f of the revised school code, MCL 380.1280f.

(b) Funding allocated under this subsection shall be distributed to eligible districts ~~by multiplying the number of full-time-equivalent pupils in grade 1 in the district by \$210.00~~ **ON AN EQUAL PER-FIRST-GRADE-PUPIL BASIS.**

(c) If the funds allocated under this subsection are insufficient to fully fund the payments under this subsection, payments under this subsection shall be prorated on an equal per-pupil basis based on grade 1 pupils.

(6) NOT LATER THAN SEPTEMBER 1, 2019, A DISTRICT THAT RECEIVES FUNDING UNDER THIS SECTION, IN CONJUNCTION WITH THE MICHIGAN DATA HUB NETWORK, IF POSSIBLE, SHALL PROVIDE TO THE DEPARTMENT A REPORT THAT INCLUDES AT LEAST BOTH OF THE FOLLOWING, IN A FORM AND MANNER PRESCRIBED BY THE DEPARTMENT:

(A) FOR PUPILS IN GRADES K TO 3, THE PUPILS, SCHOOLS, AND GRADES SERVED WITH FUNDS UNDER THIS SECTION AND THE CATEGORIES OF SERVICES PROVIDED.

(B) FOR PUPILS IN GRADES K TO 3, PUPIL PROFICIENCY AND GROWTH DATA THAT ALLOWS ANALYSIS BOTH IN THE AGGREGATE AND BY EACH OF THE FOLLOWING SUBGROUPS, AS APPLICABLE:

(i) SCHOOL.

(ii) GRADE LEVEL.

(iii) GENDER.

(iv) RACE.

(v) ETHNICITY.

(vi) ECONOMICALLY DISADVANTAGED STATUS.

(vii) DISABILITY.

(viii) PUPILS IDENTIFIED AS HAVING READING DEFICIENCIES.

(7) (6) From the general fund money allocated in subsection (1), the department shall allocate the amount of \$2,500,000.00 for 2017-2018 FOR 2018-2019 to the Michigan Education Corps FOR THE PREK READING CORPS, THE K3 READING CORPS, AND THE MATH CORPS. All of the following apply to funding under this subsection:

(a) By ~~August~~ **SEPTEMBER 1** of the current fiscal year, the Michigan Education Corps shall provide a report concerning its use of the funding to the senate and house appropriations subcommittees on state school aid, the senate and house fiscal agencies, and the senate and house caucus policy offices on outcomes and performance measures of the Michigan Education Corps, including, but not limited to, the degree to which the Michigan Education Corps's replication of the Michigan **PREK Reading Corps, program-K3 READING CORPS, AND MATH CORPS PROGRAMS** is demonstrating sufficient efficacy and impact. The report must include data pertaining to at least all of the following:

(i) The current impact of the ~~Michigan Reading Corps PROGRAMS~~ **PROGRAMS** on this state in terms of numbers of children and ~~programs-SCHOOLS~~ receiving support. This portion of the report shall specify the number of children tutored, including dosage and completion, and the demographics of those children.

(ii) Whether the assessments and interventions are implemented with fidelity. This portion of the report shall include details on the total number of assessments and interventions completed and the range, ~~median~~, mean, and standard deviation. ~~for all assessments:~~

(iii) Whether the literacy **OR MATH** improvement of children participating in the ~~Michigan Reading Corps PROGRAMS~~ **PROGRAMS** is consistent with expectations. This portion of the report shall detail at least all of the following:

(A) Growth rate by grade **OR AGE** level, in comparison to targeted growth rate.

(B) Average linear growth rates.

(C) Exit rates.

(D) Percentage of children who exit who also meet or exceed spring benchmarks.

(iv) The impact of the ~~Michigan Reading Corps PROGRAMS~~ **PROGRAMS** on organizations and stakeholders, including, but not limited to, school administrators, internal coaches, and AmeriCorps members.

(b) If the department determines that the Michigan Education Corps has misused the funds allocated under this subsection, the Michigan Education Corps shall reimburse this state for the amount of state funding misused.

(c) The department may not reserve any portion of the allocation provided under this subsection for an evaluation of the Michigan Education Corps, the Michigan Education Corps' funding, or the Michigan Education Corps' programming **UNLESS AGREED TO IN WRITING BY THE MICHIGAN EDUCATION CORPS.** The department shall award the entire \$2,500,000.00 allocated under this subsection to the Michigan Education Corps and shall not condition the awarding of this funding on the implementation of an independent evaluation.

(8) FROM THE GENERAL FUND MONEY ALLOCATED UNDER SUBSECTION (1), THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$500,000.00 FOR 2018-2019 FOR A GRANT TO AN ELIGIBLE PROGRAM THAT HAS A GOAL TO SLOW OR PREVENT THE K TO 4 SUMMER READING SLIDE AMONG ALL PUPILS

ENROLLED IN GRADES K TO 4, PARTICULARLY THOSE FROM ECONOMICALLY DISADVANTAGED HOUSEHOLDS. FUNDS ALLOCATED UNDER THIS SUBSECTION ARE GRANT FUNDS AND MUST BE DISTRIBUTED BY THE DEPARTMENT. A PROGRAM IS ELIGIBLE IF IT MEETS AT LEAST ALL OF THE FOLLOWING:

(A) THE PROGRAM'S OBJECTIVE IS TO DELIVER A BILINGUAL, IN-HOME, INDIVIDUALIZED SUMMER READING PROGRAM CONSISTING OF SELF-SELECTED, INDEPENDENT READING LEVEL BOOKS TO K TO 4 PUPILS EACH WEEK DURING THE SUMMER.

(B) IS EVALUATED QUANTITATIVELY AND QUALITATIVELY USING PRE- AND POST-STANDARDIZED TEST SCORE COMPARISON AND PARENT AND SCHOOL SURVEYS SPECIFIC TO EACH DISTRICT.

(C) INCORPORATES AT LEAST WEEKLY INTERACTIVE PARENTAL AND FAMILY ENGAGEMENT DURING THE SUMMER.

(D) BUILDS ON PEDAGOGICAL AND LITERACY PRINCIPLES TO SCAFFOLD FLUENCY TO IMPROVE READING COMPREHENSION WITH PUPIL EXERCISES.

(E) PROVIDES AT LEAST 4, AND UP TO 9, STUDENT-SELECTED NEW BOOKS TO READ AND KEEP.

(F) COLLECTS, ANALYZES, AND REPORTS DETAILED DATA ON PARENTAL ENGAGEMENT, BOOKS READ, AND SPRING-TO-FALL READING SCORES.

(G) FOLLOWS THE DEPARTMENT'S TOP 10 IN 10 GOALS AND STRATEGIES, WITH AN EMPHASIS ON GOALS 4 AND 5.

(H) FOCUSES ON IN-HOME PROGRAM DELIVERY THROUGH WEEKLY MAILINGS.

(I) PROVIDES SUMMARY DATA TO THE LEGISLATURE AND TO THE DEPARTMENT FOR ALL PUPILS SERVED BY THE PROGRAM AFTER EACH SUMMER.

SEC. 35B. (1) FROM THE FUNDS APPROPRIATED IN SECTION 11, THERE IS ALLOCATED FOR 2018-2019 AN AMOUNT NOT TO EXCEED \$250,000.00 FOR A GRANT TO BE DISTRIBUTED BY THE DEPARTMENT TO AN ELIGIBLE DISTRICT TO CREATE A PILOT PROGRAM TO USE A MULTISENSORY STRUCTURED LANGUAGE EDUCATION METHOD TO IMPROVE READING PROFICIENCY RATES AND TO COMPLY WITH SECTION 1280F OF THE REVISED SCHOOL CODE, MCL 380.1280F.

(2) A DISTRICT IS ELIGIBLE FOR A GRANT UNDER THIS SECTION IF ALL OF THE FOLLOWING ARE MET:

(A) A DYSLEXIA CENTER ACCREDITED BY THE INTERNATIONAL MULTISENSORY STRUCTURED LANGUAGE EDUCATION COUNCIL IS LOCATED IN THE DISTRICT.

(B) THE DISTRICT PARTNERS WITH THE DYSLEXIA CENTER DESCRIBED IN SUBDIVISION (A) TO PROVIDE MULTISENSORY STRUCTURED LANGUAGE EDUCATION FOR PUPILS IN GRADES K TO 3 IDENTIFIED AS HAVING AN EARLY LITERACY DELAY OR READING DEFICIENCY.

(C) THE DISTRICT HAS A PUPIL MEMBERSHIP GREATER THAN 7,000 AND LESS THAN 8,000.

(3) A DISTRICT MAY EXPEND GRANT FUNDS AWARDED UNDER THIS SECTION, IN COLLABORATION WITH THE DYSLEXIA CENTER DESCRIBED IN SUBSECTION (2)(A), FOR THE FOLLOWING PURPOSES:

(A) PROFESSIONAL DEVELOPMENT INCLUDING TRAINING STAFF AND TUTORS IN THE MULTISENSORY, SEQUENTIAL, SYSTEMATIC EDUCATION APPROACH USED BY THE DYSLEXIA CENTER.

(B) ADDITIONAL INSTRUCTIONAL TIME BEFORE, DURING, OR AFTER SCHOOL FOR PUPILS IN GRADES K TO 3 IDENTIFIED AS HAVING AN EARLY LITERACY DELAY OR READING DEFICIENCY USING THE MULTISENSORY, SEQUENTIAL, SYSTEMATIC EDUCATION APPROACH USED BY THE DYSLEXIA CENTER.

(4) NOT LATER THAN DECEMBER 1, 2020, A DISTRICT THAT RECEIVES GRANT FUNDS UNDER THIS SECTION SHALL REPORT TO THE HOUSE AND SENATE APPROPRIATIONS SUBCOMMITTEES ON SCHOOL AID, THE HOUSE AND SENATE FISCAL AGENCIES, AND THE STATE BUDGET DIRECTOR ON ALL OF THE FOLLOWING FOR THE GRANT FUNDS AWARDED UNDER THIS SECTION:

(A) THE NUMBER OF STAFF AND TUTORS TRAINED.

(B) THE NUMBER OF PUPILS IN GRADES K TO 3 IDENTIFIED AS HAVING AN EARLY LITERACY DELAY OR READING DEFICIENCY SERVED.

(C) THE NUMBER OF HOURS OF ADDED INSTRUCTIONAL TIME PROVIDED TO PUPILS SERVED.

(D) PUPIL READING PROFICIENCY AND GROWTH DATA OF PUPILS SERVED NECESSARY TO EVALUATE THE EFFECTIVENESS OF THE PROGRAM.

Sec. 39. (1) An eligible applicant receiving funds under section 32d shall submit an application, in a form and manner prescribed by the department, by a date specified by the department in the immediately preceding state fiscal year. THE APPLICATION SHALL NOT REQUIRE AN ELIGIBLE APPLICANT TO AMEND THE APPLICANT'S CURRENT ACCOUNTING CYCLE OR ADOPT THIS STATE'S FISCAL YEAR ACCOUNTING CYCLE IN ACCOUNTING FOR FINANCIAL TRANSACTIONS UNDER THIS SECTION. The application shall include all of the following:

(a) For ~~2017-2018~~ 2018-2019 calculations, the estimated total number of children in the community who meet the criteria of section 32d, as provided to the applicant by the department utilizing the most recent population data available from the American

~~community survey~~ **COMMUNITY SURVEY** conducted by the United States Census Bureau. Beginning in 2018-2019, the department shall ensure that it provides updated American ~~community survey~~ **COMMUNITY SURVEY** population data at least once every 3 years.

(b) The estimated number of children in the community who meet the criteria of section 32d and are being served exclusively by Head Start programs operating in the community.

(c) The number of children whom the applicant has the capacity to serve who meet the criteria of section 32d including a verification of physical facility and staff resources capacity.

(2) After notification of funding allocations, an applicant receiving funds under section 32d shall also submit an implementation plan for approval, in a form and manner prescribed by the department, by a date specified by the department, that details how the applicant complies with the program components established by the department pursuant to section 32d.

(3) The initial allocation to each eligible applicant under section 32d shall be the lesser of the following:

(a) The sum of the number of children served in a school-day program in the preceding school year multiplied by \$7,250.00 and the number of children served in a GSRP/Head Start blended program or a part-day program in the preceding school year multiplied by \$3,625.00.

(b) The sum of the number of children the applicant has the capacity to serve in ~~2017-2018~~ **2018-2019** in a school-day program multiplied by \$7,250.00 and the number of children served in a GSRP/Head Start blended program or a part-day program the applicant has the capacity to serve in ~~2017-2018~~ **2018-2019** multiplied by \$3,625.00.

(4) If funds remain after the allocations under subsection (3), the department shall distribute the remaining funds to each intermediate district or consortium of intermediate districts that serves less than the state percentage benchmark determined under subsection (5). These remaining funds shall be distributed to each eligible applicant based upon each applicant's proportionate share of the remaining unserved children necessary to meet the statewide percentage benchmark in intermediate districts or consortia of intermediate districts serving less than the statewide percentage benchmark. When all applicants have been given the opportunity to reach the statewide percentage benchmark, the statewide percentage benchmark may be reset, as determined by the department, until greater equity of opportunity to serve eligible children across all intermediate school districts has been achieved.

(5) For the purposes of subsection (4), for the ~~2017-2018~~ **2018-2019** program year, the department shall calculate a percentage of children served by each intermediate district or consortium of intermediate districts by dividing the number of children served in the immediately preceding year by that intermediate district or consortium by the total number of children within the intermediate district or consortium of intermediate districts who meet the criteria of section 32d as determined by the department utilizing the most recent population data available from the American ~~community survey~~ **COMMUNITY SURVEY** conducted by the United States Census Bureau. The department shall compare the resulting percentage of eligible children served to a statewide percentage benchmark to determine if the intermediate district or consortium is eligible for additional funds under subsection (4). For ~~2017-2018~~, **2018-2019**, the statewide percentage benchmark is 60%.

(6) If, taking into account the total amount to be allocated to the applicant as calculated under this section, an applicant determines that it is able to include additional eligible children in the great start readiness program without additional funds under section 32d, the applicant may include additional eligible children but shall not receive additional funding under section 32d for those children.

(7) The department shall review the program components under section 32d and under this section at least biennially. The department also shall convene a committee of internal and external stakeholders at least once every 5 years to ensure that the funding structure under this section reflects current system needs under section 32d.

(8) As used in this section, "school-day program", "GSRP/Head Start blended program", and "part-day program" mean those terms as defined in section 32d.

Sec. 39a. (1) From the federal funds appropriated in section 11, there is allocated ~~each fiscal year for 2016-2017 and for 2017-2018~~ **FOR 2018-2019** to districts, intermediate districts, and other eligible entities all available federal funding, estimated at ~~\$744,039,900.00 for 2016-2017 and \$731,600,000.00 for 2017-2018~~ **\$730,600,000.00** for the federal programs under the no child left behind act of 2001, Public Law 107-110, or the every student succeeds act, Public Law 114-95. These funds are allocated as follows:

(a) An amount estimated at \$1,200,000.00 ~~each fiscal year~~ **FOR 2018-2019** to provide students with drug- and violence-prevention programs and to implement strategies to improve school safety, funded from DED-OESE, drug-free schools and communities funds.

(b) An amount estimated at ~~\$111,111,900.00 for 2016-2017 and \$100,000,000.00 for 2017-2018~~ **2018-2019** for the purpose of preparing, training, and recruiting high-quality teachers and class size reduction, funded from DED-OESE, improving teacher quality funds.

(c) An amount estimated at ~~\$12,200,000.00 for 2016-2017 and \$11,000,000.00 for 2017-2018~~ **2018-2019** for programs to teach English to limited English proficient (LEP) children, funded from DED-OESE, language acquisition state grant funds.

(d) An amount estimated at ~~\$250,000.00 for 2016-2017 only for the Michigan charter school subgrant program, funded from DED-OESE, charter school funds.~~

(D) (e) An amount estimated at ~~\$3,000,000.00 for 2016-2017 and \$2,800,000.00 for 2017-2018~~ **2018-2019** for rural and low income schools, funded from DED-OESE, rural and low income school funds.

(E) ~~(f)~~ An amount estimated at \$535,000,000.00 ~~each fiscal year~~ **FOR 2018-2019** to provide supplemental programs to enable educationally disadvantaged children to meet challenging academic standards, funded from DED-OESE, title I, disadvantaged children funds.

(F) ~~(g)~~ An amount estimated at \$8,878,000.00 ~~for 2016-2017 and~~ \$9,200,000.00 ~~for 2017-2018~~ **2018-2019** for the purpose of identifying and serving migrant children, funded from DED-OESE, title I, migrant education funds.

(G) ~~(h)~~ An amount estimated at \$39,000,000.00 ~~each fiscal year~~ **FOR 2018-2019** for the purpose of providing high-quality extended learning opportunities, after school and during the summer, for children in low-performing schools, funded from DED-OESE, twenty-first century community learning center funds.

(H) ~~(i)~~ An amount estimated at \$18,000,000.00 ~~each fiscal year~~ **\$12,000,000.00 FOR 2018-2019** to help support local school improvement efforts, funded from DED-OESE, title I, local school improvement grants.

(I) ~~(j)~~ An amount estimated at \$15,400,000.00 ~~each fiscal year~~ **FOR 2018-2019** to improve the academic achievement of students, funded from DED-OESE, title IV, student support and academic enrichment grants.

(J) AN AMOUNT ESTIMATED AT \$5,000,000.00 FOR 2018-2019 FOR THE REMAINING BALANCE OF THE AMOUNT APPROPRIATED UNDER THE FORMER SECTION 32R, FOR FEDERAL FUNDING AWARDED TO THIS STATE UNDER SECTIONS 14005, 14006, AND 14013 OF TITLE XIV OF THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009, PUBLIC LAW 111-5, FOR THE RACE TO THE TOP EARLY LEARNING CHALLENGE GRANT.

(2) From the federal funds appropriated in section 11, there is allocated for ~~2016-2017 and for 2017-2018~~ **2018-2019** to districts, intermediate districts, and other eligible entities all available federal funding, estimated at \$30,800,000.00 ~~for 2016-2017 and~~ \$30,000,000.00 ~~for 2017-2018~~ **2018-2019** for the following programs that are funded by federal grants:

(a) An amount estimated at \$200,000.00 ~~for 2016-2017 and~~ \$100,000.00 ~~for 2017-2018~~ **2018-2019** for acquired immunodeficiency syndrome education grants, funded from HHS – Centers for Disease Control and Prevention, AIDS funding.

(b) An amount estimated at \$2,600,000.00 ~~for 2016-2017 and~~ \$1,900,000.00 ~~for 2017-2018~~ **2018-2019** to provide services to homeless children and youth, funded from DED-OVAE, homeless children and youth funds.

(c) An amount estimated at \$4,000,000.00 ~~each fiscal year~~ **FOR 2018-2019** to provide mental health, substance abuse, or violence prevention services to students, funded from HHS-SAMHSA.

(d) An amount estimated at \$24,000,000.00 ~~each fiscal year~~ **FOR 2018-2019** for providing career and technical education services to pupils, funded from DED-OVAE, basic grants to states.

(3) All federal funds allocated under this section shall be distributed in accordance with federal law and with flexibility provisions outlined in Public Law 107-116, and in the education flexibility partnership act of 1999, Public Law 106-25. Notwithstanding section 17b, payments of federal funds to districts, intermediate districts, and other eligible entities under this section shall be paid on a schedule determined by the department.

(4) For the purposes of applying for federal grants appropriated under this article, the department shall allow an intermediate district to submit a consortium application on behalf of 2 or more districts with the agreement of those districts as appropriate according to federal rules and guidelines.

(5) For the purposes of funding federal title I grants under this article, in addition to any other federal grants for which a strict discipline academy is eligible, the department shall allocate to strict discipline academies out of title I, part A funds equal to what a strict discipline academy would have received if included and calculated under title I, part D, or what it would receive under the formula allocation under title I, part A, whichever is greater.

(6) As used in this section:

(a) “DED” means the United States Department of Education.

(b) “DED-OESE” means the DED Office of Elementary and Secondary Education.

(c) “DED-OVAE” means the DED Office of Vocational and Adult Education.

(d) “HHS” means the United States Department of Health and Human Services.

(e) “HHS-SAMHSA” means the HHS Substance Abuse and Mental Health Services Administration.

Sec. 41. (1) For a district or public school academy to be eligible to receive funding under this section, the district or public school academy must administer to English language learners the English language proficiency assessment known as the “WIDA ACCESS for English language learners” or the “WIDA Alternate ACCESS”. From the appropriation in section 11, there is allocated an amount not to exceed \$6,000,000.00 ~~for 2017-2018~~ **2018-2019** for payments to eligible districts and eligible public school academies for services for English language learners who have been administered the WIDA ACCESS for English language learners.

(2) Funding allocated under this section shall be distributed to eligible districts and eligible public school academies based on the number of full-time equivalent English language learners as follows:

(a) \$620.00 per full-time equivalent English language learner who has been assessed under the WIDA ACCESS for English language learners or the WIDA Alternate ACCESS with a WIDA ACCESS or WIDA Alternate ACCESS composite score between 1.0 and 1.9, or less, as applicable to each assessment.

(b) \$410.00 per full-time equivalent English language learner who has been assessed under the WIDA ACCESS for English language learners or the WIDA Alternate ACCESS with a WIDA ACCESS or WIDA Alternate ACCESS composite score between 2.0 and 2.9, or less, as applicable to each assessment.

(3) If funds allocated under this section are insufficient to fully fund the payments as prescribed under subsection (2), payments shall be prorated on an equal percentage basis, with the same percentage proration applied to both funding categories.

(4) Each district or public school academy receiving funds under this section shall submit to the department by July 15 of each fiscal year a report, not to exceed 10 pages, on the usage by the district or public school academy of funds under this section, in a form and manner determined by the department, which shall include a brief description of each program conducted or services performed by the district or public school academy using funds under this section and the amount of funds under this section allocated to each of those programs or services. If a district or public school academy does not comply with this section, the department shall withhold an amount equal to the August payment due under this section until the district or public school academy complies with this subsection. If the district or public school academy does not comply with this section by the end of the state fiscal year, the withheld funds shall be forfeited to the school aid fund.

(5) In order to receive funds under this section, a district or public school academy shall allow access for the department or the department's designee to audit all records related to the program for which it receives those funds. The district or public school academy shall reimburse this state for all disallowances found in the audit.

(6) Beginning July 1, 2020, and every 3 years thereafter, the department shall review the per-pupil distribution under subsection (2), to ensure that funding levels are appropriate and make recommendations for adjustments to the members of the senate and house subcommittees on K-12 school aid appropriations.

Sec. 51a. (1) From the appropriation in section 11, there is allocated an amount not to exceed ~~\$941,946,100.00 for 2016-2017~~ and there is allocated an amount not to exceed ~~\$956,246,100.00~~ **\$960,446,100.00** for 2017-2018 **AND THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$983,196,100.00 FOR 2018-2019** from state sources and all available federal funding under sections 611 to 619 of part B of the individuals with disabilities education act, 20 USC 1411 to 1419, estimated at ~~\$370,000,000.00 each fiscal year for 2016-2017 and for 2017-2018~~ **AND FOR 2018-2019**, plus any carryover federal funds from previous year appropriations. In addition, from the general fund appropriation in section 11, there is allocated to the department an amount not to exceed ~~\$500,000.00 for EACH FISCAL YEAR FOR 2017-2018 AND FOR 2018-2019~~ for the purpose of subsection (16). The allocations under this subsection are for the purpose of reimbursing districts and intermediate districts for special education programs, services, and special education personnel as prescribed in article 3 of the revised school code, MCL 380.1701 to ~~380.1766;~~ **380.1761**; net tuition payments made by intermediate districts to the Michigan Schools for the Deaf and Blind; and special education programs and services for pupils who are eligible for special education programs and services according to statute or rule. For meeting the costs of special education programs and services not reimbursed under this article, a district or intermediate district may use money in general funds or special education funds, not otherwise restricted, or contributions from districts to intermediate districts, tuition payments, gifts and contributions from individuals or other entities, or federal funds that may be available for this purpose, as determined by the intermediate district plan prepared pursuant to article 3 of the revised school code, MCL 380.1701 to ~~380.1766;~~ **380.1761**. Notwithstanding section 17b, payments of federal funds to districts, intermediate districts, and other eligible entities under this section shall be paid on a schedule determined by the department.

(2) From the funds allocated under subsection (1), there is allocated the amount necessary, and estimated at ~~\$260,700,000.00 for 2016-2017 and estimated at \$264,200,000.00~~ **\$266,900,000.00** for 2017-2018 **AND ESTIMATED AT \$273,100,000.00 FOR 2018-2019**, for payments toward reimbursing districts and intermediate districts for 28.6138% of total approved costs of special education, excluding costs reimbursed under section 53a, and 70.4165% of total approved costs of special education transportation. Allocations under this subsection shall be made as follows:

(a) The initial amount allocated to a district under this subsection toward fulfilling the specified percentages shall be calculated by multiplying the district's special education pupil membership, excluding pupils described in subsection (11), times the foundation allowance under section 20 of the pupil's district of residence plus the amount of the district's per-pupil allocation under section 20m, not to exceed the basic foundation allowance under section 20 for the current fiscal year, or, for a special education pupil in membership in a district that is a public school academy, times an amount equal to the amount per membership pupil calculated under section 20(6). For an intermediate district, the amount allocated under this subdivision toward fulfilling the specified percentages shall be an amount per special education membership pupil, excluding pupils described in subsection (11), and shall be calculated in the same manner as for a district, using the foundation allowance under section 20 of the pupil's district of residence, not to exceed the basic foundation allowance under section 20 for the current fiscal year, and that district's per-pupil allocation under section 20m.

(b) After the allocations under subdivision (a), districts and intermediate districts for which the payments calculated under subdivision (a) do not fulfill the specified percentages shall be paid the amount necessary to achieve the specified percentages for the district or intermediate district.

(3) From the funds allocated under subsection (1), there is allocated ~~each fiscal year for 2016-2017 and for 2017-2018~~ an amount not to exceed ~~\$1,000,000.00~~ **\$1,300,000.00** **AND THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$1,300,000.00 FOR 2018-2019** to make payments to districts and intermediate districts under this subsection. If the amount allocated to a district or intermediate district for a fiscal year under subsection (2)(b) is less than the sum of the amounts allocated to the district or intermediate district for 1996-97 under sections 52 and 58, there is allocated to the district or intermediate district for the fiscal year an amount equal to that difference, adjusted by applying the same proration factor that was used in the distribution of funds under section 52 in 1996-97 as adjusted to the district's or intermediate district's necessary

costs of special education used in calculations for the fiscal year. This adjustment is to reflect reductions in special education program operations or services between 1996-97 and subsequent fiscal years. Adjustments for reductions in special education program operations or services shall be made in a manner determined by the department and shall include adjustments for program or service shifts.

(4) If the department determines that the sum of the amounts allocated for a fiscal year to a district or intermediate district under subsection (2)(a) and (b) is not sufficient to fulfill the specified percentages in subsection (2), then the shortfall shall be paid to the district or intermediate district during the fiscal year beginning on the October 1 following the determination and payments under subsection (3) shall be adjusted as necessary. If the department determines that the sum of the amounts allocated for a fiscal year to a district or intermediate district under subsection (2)(a) and (b) exceeds the sum of the amount necessary to fulfill the specified percentages in subsection (2), then the department shall deduct the amount of the excess from the district's or intermediate district's payments under this article for the fiscal year beginning on the October 1 following the determination and payments under subsection (3) shall be adjusted as necessary. However, if the amount allocated under subsection (2)(a) in itself exceeds the amount necessary to fulfill the specified percentages in subsection (2), there shall be no deduction under this subsection.

(5) State funds shall be allocated on a total approved cost basis. Federal funds shall be allocated under applicable federal requirements, except that an amount not to exceed \$3,500,000.00 may be allocated by the department each fiscal year for ~~2016-2017 and for 2017-2018~~ **AND FOR 2018-2019** to districts, intermediate districts, or other eligible entities on a competitive grant basis for programs, equipment, and services that the department determines to be designed to benefit or improve special education on a statewide scale.

(6) From the amount allocated in subsection (1), there is allocated an amount not to exceed \$2,200,000.00 each fiscal year for ~~2016-2017 and for 2017-2018~~ **AND FOR 2018-2019** to reimburse 100% of the net increase in necessary costs incurred by a district or intermediate district in implementing the revisions in the administrative rules for special education that became effective on July 1, 1987. As used in this subsection, "net increase in necessary costs" means the necessary additional costs incurred solely because of new or revised requirements in the administrative rules minus cost savings permitted in implementing the revised rules. Net increase in necessary costs shall be determined in a manner specified by the department.

(7) For purposes of sections 51a to 58, all of the following apply:

(a) "Total approved costs of special education" shall be determined in a manner specified by the department and may include indirect costs, but shall not exceed 115% of approved direct costs for section 52 and section 53a programs. The total approved costs include salary and other compensation for all approved special education personnel for the program, including payments for social security and Medicare and public school employee retirement system contributions. The total approved costs do not include salaries or other compensation paid to administrative personnel who are not special education personnel as defined in section 6 of the revised school code, MCL 380.6. Costs reimbursed by federal funds, other than those federal funds included in the allocation made under this article, are not included. Special education approved personnel not utilized full time in the evaluation of students or in the delivery of special education programs, ancillary, and other related services shall be reimbursed under this section only for that portion of time actually spent providing these programs and services, with the exception of special education programs and services provided to youth placed in child caring institutions or juvenile detention programs approved by the department to provide an on-grounds education program.

(b) Beginning with the 2004-2005 fiscal year, a district or intermediate district that employed special education support services staff to provide special education support services in 2003-2004 or in a subsequent fiscal year and that in a fiscal year after 2003-2004 receives the same type of support services from another district or intermediate district shall report the cost of those support services for special education reimbursement purposes under this article. This subdivision does not prohibit the transfer of special education classroom teachers and special education classroom aides if the pupils counted in membership associated with those special education classroom teachers and special education classroom aides are transferred and counted in membership in the other district or intermediate district in conjunction with the transfer of those teachers and aides.

(c) If the department determines before bookclosing for a fiscal year that the amounts allocated for that fiscal year under subsections (2), (3), (6), and (11) and sections 53a, 54, and 56 will exceed expenditures for that fiscal year under subsections (2), (3), (6), and (11) and sections 53a, 54, and 56, then for a district or intermediate district whose reimbursement for that fiscal year would otherwise be affected by subdivision (b), subdivision (b) does not apply to the calculation of the reimbursement for that district or intermediate district and reimbursement for that district or intermediate district shall be calculated in the same manner as it was for 2003-2004. If the amount of the excess allocations under subsections (2), (3), (6), and (11) and sections 53a, 54, and 56 is not sufficient to fully fund the calculation of reimbursement to those districts and intermediate districts under this subdivision, then the calculations and resulting reimbursement under this subdivision shall be prorated on an equal percentage basis. Beginning in 2015-2016, the amount of reimbursement under this subdivision for a fiscal year shall not exceed \$2,000,000.00 for any district or intermediate district.

(d) Reimbursement for ancillary and other related services, as defined by R 340.1701c of the Michigan Administrative Code, shall not be provided when those services are covered by and available through private group health insurance carriers or federal reimbursed program sources unless the department and district or intermediate district agree otherwise and that agreement is approved by the state budget director. Expenses, other than the incidental expense of filing, shall not be borne by the parent. In addition, the filing of claims shall not delay the education of a pupil. A district or intermediate district shall be responsible for payment of a deductible amount and for an advance payment required until the time a claim is paid.

(e) Beginning with calculations for 2004-2005, if an intermediate district purchases a special education pupil transportation service from a constituent district that was previously purchased from a private entity; if the purchase from the constituent district is at a lower cost, adjusted for changes in fuel costs; and if the cost shift from the intermediate district to the constituent does not result in any net change in the revenue the constituent district receives from payments under sections 22b and 51c, then upon application by the intermediate district, the department shall direct the intermediate district to continue to report the cost associated with the specific identified special education pupil transportation service and shall adjust the costs reported by the constituent district to remove the cost associated with that specific service.

(8) A pupil who is enrolled in a full-time special education program conducted or administered by an intermediate district or a pupil who is enrolled in the Michigan schools for the deaf and blind shall not be included in the membership count of a district, but shall be counted in membership in the intermediate district of residence.

(9) Special education personnel transferred from 1 district to another to implement the revised school code shall be entitled to the rights, benefits, and tenure to which the person would otherwise be entitled had that person been employed by the receiving district originally.

(10) If a district or intermediate district uses money received under this section for a purpose other than the purpose or purposes for which the money is allocated, the department may require the district or intermediate district to refund the amount of money received. Money that is refunded shall be deposited in the state treasury to the credit of the state school aid fund.

(11) From the funds allocated in subsection (1), there is allocated the amount necessary, ~~estimated at \$3,500,000.00 for 2016-2017, and estimated at \$3,600,000.00~~ **\$3,200,000.00** for 2017-2018, **AND ESTIMATED AT \$3,400,000.00 FOR 2018-2019**, to pay the foundation allowances for pupils described in this subsection. The allocation to a district under this subsection shall be calculated by multiplying the number of pupils described in this subsection who are counted in membership in the district times the sum of the foundation allowance under section 20 of the pupil's district of residence plus the amount of the district's per-pupil allocation under section 20m, not to exceed the basic foundation allowance under section 20 for the current fiscal year, or, for a pupil described in this subsection who is counted in membership in a district that is a public school academy, times an amount equal to the amount per membership pupil under section 20(6) or, for a pupil described in this subsection who is counted in membership in the education achievement system, times an amount equal to the amount per membership pupil under section 20(7). The allocation to an intermediate district under this subsection shall be calculated in the same manner as for a district, using the foundation allowance under section 20 of the pupil's district of residence, not to exceed the basic foundation allowance under section 20 for the current fiscal year, and that district's per-pupil allocation under section 20m. This subsection applies to all of the following pupils:

(a) Pupils described in section 53a.

(b) Pupils counted in membership in an intermediate district who are not special education pupils and are served by the intermediate district in a juvenile detention or child caring facility.

(c) Pupils with an emotional impairment counted in membership by an intermediate district and provided educational services by the department of health and human services.

(12) If it is determined that funds allocated under subsection (2) or (11) or under section 51c will not be expended, funds up to the amount necessary and available may be used to supplement the allocations under subsection (2) or (11) or under section 51c in order to fully fund those allocations. After payments under subsections (2) and (11) and section 51c, the remaining expenditures from the allocation in subsection (1) shall be made in the following order:

(a) 100% of the reimbursement required under section 53a.

(b) 100% of the reimbursement required under subsection (6).

(c) 100% of the payment required under section 54.

(d) 100% of the payment required under subsection (3).

(e) 100% of the payments under section 56.

(13) The allocations under subsections (2), (3), and (11) shall be allocations to intermediate districts only and shall not be allocations to districts, but instead shall be calculations used only to determine the state payments under section 22b.

(14) If a public school academy that is not a cyber school, as defined in section 551 of the revised school code, MCL 380.551, enrolls under this section a pupil who resides outside of the intermediate district in which the public school academy is located and who is eligible for special education programs and services according to statute or rule, or who is a child with disabilities, as defined under the individuals with disabilities education act, Public Law 108-446, the intermediate district in which the public school academy is located and the public school academy shall enter into a written agreement with the intermediate district in which the pupil resides for the purpose of providing the pupil with a free appropriate public education, and the written agreement shall include at least an agreement on the responsibility for the payment of the added costs of special education programs and services for the pupil. If the public school academy that enrolls the pupil does not enter into an agreement under this subsection, the public school academy shall not charge the pupil's resident intermediate district or the intermediate district in which the public school academy is located the added costs of special education programs and services for the pupil, and the public school academy is not eligible for any payouts based on the funding formula outlined in the resident or nonresident intermediate district's plan. If a pupil is not enrolled in a public school academy under this subsection, the provision of special education programs and services and the payment of the added costs of special education programs and services for a pupil described in this subsection are the responsibility of the district and intermediate district in which the pupil resides.

(15) For the purpose of receiving its federal allocation under part B of the individuals with disabilities education act, Public Law 108-446, a public school academy that is a cyber school, as defined in section 551 of the revised school code, MCL 380.551, and is in compliance with section 553a of the revised school code, MCL 380.553a, shall directly receive the federal allocation under part B of the individuals with disabilities education act, Public Law 108-446, from the intermediate district in which the cyber school is located, as the subrecipient. If the intermediate district does not distribute the funds described in this subsection to the cyber school by the part B application due date of July 1, the department may distribute the funds described in this subsection directly to the cyber school according to the formula prescribed in 34 CFR 300.705 and 34 CFR 300.816.

(16) For a public school academy that is a cyber school, as defined in section 551 of the revised school code, MCL 380.551, and is in compliance with section 553a of the revised school code, MCL 380.553a, that enrolls a pupil under this section, the intermediate district in which the cyber school is located shall ensure that the cyber school complies with sections 1701a, 1703, 1704, 1751, 1752, 1756, and 1757 of the revised school code, MCL 380.1701a, 380.1703, 380.1704, 380.1751, 380.1752, 380.1756, and 380.1757; applicable rules; and the individuals with disabilities education act, Public Law 108-446. From the general fund appropriation under subsection (1), the department shall provide appropriate administrative funding to the intermediate district in which that cyber school is located for the purpose of ensuring that compliance.

(17) For the purposes of this section, the department or the center shall only require a district or intermediate district to report information that is not already available from the financial information database maintained by the center.

Sec. 51c. As required by the court in the consolidated cases known as Durant v State of Michigan, *Durant v State of Michigan*, 456 Mich 175 (1997), from the allocation under section 51a(1), there is allocated each fiscal year ~~for 2016-2017 and for 2017-2018~~ **AND FOR 2018-2019** the amount necessary, estimated at ~~\$624,600,000.00 for 2016-2017 and \$635,300,000.00~~ **\$636,900,000.00 for 2017-2018 AND \$651,000,000.00 FOR 2018-2019**, for payments to reimburse districts for 28.6138% of total approved costs of special education excluding costs reimbursed under section 53a, and 70.4165% of total approved costs of special education transportation. Funds allocated under this section that are not expended in the state fiscal year for which they were allocated, as determined by the department, may be used to supplement the allocations under sections 22a and 22b in order to fully fund those calculated allocations for the same fiscal year.

Sec. 51d. (1) From the federal funds appropriated in section 11, there is allocated ~~each fiscal year for 2016-2017 and for 2017-2018~~, **FOR 2018-2019** all available federal funding, estimated at \$61,000,000.00, ~~each fiscal year~~, for special education programs and services that are funded by federal grants. All federal funds allocated under this section shall be distributed in accordance with federal law. Notwithstanding section 17b, payments of federal funds to districts, intermediate districts, and other eligible entities under this section shall be paid on a schedule determined by the department.

(2) From the federal funds allocated under subsection (1), the following amounts are allocated ~~each fiscal year for 2016-2017 and for 2017-2018~~: **FOR 2018-2019**:

(a) An amount estimated at \$14,000,000.00 ~~each fiscal year~~ for handicapped infants and toddlers, funded from DED-OSERS, handicapped infants and toddlers funds.

(b) An amount estimated at \$12,000,000.00 ~~each fiscal year~~ for preschool grants (Public Law 94-142), funded from DED-OSERS, handicapped preschool incentive funds.

(c) An amount estimated at \$35,000,000.00 ~~each fiscal year~~ for special education programs funded by DED-OSERS, handicapped program, individuals with disabilities act funds.

(3) As used in this section, "DED-OSERS" means the United States Department of Education Office of Special Education and Rehabilitative Services.

Sec. 53a. (1) For districts, reimbursement for pupils described in subsection (2) shall be 100% of the total approved costs of operating special education programs and services approved by the department and included in the intermediate district plan adopted pursuant to article 3 of the revised school code, MCL 380.1701 to ~~380.1766~~, **380.1761**, minus the district's foundation allowance calculated under section 20 and minus the district's per-pupil allocation under section 20m. For intermediate districts, reimbursement for pupils described in subsection (2) shall be calculated in the same manner as for a district, using the foundation allowance under section 20 of the pupil's district of residence, not to exceed the basic foundation allowance under section 20 for the current fiscal year, and that district's per-pupil allocation under section 20m.

(2) Reimbursement under subsection (1) is for the following special education pupils:

(a) Pupils assigned to a district or intermediate district through the community placement program of the courts or a state agency, if the pupil was a resident of another intermediate district at the time the pupil came under the jurisdiction of the court or a state agency.

(b) Pupils who are residents of institutions operated by the department of health and human services.

(c) Pupils who are former residents of department of community health institutions for the developmentally disabled who are placed in community settings other than the pupil's home.

(d) Pupils enrolled in a department-approved on-grounds educational program longer than 180 days, but not longer than 233 days, at a residential child care institution, if the child care institution offered in 1991-92 an on-grounds educational program longer than 180 days but not longer than 233 days.

(e) Pupils placed in a district by a parent for the purpose of seeking a suitable home, if the parent does not reside in the same intermediate district as the district in which the pupil is placed.

(3) Only those costs that are clearly and directly attributable to educational programs for pupils described in subsection (2), and that would not have been incurred if the pupils were not being educated in a district or intermediate district, are reimbursable under this section.

(4) The costs of transportation shall be funded under this section and shall not be reimbursed under section 58.

(5) Not more than \$10,500,000.00 of the allocation for ~~2017-2018~~ **2018-2019** in section 51a(1) shall be allocated under this section.

Sec. 54. Each intermediate district shall receive an amount per-pupil for each pupil in attendance at the Michigan schools for the deaf and blind. The amount shall be proportionate to the total instructional cost at each school. Not more than \$1,688,000.00 of the allocation for ~~2017-2018~~ **2018-2019** in section 51a(1) shall be allocated under this section.

Sec. 54b. (1) From the general fund appropriation in section 11, there is allocated an amount not to exceed \$1,600,000.00 for ~~2017-2018~~ **2018-2019** to continue the implementation of the recommendations of the special education reform task force published in January 2016.

(2) ~~Except as provided in subsection (3), the~~ **THE** department shall use funds allocated under this section for the purpose of piloting statewide implementation of the Michigan Integrated Behavior and Learning Support Initiative (MiBLSI), a nationally recognized program that includes positive behavioral intervention and supports and provides a statewide structure to support local initiatives for an integrated behavior and reading program. With the assistance of the intermediate districts involved in MiBLSI, the department shall identify a number of intermediate districts to participate in the pilot that is sufficient to ensure that MiBLSI can be implemented statewide with fidelity and sustainability. In addition, the department shall identify an intermediate district to act as a fiscal agent for these funds.

~~(3) In addition to the purpose under subsection (2), the department shall use funds allocated under this section for the purpose of providing training to intermediate districts and districts related to the safe implementation of emergency restraints and seclusion. The department shall develop and implement a training program that is based on the state board's adopted standards and on any other legislation enacted by the legislature regarding the emergency use of seclusion and restraint.~~

SEC. 54D. (1) FROM THE APPROPRIATIONS IN SECTION 11, THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$5,000,000.00 FOR 2018-2019 TO INTERMEDIATE DISTRICTS FOR THE PURPOSE OF PROVIDING STATE EARLY ON SERVICES PILOT PROGRAMS FOR CHILDREN FROM BIRTH TO 3 YEARS OF AGE WITH A DEVELOPMENTAL DELAY OR A DISABILITY, OR BOTH, AND THEIR FAMILIES, AS DESCRIBED IN THE EARLY ON MICHIGAN STATE PLAN, AS APPROVED BY THE DEPARTMENT.

(2) TO BE ELIGIBLE TO RECEIVE GRANT FUNDING UNDER THIS SECTION, EACH INTERMEDIATE DISTRICT SHALL APPLY IN A FORM AND MANNER DETERMINED BY THE DEPARTMENT.

(3) THE GRANT FUNDING ALLOCATED UNDER THIS SECTION SHALL BE USED TO INCREASE EARLY ON SERVICES AND RESOURCES AVAILABLE TO CHILDREN THAT DEMONSTRATE DEVELOPMENTAL DELAYS TO HELP PREPARE THEM FOR SUCCESS AS THEY ENTER SCHOOL. STATE EARLY ON SERVICES INCLUDE EVALUATING AND PROVIDING EARLY INTERVENTION SERVICES FOR ELIGIBLE INFANTS AND TODDLERS AND THEIR FAMILIES TO ADDRESS DEVELOPMENTAL DELAYS, INCLUDING THOSE AFFECTING PHYSICAL, COGNITIVE, COMMUNICATION, ADAPTIVE, SOCIAL, OR EMOTIONAL DEVELOPMENT. GRANT FUNDS MUST NOT BE USED TO SUPPLANT EXISTING SERVICES THAT ARE CURRENTLY BEING PROVIDED.

(4) THE FUNDS ALLOCATED UNDER SUBSECTION (1) SHALL BE DISTRIBUTED TO INTERMEDIATE DISTRICTS ACCORDING TO THE DEPARTMENT'S EARLY ON FUNDING FORMULA UTILIZED TO DISTRIBUTE THE FEDERAL AWARD TO MICHIGAN UNDER PART C OF THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT. FUNDS RECEIVED UNDER THIS SECTION MUST NOT SUPPLANT EXISTING FUNDS OR RESOURCES ALLOCATED FOR EARLY ON EARLY INTERVENTION SERVICES. AN INTERMEDIATE DISTRICT RECEIVING FUNDS UNDER THIS SECTION SHALL MAXIMIZE THE CAPTURE OF MEDICAID FUNDS TO SUPPORT EARLY ON EARLY INTERVENTION SERVICES TO THE EXTENT POSSIBLE.

(5) EACH INTERMEDIATE DISTRICT THAT RECEIVES FUNDS UNDER THIS SECTION SHALL REPORT DATA AND OTHER INFORMATION TO THE DEPARTMENT IN A FORM, MANNER, AND FREQUENCY PRESCRIBED BY THE DEPARTMENT TO ALLOW FOR MONITORING AND EVALUATION OF THE PILOT PROJECTS AND TO ENSURE THAT THE CHILDREN DESCRIBED IN SUBSECTION (1) RECEIVED APPROPRIATE LEVELS AND TYPES OF SERVICES DELIVERED BY QUALIFIED PERSONNEL, BASED ON THE INDIVIDUAL NEEDS OF THE CHILDREN AND THEIR FAMILIES.

(6) NOTWITHSTANDING SECTION 17B, PAYMENTS UNDER THIS SECTION SHALL BE PAID ON A SCHEDULE DETERMINED BY THE DEPARTMENT.

Sec. 55. (1) From the **GENERAL FUND** money appropriated in section 11, there is allocated an amount not to exceed \$150,000.00 for 2017-2018 to Michigan State University, Department of Epidemiology, for a study of **\$250,000.00 FOR 2018-2019** TO the Conductive Learning Center located at Aquinas College. This funding shall **MUST** be used to develop and implement an evaluation of the effectiveness of conductive education for children with cerebral palsy. The evaluation shall

be multidimensional and shall include a control group of children with cerebral palsy not enrolled in conductive education. It should include an assessment of the motor system itself as well as the impact of conductive education on each of the following:

- (a) The acquisition of skills permitting complex motor functions;
- (b) The performance of tasks essential to daily living;
- (c) The attitudes and feelings of both children and parents;
- (d) The long-term need for special education for children with cerebral palsy;

(2) This funding is for the third of 3 years of funding for this purpose. **SUPPORT THE OPERATIONAL COSTS OF THE CONDUCTIVE EDUCATION MODEL TAUGHT AT THE CONDUCTIVE LEARNING CENTER TO MAXIMIZE THE INDEPENDENCE AND MOBILITY OF CHILDREN AND ADULTS WITH NEUROMOTOR DISABILITIES. THE CONDUCTIVE EDUCATION MODEL FUNDED UNDER THIS SECTION MUST BE BASED ON THE CONCEPT OF NEUROPLASTICITY AND THE ABILITY OF PEOPLE TO LEARN AND IMPROVE WHEN THEY ARE MOTIVATED, REGARDLESS OF THE SEVERITY OF THEIR DISABILITY.**

(2) NOTWITHSTANDING SECTION 17B, THE DEPARTMENT SHALL DISTRIBUTE THE FUNDING ALLOCATED UNDER THIS SECTION TO THE CONDUCTIVE LEARNING CENTER NOT LATER THAN DECEMBER 1, 2018.

Sec. 56. (1) For the purposes of this section:

(a) "Membership" means for a particular fiscal year the total membership for the immediately preceding fiscal year of the intermediate district and the districts constituent to the intermediate district.

(b) "Millage levied" means the millage levied for special education pursuant to part 30 of the revised school code, MCL 380.1711 to ~~380.1743~~, **380.1741**, including a levy for debt service obligations.

(c) "Taxable value" means the total taxable value of the districts constituent to an intermediate district, except that if a district has elected not to come under part 30 of the revised school code, MCL 380.1711 to ~~380.1743~~, **380.1741**, membership and taxable value of the district shall not be included in the membership and taxable value of the intermediate district.

(2) From the allocation under section 51a(1), there is allocated an amount not to exceed \$37,758,100.00 ~~each fiscal year for 2016-2017 and for 2017-2018~~ **AND AN AMOUNT NOT TO EXCEED \$40,008,100.00 FOR 2018-2019** to reimburse intermediate districts levying millages for special education pursuant to part 30 of the revised school code, MCL 380.1711 to ~~380.1743~~, **380.1741**. The purpose, use, and expenditure of the reimbursement shall be limited as if the funds were generated by these millages and governed by the intermediate district plan adopted pursuant to article 3 of the revised school code, MCL 380.1701 to ~~380.1766~~, **380.1761**. As a condition of receiving funds under this section, an intermediate district distributing any portion of special education millage funds to its constituent districts shall submit for departmental approval and implement a distribution plan.

(3) Reimbursement for those millages levied in 2015-2016 shall be made in 2016-2017 at an amount per 2015-2016 membership pupil computed by subtracting from \$180,900.00 the 2015-2016 taxable value behind each membership pupil and multiplying the resulting difference by the 2015-2016 millage levied.

(3) ~~(4)~~ Reimbursement for those millages levied in 2016-2017 shall be made in 2017-2018 at an amount per 2016-2017 membership pupil computed by subtracting from \$183,200.00 ~~the 2016-2017 taxable value behind each membership pupil and multiplying the resulting difference by the 2016-2017 millage levied, and then subtracting from that amount the 2016-2017 local community stabilization share revenue for special education purposes behind each membership pupil for reimbursement of personal property exemption loss under the local community stabilization authority act, 2014 PA 86, MCL 123.1341 to 123.1362.~~ **\$185,000.00** the 2016-2017 taxable value behind each membership pupil and multiplying the resulting difference by the 2016-2017 millage levied, and then subtracting from that amount the 2016-2017 local community stabilization share revenue for special education purposes behind each membership pupil for reimbursement of personal property exemption loss under the local community stabilization authority act, 2014 PA 86, MCL 123.1341 to 123.1362.

(4) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, REIMBURSEMENT FOR THOSE MILLAGES LEVIED IN 2017-2018 SHALL BE MADE IN 2018-2019 AT AN AMOUNT PER 2017-2018 MEMBERSHIP PUPIL COMPUTED BY SUBTRACTING FROM \$193,700.00 THE 2017-2018 TAXABLE VALUE BEHIND EACH MEMBERSHIP PUPIL AND MULTIPLYING THE RESULTING DIFFERENCE BY THE 2017-2018 MILLAGE LEVIED, AND THEN SUBTRACTING FROM THAT AMOUNT THE 2017-2018 LOCAL COMMUNITY STABILIZATION SHARE REVENUE FOR SPECIAL EDUCATION PURPOSES BEHIND EACH MEMBERSHIP PUPIL FOR REIMBURSEMENT OF PERSONAL PROPERTY EXEMPTION LOSS UNDER THE LOCAL COMMUNITY STABILIZATION AUTHORITY ACT, 2014 PA 86, MCL 123.1341 TO 123.1362. REIMBURSEMENT IN 2018-2019 FOR AN INTERMEDIATE DISTRICT WHOSE 2017-2018 ALLOCATION WAS AFFECTED BY THE OPERATION OF SUBSECTION (5) SHALL BE AN AMOUNT EQUAL TO 102.5% OF THE 2017-2018 ALLOCATION TO THAT INTERMEDIATE DISTRICT.

(5) The amount paid to a single intermediate district under this section shall not exceed 62.9% of the total amount allocated under subsection (2).

(6) The amount paid to a single intermediate district under this section shall not be less than 75% of the amount allocated to the intermediate district under this section for the immediately preceding fiscal year.

Sec. 61a. (1) From the appropriation in section 11, there is allocated an amount not to exceed \$36,611,300.00 for ~~2017-2018~~ **2018-2019** to reimburse on an added cost basis districts, except for a district that served as the fiscal agent for a vocational education consortium in the 1993-94 school year and that has a foundation allowance as calculated under section 20 greater than the minimum foundation allowance under that section, and secondary area vocational-technical education centers for

secondary-level career and technical education programs according to rules approved by the superintendent. Applications for participation in the programs shall be submitted in the form prescribed by the department. The department shall determine the added cost for each career and technical education program area. The allocation of added cost funds shall be prioritized based on the capital and program expenditures needed to operate the career and technical education programs provided; the number of pupils enrolled; the advancement of pupils through the instructional program; the existence of an articulation agreement with at least 1 postsecondary institution that provides pupils with opportunities to earn postsecondary credit during the pupil's participation in the career and technical education program and transfers those credits to the postsecondary institution upon completion of the career and technical education program; and the program rank in student placement, job openings, and wages, and shall not exceed 75% of the added cost of any program. Notwithstanding any rule or department determination to the contrary, when determining a district's allocation or the formula for making allocations under this section, the department shall include the participation of pupils in grade 9 in all of those determinations and in all portions of the formula. With the approval of the department, the board of a district maintaining a secondary career and technical education program may offer the program for the period from the close of the school year until September 1. The program shall use existing facilities and shall be operated as prescribed by rules promulgated by the superintendent.

(2) Except for a district that served as the fiscal agent for a vocational education consortium in the 1993-94 school year, districts and intermediate districts shall be reimbursed for local career and technical education administration, shared time career and technical education administration, and career education planning district career and technical education administration. The definition of what constitutes administration and reimbursement shall be pursuant to guidelines adopted by the superintendent. Not more than \$800,000.00 of the allocation in subsection (1) shall be distributed under this subsection.

(3) A career and technical education program funded under this section may provide an opportunity for participants who are eligible to be funded under section 107 to enroll in the career and technical education program funded under this section if the participation does not occur during regular school hours.

(4) In addition to the money allocated under subsections (1) ~~;~~ **AND** (5), ~~and (6)~~, from the general fund money appropriated in section 11, there is allocated for ~~2017-2018~~ **2018-2019** an amount not to exceed ~~\$79,000.00~~ **\$100,000.00** to an eligible Michigan-approved 501(c)(3) organization for the purposes of teaching or training restaurant management and culinary arts for career and professional development. The department shall oversee funds distributed to an eligible grantee under this section. As used in this subsection, "eligible Michigan-approved 501(c)(3) organization" means an organization that is exempt from taxation under section 501(c)(3) of the internal revenue code of 1986, 26 USC 501, that provides the ProStart curriculum and training to state-approved career and technical education programs with classification of instructional programs (CIP) codes in the 12.05xx category, and that administers national certification for the purpose of restaurant management and culinary arts for career and professional development.

(5) In addition to the funds allocated under subsections (1) ~~;~~ **AND** (4), ~~and (6)~~, from the funds appropriated in section 11, there is allocated for ~~2017-2018~~ **2018-2019** an amount not to exceed \$1,000,000.00 for competitive grants to intermediate districts to hire career and technical education counselors. All of the following apply to this funding:

(a) An intermediate district seeking a grant under this subsection shall apply to the department in a form and manner specified by the department.

(b) The department shall award grants under this subsection ~~on a competitive basis to no more than 3 intermediate districts but shall give priority to the intermediate district that has the greatest number of pupils enrolled in its constituent districts and shall ensure that grants are equitably distributed to the various geographic areas of this state and to urban and rural areas.~~ **THAT RECEIVED FUNDING UNDER THIS SUBSECTION IN 2017-2018.**

(c) To be eligible for funding under this subsection, an intermediate district shall do all of the following:

(i) Catalog all available K-12 and other workforce development programs and services, including job search, job training, pre-employment certifications, career awareness programs, career and technical education programs, and other related programs and services offered by districts or intermediate districts, postsecondary institutions, and other private or public service organizations.

(ii) Develop an outreach program that educates students about career and technical education options and connects students to the services cataloged under subparagraph (i).

(iii) Track student placement and report on student placement to the house and senate appropriations subcommittees on school aid no later than June 30, ~~2018~~ **2019** in the form and manner prescribed by the department.

~~(6) In addition to the funds allocated under subsections (1), (4), and (5), there is allocated an amount not to exceed \$160,000.00 for 2017-2018 to eligible districts under this subsection for the purpose of career and technical education counselors. To be eligible to receive funding under this subsection, an eligible district must be a constituent district of an intermediate district that is located in prosperity region 6 and borders prosperity regions 5, 7, and 9, and must have at least 1,600 pupils in membership in 2017-2018. A grant to an eligible district under this subsection shall be \$80,000.00.~~

Sec. 61b. (1) From the appropriation in section 11, there is allocated an amount not to exceed \$8,000,000.00 each fiscal year for ~~2016-2017 and 2017-2018~~ **AND FOR 2018-2019** for CTE early/middle college and CTE dual enrollment programs authorized under this section and for planning grants for the development or expansion of CTE early/middle college programs. The purpose of these programs is to increase the number of Michigan residents with high-quality degrees or credentials, and to increase the number of students who are college and career ready upon high school graduation.

(2) From the funds allocated under subsection (1), an amount as determined under this subsection shall be allocated to each intermediate district serving as a fiscal agent for state-approved CTE early/middle college and CTE dual enrollment programs in each of the prosperity regions and subregions identified by the department. An intermediate district shall not use more than 5% of the funds allocated under this subsection for administrative costs for serving as the fiscal agent.

(3) To be an eligible fiscal agent, an intermediate district must agree to do all of the following in a form and manner determined by the department:

(a) Distribute funds to eligible CTE early/middle college and CTE dual enrollment programs in a prosperity region or subregion as described in this section.

(b) Collaborate with the ~~talent district career council~~ **CAREER AND EDUCATIONAL ADVISORY COUNCIL** that is located in the prosperity region or subregion to develop a regional strategic plan under subsection (4) that aligns CTE programs and services into an efficient and effective delivery system for high school students.

(c) Implement a regional process to rank career clusters in the prosperity region or subregion as described under subsection (4). Regional processes shall be approved by the department before the ranking of career clusters.

(d) Report CTE early/middle college and CTE dual enrollment program and student data and information as prescribed by the department **AND THE CENTER**.

(4) A regional strategic plan must be approved by the ~~talent district career~~ **AND EDUCATIONAL ADVISORY** council before submission to the department. A regional strategic plan shall include, but not be limited to, the following:

(a) An identification of regional employer need based on a ranking of all career clusters in the prosperity region or subregion ranked by 10-year job openings projections and median wage for each standard occupational code in each career cluster as obtained from the United States Bureau of Labor Statistics. Standard occupational codes within high-ranking clusters also may be further ranked by median wage. The rankings shall be reviewed by the ~~talent district career~~ **AND EDUCATIONAL ADVISORY** council located in the prosperity region or subregion and modified if necessary to accurately reflect employer demand for talent in the prosperity region or subregion. A ~~talent district career~~ **AND EDUCATIONAL ADVISORY** council shall document that it has conducted this review and certify that it is accurate. These career cluster rankings shall be determined and updated once every 4 years.

(b) An identification of educational entities in the prosperity region or subregion that will provide eligible CTE early/middle college and CTE dual enrollment programs including districts, intermediate districts, postsecondary institutions, and noncredit occupational training programs leading to an industry-recognized credential.

(c) A strategy to inform parents and students of CTE early/middle college and CTE dual enrollment programs in the prosperity region or subregion.

(d) Any other requirements as defined by the department.

(5) An eligible CTE program is a program that meets all of the following:

(a) Has been identified in the highest 5 career cluster rankings in any of the 10 regional strategic plans jointly approved by the Michigan talent investment agency in the department of talent and economic development and the department.

(b) Has a coherent sequence of courses that will allow a student to earn a high school diploma and achieve at least 1 of the following in a specific career cluster:

(i) An associate degree.

(ii) An industry-recognized technical certification approved by the Michigan talent investment agency in the department of talent and economic development.

(iii) Up to 60 transferable college credits.

(iv) Participation in a registered apprenticeship, **PRE-APPRENTICESHIP, OR APPRENTICE READINESS PROGRAM**.

(c) Is aligned with the Michigan merit curriculum.

(d) Has an articulation agreement with at least 1 postsecondary institution that provides students with opportunities to receive postsecondary credits during the student's participation in the CTE early/middle college or CTE dual enrollment program and transfers those credits to the postsecondary institution upon completion of the CTE early/middle college or CTE dual enrollment program.

(e) Provides instruction that is supervised, directed, or coordinated by an appropriately certificated CTE teacher or, for concurrent enrollment courses, a postsecondary faculty member.

(f) Provides for highly integrated student support services that include at least the following:

(i) Teachers as academic advisors.

(ii) Supervised course selection.

(iii) Monitoring of student progress and completion.

(iv) Career planning services provided by a local one-stop service center as described in the Michigan Works! one-stop service center system act, 2006 PA 491, MCL 408.111 to 408.135, or by a high school counselor or advisor.

(g) Has courses that are taught on a college campus, are college courses offered at the high school and taught by college faculty, or are courses taught in combination with online instruction.

(6) Funds to eligible CTE early/middle college and CTE dual enrollment programs shall be distributed as follows:

(a) The department shall determine statewide average CTE costs per pupil for each CIP code program by calculating statewide average costs for each CIP code program for the 3 most recent fiscal years.

(b) Distribution to each eligible CTE early/middle college or CTE dual enrollment program shall be the product of 50% of CTE costs per pupil times the current year pupil enrollment of each eligible CTE early/middle college or CTE dual enrollment program.

(7) In order to receive funds under this section, a CTE early/middle college or CTE dual enrollment program shall furnish to the intermediate district that is the fiscal agent identified in subsection (1)-(2), in a form and manner determined by the department, all information needed to administer this program and meet federal reporting requirements; shall allow the department or the department's designee to review all records related to the program for which it receives funds; and shall reimburse the state for all disallowances found in the review, as determined by the department.

(8) There is allocated from the funds under subsection (1) an amount not to exceed \$500,000.00 **EACH FISCAL YEAR** for 2017-2018 **AND FOR 2018-2019** for grants to intermediate districts or consortia of intermediate districts for the purpose of planning for new or expanded early middle college programs. Applications for grants shall be submitted in a form and manner determined by the department. The amount of a grant under this subsection shall not exceed \$50,000.00. To be eligible for a grant under this subsection, an intermediate district or consortia of intermediate districts must provide matching funds equal to the grant received under this subsection. Notwithstanding section 17b, payments under this subsection may be made as determined by the department.

(9) Funds distributed under this section may be used to fund program expenditures that would otherwise be paid from foundation allowances. A program receiving funding under section 61a may receive funding under this section for allowable costs that exceed the reimbursement the program received under section 61a. The combined payments received by a program under section 61a and this section shall not exceed the total allowable costs of the program. A program provider shall not use more than 5% of the funds allocated under this section to the program for administrative costs.

(10) If the allocation under subsection (1) is insufficient to fully fund payments as otherwise calculated under this section, the department shall prorate payments under this section on an equal percentage basis.

(11) If pupils enrolled in a career cluster in an eligible CTE early/middle college or CTE dual enrollment program qualify to be reimbursed under this section, those pupils continue to qualify for reimbursement until graduation, even if the career cluster is no longer identified as being in the highest 5 career cluster rankings.

(12) As used in this section:

(a) "Allowable costs" means those costs directly attributable to the program as jointly determined by the Michigan talent investment agency and the department.

(B) "CAREER AND EDUCATIONAL ADVISORY COUNCIL" MEANS AN ADVISORY COUNCIL TO THE LOCAL WORKFORCE DEVELOPMENT BOARDS LOCATED IN A PROSPERITY REGION CONSISTING OF EDUCATIONAL, EMPLOYER, LABOR, AND PARENT REPRESENTATIVES.

(C) ~~(b)~~ "CIP" means classification of instructional programs.

(D) ~~(c)~~ "CTE" means career and technical education programs.

(E) ~~(d)~~ "CTE dual enrollment program" means a 4-year high school program of postsecondary courses offered by eligible postsecondary educational institutions that leads to an industry-recognized certification or degree.

(F) ~~(e)~~ "Early/middle college program" means a 5-year high school program.

(G) ~~(f)~~ "Eligible postsecondary educational institution" means that term as defined in section 3 of the career and technical preparation act, 2000 PA 258, MCL 388.1903.

~~(g) "Talent district career council" means an advisory council to the local workforce development boards located in a prosperity region consisting of educational, employer, labor, and parent representatives.~~

Sec. 61c. (1) From the general fund appropriation in section 11, there is allocated for ~~2017-2018-2018-2019~~ an amount not to exceed ~~\$7,000,000.00~~ **\$2,500,000.00** to **ELIGIBLE** career education planning districts for the CTE skilled trades initiative described in subsections (2) to (5). **TO BE ELIGIBLE TO RECEIVE FUNDING UNDER THIS SECTION, AT LEAST 50% OF THE AREA SERVED BY A CEPD MUST BE LOCATED IN AN INTERMEDIATE DISTRICT THAT DID NOT LEVY A VOCATIONAL EDUCATION MILLAGE IN 2018.**

~~(2) To be eligible to receive funding under subsection (1), each ELIGIBLE CEPD shall apply in a form and manner determined by the department. Funding to each ELIGIBLE CEPD shall be equal to the quotient of the allocation under subsection (1) and the sum of the number of career education planning districts applying for funding under subsection (1) THAT ARE LOCATED IN AN INTERMEDIATE DISTRICT THAT DID NOT LEVY A VOCATIONAL EDUCATION MILLAGE IN 2018.~~

~~(3) The~~ **AT LEAST 50% OF THE** funding allocated to each **ELIGIBLE** CEPD shall be used to update equipment in current CTE programs that have been identified in the highest 5 career cluster rankings in any of the 10 regional strategic plans jointly approved by the Michigan talent investment agency in the department of talent and economic development and the department, for training on new equipment, for professional development relating to computer science or coding, or for new and emerging certified CTE programs to allow CEPD administrators to provide programming in communities that will enhance economic development. The funding for equipment should be used to support and enhance community areas that have sustained job growth, and act as a commitment to build a more qualified and skilled workforce. In addition, each CEPD is encouraged to explore the option of leasing equipment from local private industry to encourage the use of the most advanced equipment.

(4) The allocation of funds at the local level shall be determined by CEPD administrators using data from the state, region, and local sources to make well-informed decisions on program equipment improvements. Grants awarded by CEPD administrators for capital infrastructure shall be used to ensure that CTE programs can deliver educational programs in high-wage, high-skill, and high-demand occupations. Each CEPD shall continue to ensure that program advisory boards make recommendations on needed improvements for equipment that support job growth and job skill development and retention for both the present and the future.

(5) Not later than September 15 of each fiscal year, each CEPD receiving funding ~~under subsection (1)~~ shall annually report to the department, the senate and house appropriations subcommittees on state school aid, and the senate and house fiscal agencies and legislature on equipment purchased under subsection (1). In addition, the report shall identify growth data on program involvement, retention, and development of student skills.

~~(6) In addition to the funds allocated under subsection (1), from the general fund appropriation in section 11, there is allocated for 2017-2018 an amount not to exceed \$500,000.00 to districts for a competitive grant to mechatronics programs that operated in 2016-2017 for updating mechatronics program equipment.~~

~~(7) In addition to the funds allocated under subsections (1) and (6), from the general fund appropriation in section 11, there is allocated for 2017-2018 an amount not to exceed \$5,000,000.00 for grants to districts and intermediate districts or consortia of districts and intermediate districts for the CTE equipment and innovation competitive grant program described in subsections (8) to (10):~~

~~(8) To be eligible to receive a competitive grant under subsection (7), an applicant shall apply in a form and manner determined by the department. The amount of a grant awarded from the allocation under subsection (7) shall be at least \$100,000.00 but shall not exceed \$1,000,000.00 and shall be used for the purchase or lease of equipment from private industry partners and for related capacity building activities. A grant application for a grant awarded from the allocation under subsection (7) shall include at least all of the following information:~~

~~(a) A description of how the proposed capital infrastructure initiative will provide increased career opportunities for students and adult learners in high-wage, high-skill, and high-demand occupations.~~

~~(b) Demonstrated evidence of employer demand for the initiative and related CTE training, including documentation of industry involvement in the initiative that will allow for work-based learning opportunities, apprenticeships, teacher externships, or a combination of these.~~

~~(c) A budget for the initiative, including demonstrated commitment of local or regional partners to sustain the initiative beyond the initial grant funding.~~

~~(d) A description of how the initiative aligns with other CTE and community college programs and how the equipment will be utilized by initiative partners.~~

~~(e) Other information as requested by the department and the department of talent and economic development.~~

~~(9) The department shall evaluate grant applications under subsection (8) in collaboration with the department of talent and economic development. A member of the governor's talent investment board may serve in an advisory capacity in the evaluation process as determined by the department of talent and economic development.~~

~~(10) Not later than December 15 of each fiscal year, each grant recipient receiving funding under subsection (7) shall annually report to the department, the department of talent and economic development, the house and senate appropriations subcommittees on state school aid, the house and senate fiscal agencies, and the state budget director on equipment purchased under subsection (7) in the immediately preceding school year. The report shall identify growth data on program involvement, retention, and development of student and adult learner skills:~~

~~(6) (H) As used in this section:~~

~~(a) "CEPD" means a career education planning district described in this section.~~

~~(b) "CTE" means career and technical education.~~

SEC. 61D. (1) FROM THE APPROPRIATION IN SECTION 11, THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$5,000,000.00 FOR 2018-2019 FOR ADDITIONAL PAYMENTS TO DISTRICTS FOR CAREER AND TECHNICAL EDUCATION PROGRAMS FOR THE PURPOSE OF INCREASING THE NUMBER OF MICHIGAN RESIDENTS WITH HIGH-QUALITY DEGREES OR CREDENTIALS, AND TO INCREASE THE NUMBER OF PUPILS WHO ARE COLLEGE- AND CAREER-READY UPON HIGH SCHOOL GRADUATION.

(2) PAYMENTS TO DISTRICTS UNDER THIS SECTION MUST BE CALCULATED IN THE FOLLOWING MANNER:

(A) A PAYMENT OF \$25.00 MULTIPLIED BY THE NUMBER OF PUPILS IN GRADES 9 TO 12 WHO ARE COUNTED IN MEMBERSHIP IN THE DISTRICT AND ARE ENROLLED IN AT LEAST 1 CAREER AND TECHNICAL EDUCATION PROGRAM.

(B) AN ADDITIONAL PAYMENT OF \$25.00 MULTIPLIED BY THE NUMBER OF PUPILS IN GRADES 9 TO 12 WHO ARE COUNTED IN MEMBERSHIP IN THE DISTRICT AND ARE ENROLLED IN AT LEAST 1 CAREER AND TECHNICAL EDUCATION PROGRAM THAT PROVIDES INSTRUCTION IN CRITICAL SKILLS AND HIGH-DEMAND CAREER FIELDS.

(3) IF THE ALLOCATION UNDER SUBSECTION (1) IS INSUFFICIENT TO FULLY FUND PAYMENTS UNDER SUBSECTION (2), THE DEPARTMENT SHALL PRORATE PAYMENTS UNDER THIS SECTION ON AN EQUAL PER-PUPIL BASIS.

(4) AS USED IN THIS SECTION:

(A) "CAREER AND TECHNICAL EDUCATION PROGRAM" MEANS A STATE-APPROVED CAREER AND TECHNICAL EDUCATION PROGRAM, AS DETERMINED BY THE DEPARTMENT.

(B) "CAREER AND TECHNICAL EDUCATION PROGRAM THAT PROVIDES INSTRUCTION IN CRITICAL SKILLS AND HIGH-DEMAND CAREER FIELD" MEANS A CAREER AND TECHNICAL EDUCATION PROGRAM CLASSIFIED UNDER ANY OF THE FOLLOWING 2-DIGIT CLASSIFICATION OF INSTRUCTIONAL PROGRAMS (CIP) CODES:

(i) 01, WHICH REFERS TO "AGRICULTURE, AGRICULTURE OPERATIONS, AND RELATED SCIENCES".

(ii) 03, WHICH REFERS TO "NATURAL RESOURCES AND CONSERVATION".

(iii) 10 THROUGH 11, WHICH REFERS TO "COMMUNICATIONS TECHNOLOGIES/TECHNICIANS AND SUPPORT SERVICES" AND "COMPUTER AND INFORMATION SCIENCES AND SUPPORT SERVICES".

(iv) 14 THROUGH 15, WHICH REFERS TO "ENGINEERING" AND "ENGINEERING TECHNOLOGIES AND ENGINEERING-RELATED FIELDS".

(v) 26, WHICH REFERS TO "BIOLOGICAL AND BIOMEDICAL SCIENCES".

(vi) 46 THROUGH 48, WHICH REFERS TO "CONSTRUCTION TRADES", "MECHANIC AND REPAIR TECHNOLOGIES/TECHNICIANS", AND "PRECISION PRODUCTION".

(vii) 51, WHICH REFERS TO "HEALTH PROFESSIONS AND RELATED PROGRAMS".

SEC. 61E. (1) FROM THE FUNDS APPROPRIATED IN SECTION 11, THERE IS ALLOCATED FOR 2017-2018 AN AMOUNT NOT TO EXCEED \$250,000.00 TO A DISTRICT FOR REGIONAL CAREER AND TECHNICAL EDUCATION PLANNING.

(2) A DISTRICT IS ELIGIBLE TO RECEIVE FUNDS UNDER THIS SECTION IF IT MEETS ALL OF THE FOLLOWING:

(A) IS LOCATED IN AN INTERMEDIATE DISTRICT IN WHICH THE COMBINED PUPIL MEMBERSHIPS OF THE INTERMEDIATE DISTRICT'S CONSTITUENT DISTRICTS IN 2017-2018 IS AT LEAST 26,000 AND LESS THAN 28,000.

(B) IS LOCATED IN A COUNTY WITH A POPULATION OF NOT MORE THAN 160,000 AS OF THE MOST RECENT FEDERAL DECENNIAL CENSUS.

(C) HAS A PUPIL MEMBERSHIP GREATER THAN 2,900 BUT LESS THAN 3,100.

(D) COLLABORATES WITH OTHER DISTRICTS, AREA NONPROFITS, LOCAL EMPLOYERS, AND COMMUNITY COLLEGES.

(3) THE DISTRICT SHALL SUBMIT A REPORT INCLUDING A REGIONAL CAREER AND TECHNICAL PLAN TO THE DEPARTMENT NOT LATER THAN NOVEMBER 30, 2018. THE REPORT REQUIRED UNDER THIS SUBSECTION MUST INCLUDE ALL OF THE FOLLOWING:

(A) A PLAN FOR THE JOINT DELIVERY OF CAREER AND TECHNICAL SERVICES TO URBAN AND RURAL YOUTH, SPECIFICALLY WHILE OVERCOMING SOCIAL AND ECONOMIC BARRIERS THAT ADVERSELY AFFECT YOUTH POPULATIONS AND PROVIDING WRAPAROUND SERVICES TO MITIGATE BARRIERS TO EDUCATION.

(B) AN OUTLINE OF UNIQUE OPPORTUNITIES FOR EDUCATION, WORKFORCE BOARDS, AND BUSINESS AND INDUSTRY TO CREATE A COLLABORATIVE, JOINTLY OPERATED, AND SUSTAINABLE CAREER AND TECHNICAL EDUCATION MODEL.

(C) A DISCUSSION OF THE PROJECT'S ABILITY TO ENGAGE THE AT-RISK YOUTH POPULATION IN CHALLENGING EDUCATION AND TRAINING ENVIRONMENTS.

(D) A LIST OF SOLUTIONS TO INDUSTRY DEMAND FOR THE REGIONAL WORKFORCE THROUGH AN UNDERSTANDING OF ECONOMIC TRENDS.

(4) NOTWITHSTANDING SECTION 17B, PAYMENTS UNDER THIS SECTION MAY BE MADE ON A SCHEDULE DETERMINED BY THE DEPARTMENT.

Sec. 62. (1) For the purposes of this section:

(a) "Membership" means for a particular fiscal year the total membership for the immediately preceding fiscal year of the intermediate district and the districts constituent to the intermediate district or the total membership for the immediately preceding fiscal year of the area vocational-technical program.

(b) "Millage levied" means the millage levied for area vocational-technical education pursuant to sections 681 to 690 of the revised school code, MCL 380.681 to 380.690, including a levy for debt service obligations incurred as the result of borrowing for capital outlay projects and in meeting capital projects fund requirements of area vocational-technical education.

(c) "Taxable value" means the total taxable value of the districts constituent to an intermediate district or area vocational-technical education program, except that if a district has elected not to come under sections 681 to 690 of the revised school code, MCL 380.681 to 380.690, the membership and taxable value of that district shall not be included in the membership and taxable value of the intermediate district. However, the membership and taxable value of a district that has elected not to come under sections 681 to 690 of the revised school code, MCL 380.681 to 380.690, shall be included in the membership and taxable value of the intermediate district if the district meets both of the following:

(i) The district operates the area vocational-technical education program pursuant to a contract with the intermediate district.

(ii) The district contributes an annual amount to the operation of the program that is commensurate with the revenue that would have been raised for operation of the program if millage were levied in the district for the program under sections 681 to 690 of the revised school code, MCL 380.681 to 380.690.

(2) From the appropriation in section 11, there is allocated an amount not to exceed \$9,190,000.00 each fiscal year for ~~2016-2017 and for 2017-2018~~ **AND FOR 2018-2019** to reimburse intermediate districts and area vocational-technical education programs established under section 690(3) of the revised school code, MCL 380.690, levying millages for area vocational-technical education pursuant to sections 681 to 690 of the revised school code, MCL 380.681 to 380.690. The purpose, use, and expenditure of the reimbursement shall be limited as if the funds were generated by those millages.

~~(3) Reimbursement for the millages levied in 2015-2016 shall be made in 2016-2017 at an amount per 2015-2016 membership pupil computed by subtracting from \$198,100.00 the 2015-2016 taxable value behind each membership pupil and multiplying the resulting difference by the 2015-2016 millage levied.~~

~~(3) (4) Reimbursement for those millages levied in 2016-2017 shall be made in 2017-2018 at an amount per 2016-2017 membership pupil computed by subtracting from \$199,000.00~~ **\$200,800.00** ~~the 2016-2017 taxable value behind each membership pupil and multiplying the resulting difference by the 2016-2017 millage levied, and then subtracting from that amount the 2016-2017 local community stabilization share revenue for area vocational technical education behind each membership pupil for reimbursement of personal property exemption loss under the local community stabilization authority act, 2014 PA 86, MCL 123.1341 to 123.1362.~~

(4) REIMBURSEMENT FOR THOSE MILLAGES LEVIED IN 2017-2018 SHALL BE MADE IN 2018-2019 AT AN AMOUNT PER 2017-2018 MEMBERSHIP PUPIL COMPUTED BY SUBTRACTING FROM \$205,700.00 THE 2017-2018 TAXABLE VALUE BEHIND EACH MEMBERSHIP PUPIL AND MULTIPLYING THE RESULTING DIFFERENCE BY THE 2017-2018 MILLAGE LEVIED, AND THEN SUBTRACTING FROM THAT AMOUNT THE 2017-2018 LOCAL COMMUNITY STABILIZATION SHARE REVENUE FOR AREA VOCATIONAL TECHNICAL EDUCATION BEHIND EACH MEMBERSHIP PUPIL FOR REIMBURSEMENT OF PERSONAL PROPERTY EXEMPTION LOSS UNDER THE LOCAL COMMUNITY STABILIZATION AUTHORITY ACT, 2014 PA 86, MCL 123.1341 TO 123.1362.

(5) The amount paid to a single intermediate district under this section shall not exceed 38.4% of the total amount allocated under subsection (2).

(6) The amount paid to a single intermediate district under this section shall not be less than 75% of the amount allocated to the intermediate district under this section for the immediately preceding fiscal year.

Sec. 64b. (1) From the appropriation in section 11, there is allocated an amount not to exceed \$1,750,000.00 for ~~2017-2018~~ **2018-2019** for supplemental payments to districts that support the attendance of district pupils in grades 9 to 12 under the postsecondary enrollment options act, 1996 PA 160, MCL 388.511 to 388.524, or under the career and technical preparation act, 2000 PA 258, MCL 388.1901 to 388.1913, consistent with section 21b, or that support the attendance of district pupils in a concurrent enrollment program if the district meets the requirements under subsection (3). Programs funded under this section are intended to increase the number of pupils who are college- and career-ready upon high school graduation.

(2) To be eligible for payments under this section for supporting the attendance of district pupils under the postsecondary enrollment options act, 1996 PA 160, MCL 388.511 to 388.524, or under the career and technical preparation act, 2000 PA 258, MCL 388.1901 to 388.1913, a district shall do all of the following:

(a) Provide information to all high school pupils on postsecondary enrollment options, including enrollment eligibility, the institutions and types of courses that are eligible for participation, the decision-making process for granting academic credit, and an explanation of eligible charges that will be paid by the district.

(b) Enter into a written agreement with a postsecondary institution before the enrollment of district pupils.

(c) Agree to pay all eligible charges pursuant to section 21b.

(d) Award high school credit for the postsecondary course if the pupil successfully completes the course.

(3) To be eligible for payments under this section for pupils enrolled in a concurrent enrollment program, a district shall do all of the following:

(a) Provide information to all high school pupils on postsecondary enrollment options, including enrollment eligibility, the institutions and types of courses that are eligible for participation, the decision-making process for granting academic credit, and an explanation of eligible charges that will be paid by the district.

(b) Enter into a written agreement with a postsecondary institution establishing the concurrent enrollment program before the enrollment of district pupils in a postsecondary course through the postsecondary institution.

(c) Ensure that the course is taught by either a high school teacher or postsecondary faculty pursuant to standards established by the postsecondary institution with which the district has entered into a written agreement to operate the concurrent enrollment program.

(d) Ensure that the written agreement provides that the postsecondary institution agrees not to charge the pupil for any cost of the program.

(e) Ensure that the course is taught in the local district or intermediate district.

(f) Ensure that the pupil is awarded both high school and college credit at a community college or state public university in this state upon successful completion of the course as outlined in the agreement with the postsecondary institution.

(4) Funds shall be awarded to eligible districts under this section in the following manner:

(a) A payment of \$10.00 per credit, for up to 3 credits, for a credit-bearing course in which a pupil enrolls during the current school year, as described under either subsection (2) or (3).

(b) An additional payment of \$30.00 per-pupil per course identified in subdivision (a), if the pupil successfully completes, and is awarded both high school and postsecondary credit for, the course during the current school year.

(5) A district requesting payment under this section shall submit an application to the department in the form and manner prescribed by the department. Notwithstanding section 17b, payments under this section shall be made on a schedule determined by the department.

Sec. 64d. (1) From the general fund appropriation under section 11, there is allocated an amount not to exceed \$2,300,000.00 for ~~2017-2018~~ **FOR 2018-2019** for a ~~competitive~~-grant to provide information technology education opportunities to students attending schools operating grades K-12, career and technical centers and career academies, and community colleges and universities. It is the intent of the legislature that ~~2017-2018~~ **2018-2019** is the first-**SECOND** of 3 years of funding for the ~~competitive~~-grant program. Funds allocated under this section shall be used for instruction in information technology skills and competencies that are essential for the workplace and requested by employers and shall allow participating students and faculties to secure broad-based information technology certifications and, if applicable, college credit.

(2) The department shall select a ~~THE~~ provider using a ~~competitive request for proposals process~~. ~~Proposals submitted under this subsection shall~~ **THAT RECEIVED FUNDING UNDER THIS SECTION IN 2017-2018. A PROGRAM FUNDED UNDER THIS SECTION MUST** include at least the following components:

(a) Research- and skill-development-based and information technology curriculum.

(b) Online access to the curriculum.

(c) Instructional software for classroom and student use.

(d) A program that includes coding curriculum and material that are aligned to the CS AP exam and grants a certificate upon completion of the program.

(e) Components for all grade levels on computational thinking skills development using the latest gaming software.

(f) A process for students to obtain certifications of skills and competencies in a broad base of information technology-related skill areas.

(g) Professional development for faculty.

(h) Implementation and program support, including, but not limited to, integration with current curriculum standards.

(i) Methods for students to earn college credit.

~~(3) The department shall give priority to proposals by providers that have previously demonstrated success in this state in providing high-quality information technology education opportunities to students.~~

~~(3) (4)~~ The funds allocated under this section for ~~2017-2018~~ **2018-2019** are a work project appropriation, and any unexpended funds for ~~2017-2018~~ **2018-2019** are to be carried forward into ~~2018-2019-~~ **2019-2020**. The purpose of the work project is to continue to provide information technology education opportunities described in this section. The estimated completion date of the work project is September 30, 2020.

Sec. 65. (1) From the ~~general fund money appropriated~~ **APPROPRIATION** under section 11, there is allocated an amount not to exceed ~~\$340,000.00 for 2017-2018~~ **\$400,000.00 FOR 2018-2019** for a pre-college engineering K-12 educational program that is focused on the development of a diverse future Michigan workforce, that serves multiple communities within southeast Michigan, that enrolls pupils from multiple districts, and that received funds appropriated for this purpose in the appropriations act that provided the Michigan strategic fund budget for 2014-2015.

(2) To be eligible for funding under this section, a program must have the ability to expose pupils to, and motivate and prepare pupils for, science, technology, engineering, and mathematics careers and postsecondary education with special attention given to groups of pupils who are at-risk and underrepresented in technical professions and careers.

Sec. 67. (1) From the general fund amount appropriated in section 11, there is allocated an amount not to exceed \$3,000,000.00 for ~~2017-2018~~ **2018-2019** for college access programs. The programs funded under this section are intended to inform students of college and career options and to provide resources intended to increase the number of pupils who are adequately prepared with the information needed to make informed decisions on college and career. The funds appropriated under this section are intended to be used to increase the number of Michigan residents with high-quality degrees or credentials. Funds appropriated under this section shall not be used to supplant funding for counselors already funded by districts.

(2) The talent investment agency of the department of talent and economic development shall administer funds allocated under this section in collaboration with the Michigan college access network. These funds may be used for any of the following purposes:

(a) Michigan college access network operations, programming, and services to local college access networks.

(b) Local college access networks, which are community-based college access/success partnerships committed to increasing the college participation and completion rates within geographically defined communities through a coordinated strategy.

(c) The Michigan college advising program, a program intended to place trained, recently graduated college advisors in high schools that serve significant numbers of low-income and first-generation college-going pupils. State funds used for this purpose may not exceed 33% of the total funds available under this subsection.

(d) Subgrants of up to \$5,000.00 to districts with comprehensive high schools that establish a college access team and implement specific strategies to create a college-going culture in a high school in a form and manner approved by the Michigan college access network and the Michigan talent investment agency.

(e) The Michigan college access portal, an online one-stop portal to help pupils and families plan and apply for college.

(f) Public awareness and outreach campaigns to encourage low-income and first-generation college-going pupils to take necessary steps toward college and to assist pupils and families in completing a timely and accurate free application for federal student aid.

(g) Subgrants to postsecondary institutions to recruit, hire, and train college student mentors and college advisors to assist high school pupils in navigating the postsecondary planning and enrollment process.

(3) For the purposes of this section, "college" means any postsecondary educational opportunity that leads to a career, including, but not limited to, a postsecondary degree, industry-recognized technical certification, or registered apprenticeship.

Sec. 74. (1) From the amount appropriated in section 11, there is allocated an amount not to exceed ~~\$3,730,300.00 for 2017-2018~~ **\$3,754,900.00 FOR 2018-2019** for the purposes of this section.

(2) From the allocation in subsection (1), there is allocated for each fiscal year the amount necessary for payments to state supported colleges or universities and intermediate districts providing school bus driver safety instruction pursuant to section 51 of the pupil transportation act, 1990 PA 187, MCL 257.1851. The payments shall be in an amount determined by the department not to exceed the actual cost of instruction and driver compensation for each public or nonpublic school bus driver attending a course of instruction. For the purpose of computing compensation, the hourly rate allowed each school bus driver shall not exceed the hourly rate received for driving a school bus. Reimbursement compensating the driver during the course of instruction shall be made by the department to the college or university or intermediate district providing the course of instruction.

(3) From the allocation in subsection (1), there is allocated for ~~2017-2018~~ **2018-2019** the amount necessary to pay the reasonable costs of nonspecial education auxiliary services transportation provided pursuant to section 1323 of the revised school code, MCL 380.1323. Districts funded under this subsection shall not receive funding under any other section of this article for nonspecial education auxiliary services transportation.

(4) From the funds allocated in subsection (1), there is allocated an amount not to exceed ~~\$1,705,300.00 for 2017-2018~~ **\$1,729,900.00 FOR 2018-2019** for reimbursement to districts and intermediate districts for costs associated with the inspection of school buses and pupil transportation vehicles by the department of state police as required under section 715a of the Michigan vehicle code, 1949 PA 300, MCL 257.715a, and section 39 of the pupil transportation act, 1990 PA 187, MCL 257.1839. The department of state police shall prepare a statement of costs attributable to each district for which bus inspections are provided and submit it to the department and to an intermediate district serving as fiduciary in a time and manner determined jointly by the department and the department of state police. Upon review and approval of the statement of cost, the department shall forward to the designated intermediate district serving as fiduciary the amount of the reimbursement on behalf of each district and intermediate district for costs detailed on the statement within 45 days after receipt of the statement. The designated intermediate district shall make payment in the amount specified on the statement to the department of state police within 45 days after receipt of the statement. The total reimbursement of costs under this subsection shall not exceed the amount allocated under this subsection. Notwithstanding section 17b, payments to eligible entities under this subsection shall be paid on a schedule prescribed by the department.

Sec. 81. (1) From the appropriation in section 11, there is allocated for ~~2017-2018~~ **2018-2019** to the intermediate districts the sum necessary, but not to exceed ~~\$67,108,000.00~~ **\$68,453,000.00** to provide state aid to intermediate districts under this section.

(2) The amount allocated under this section to each intermediate district is an amount equal to ~~100%~~ **102%** of the amount allocated to the intermediate district under this section for ~~2016-2017~~ **2017-2018**. Funding provided under this section shall be used to comply with requirements of this article and the revised school code that are applicable to intermediate districts, and for which funding is not provided elsewhere in this article, and to provide technical assistance to districts as authorized by the intermediate school board.

(3) Intermediate districts receiving funds under this section, shall collaborate with the department to develop expanded professional development opportunities for teachers to update and expand their knowledge and skills needed to support the Michigan merit curriculum.

(4) From the allocation in subsection (1), there is allocated to an intermediate district, formed by the consolidation or annexation of 2 or more intermediate districts or the attachment of a total intermediate district to another intermediate school district or the annexation of all of the constituent K-12 districts of a previously existing intermediate school district which has disorganized, an additional allotment of \$3,500.00 each fiscal year for each intermediate district included in the new intermediate district for 3 years following consolidation, annexation, or attachment.

(5) In order to receive funding under this section, an intermediate district shall do all of the following:

(a) Demonstrate to the satisfaction of the department that the intermediate district employs at least 1 person who is trained in pupil accounting and auditing procedures, rules, and regulations.

(b) Demonstrate to the satisfaction of the department that the intermediate district employs at least 1 person who is trained in rules, regulations, and district reporting procedures for the individual-level student data that serves as the basis for the calculation of the district and high school graduation and dropout rates.

(c) Comply with sections 1278a and 1278b of the revised school code, MCL 380.1278a and 380.1278b.

(d) Furnish data and other information required by state and federal law to the center and the department in the form and manner specified by the center or the department, as applicable.

(e) Comply with section 1230g of the revised school code, MCL 380.1230g.

~~(f) Comply with section 761 of the revised school code, MCL 380.761.~~

Sec. 94. (1) From the general fund appropriation in section 11, there is allocated to the department for 2017-2018 an amount not to exceed \$750,000.00 **AND THERE IS ALLOCATED TO THE DEPARTMENT FOR 2018-2019 AN AMOUNT NOT TO EXCEED \$1,000,000.00** for efforts to increase the number of pupils who participate and succeed in advanced placement and international baccalaureate programs, **AND, BEGINNING IN 2018-2019, TO SUPPORT THE COLLEGE-LEVEL EXAMINATION PROGRAM (CLEP).**

(2) From the funds allocated under this section, the department shall award funds to cover all or part of the costs of advanced placement test fees or international baccalaureate test fees and international baccalaureate registration fees for low-income pupils who take an advanced placement or an international baccalaureate test, **AND, BEGINNING IN 2018-2019, CLEP FEES FOR LOW-INCOME PUPILS WHO TAKE A CLEP TEST.** ~~Payments shall not exceed \$20.00 per test completed or \$150.00 per international baccalaureate registration fees per pupil registered.~~

(3) The department shall only award funds under this section if the department determines that all of the following criteria are met:

(a) Each pupil for whom payment is made meets eligibility requirements of the federal advanced placement test fee program under section 1701 of the no child left behind act of 2001, Public Law 107-110, or under a corresponding provision of the every student succeeds act, Public Law 114-95.

(b) The tests are administered by the college board, the international baccalaureate organization, or another test provider approved by the department.

(c) The pupil for whom payment is made pays at least \$5.00 toward the cost of each test for which payment is made.

(4) The department shall establish procedures for awarding funds under this section.

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

Sec. 94a. (1) There is created within the state budget office in the department of technology, management, and budget the center for educational performance and information. The center shall do all of the following:

(a) Coordinate the collection of all data required by state and federal law from districts, intermediate districts, and postsecondary institutions.

(b) Create, maintain, and enhance this state's P-20 longitudinal data system and ensure that it meets the requirements of subsection (4).

(c) Collect data in the most efficient manner possible in order to reduce the administrative burden on reporting entities, including, but not limited to, electronic transcript services.

(d) Create, maintain, and enhance this state's web-based educational portal to provide information to school leaders, teachers, researchers, and the public in compliance with all federal and state privacy laws. Data shall include, but are not limited to, all of the following:

(i) Data sets that link teachers to student information, allowing districts to assess individual teacher impact on student performance and consider student growth factors in teacher and principal evaluation systems.

(ii) Data access or, if practical, data sets, provided for regional data hubs that, in combination with local data, can improve teaching and learning in the classroom.

(iii) Research-ready data sets for researchers to perform research that advances this state's educational performance.

(e) Provide data in a useful manner to allow state and local policymakers to make informed policy decisions.

(f) Provide public reports to the citizens of this state to allow them to assess allocation of resources and the return on their investment in the education system of this state.

(g) Other functions as assigned by the state budget director.

(2) Each state department, officer, or agency that collects information from districts, intermediate districts, or postsecondary institutions as required under state or federal law shall make arrangements with the center to ensure that the state department, officer, or agency is in compliance with subsection (1). This subsection does not apply to information collected by the department of treasury under the uniform budgeting and accounting act, 1968 PA 2, MCL 141.421 to 141.440a; the revised municipal finance act, 2001 PA 34, MCL 141.2101 to 141.2821; the school bond qualification, approval, and loan act, 2005 PA 92, MCL 388.1921 to 388.1939; or section 1351a of the revised school code, MCL 380.1351a.

(3) The center may enter into any interlocal agreements necessary to fulfill its functions.

(4) The center shall ensure that the P-20 longitudinal data system required under subsection (1)(b) meets all of the following:

(a) Includes data at the individual student level from preschool through postsecondary education and into the workforce.

(b) Supports interoperability by using standard data structures, data formats, and data definitions to ensure linkage and connectivity in a manner that facilitates the exchange of data among agencies and institutions within the state and between states.

(c) Enables the matching of individual teacher and student records so that an individual student may be matched with those teachers providing instruction to that student.

(d) Enables the matching of individual teachers with information about their certification and the institutions that prepared and recommended those teachers for state certification.

(e) Enables data to be easily generated for continuous improvement and decision-making, including timely reporting to parents, teachers, and school leaders on student achievement.

(f) Ensures the reasonable quality, validity, and reliability of data contained in the system.

(g) Provides this state with the ability to meet federal and state reporting requirements.

(h) For data elements related to preschool through grade 12 and postsecondary, meets all of the following:

(i) Contains a unique statewide student identifier that does not permit a student to be individually identified by users of the system, except as allowed by federal and state law.

(ii) Contains student-level enrollment, demographic, and program participation information.

(iii) Contains student-level information about the points at which students exit, transfer in, transfer out, drop out, or complete education programs.

(iv) Has the capacity to communicate with higher education data systems.

(i) For data elements related to preschool through grade 12 only, meets all of the following:

(i) Contains yearly test records of individual students for assessments approved by DED-OESE for accountability purposes under section 1111(b) of the elementary and secondary education act of 1965, 20 USC 6311, including information on individual students not tested, by grade and subject.

(ii) Contains student-level transcript information, including information on courses completed and grades earned.

(iii) Contains student-level college readiness test scores.

(j) For data elements related to postsecondary education only:

(i) Contains data that provide information regarding the extent to which individual students transition successfully from secondary school to postsecondary education, including, but not limited to, all of the following:

(A) Enrollment in remedial coursework.

(B) Completion of 1 year's worth of college credit applicable to a degree within 2 years of enrollment.

(ii) Contains data that provide other information determined necessary to address alignment and adequate preparation for success in postsecondary education.

(5) From the general fund appropriation in section 11, there is allocated an amount not to exceed ~~\$10,173,200.00 for 2016-2017 and an amount not to exceed \$16,216,000.00~~ **\$16,356,700.00** for ~~2017-2018~~ **2018-2019** to the department of technology, management, and budget to support the operations of the center. In addition, from the federal funds appropriated in section 11, there is allocated for each fiscal year for ~~2016-2017 and for 2017-2018~~ **2018-2019** the amount necessary, estimated at \$193,500.00, to support the operations of the center and to establish a P-20 longitudinal data system necessary for state and federal reporting purposes. The center shall cooperate with the department to ensure that this state is in compliance with federal law and is maximizing opportunities for increased federal funding to improve education in this state.

(6) From the funds allocated in subsection (5), the center may use an amount determined by the center for competitive grants for ~~2017-2018~~ **2018-2019** to support collaborative efforts on the P-20 longitudinal data system. All of the following apply to grants awarded under this subsection:

(a) The center shall award competitive grants to eligible intermediate districts or a consortium of intermediate districts based on criteria established by the center.

(b) Activities funded under the grant shall support the P-20 longitudinal data system portal and may include portal hosting, hardware and software acquisition, maintenance, enhancements, user support and related materials, and professional learning tools and activities aimed at improving the utility of the P-20 longitudinal data system.

(c) An applicant that received a grant under this subsection for the immediately preceding fiscal year shall receive priority for funding under this section. However, after 3 fiscal years of continuous funding, an applicant is required to compete openly with new applicants.

(7) Funds allocated under this section that are not expended in the fiscal year in which they were allocated may be carried forward to a subsequent fiscal year and are appropriated for the purposes for which the funds were originally allocated.

(8) The center may bill departments as necessary in order to fulfill reporting requirements of state and federal law. The center may also enter into agreements to supply custom data, analysis, and reporting to other principal executive departments, state agencies, local units of government, and other individuals and organizations. The center may receive and expend funds in addition to those authorized in subsection (5) to cover the costs associated with salaries, benefits, supplies, materials, and equipment necessary to provide such data, analysis, and reporting services.

(9) As used in this section:

(a) "DED-OESE" means the United States Department of Education Office of Elementary and Secondary Education.

(b) "State education agency" means the department.

Sec. 95b. (1) From the general fund appropriation under section 11, there is allocated to the department an amount not to exceed \$2,500,000.00 for ~~2017-2018~~ **2018-2019** for the department to adopt a model value-added growth and projection analytics system and to incorporate that model into its reporting requirements under the every student succeeds act, Public Law 114-95. The adopted model shall do at least all of the following:

(a) Utilize existing assessments and any future assessments that are suitable for measuring student growth.

- (b) Report student growth measures at the district, school, teacher, and subgroup levels.
- (c) Recognize the growth of tested students, including those who may have missing assessment data.
- (d) Include all available prior standardized assessment data that meet inclusion criteria across grades, subjects, and state and local assessments.
- (e) Allow student growth results to be disaggregated.
- (f) Provide individual student projections showing the probability of a student reaching specific performance levels on future assessments.
- (g) Demonstrate any prior success with this state's assessments through the Michigan council of educator effectiveness teacher evaluation pilot.
- (h) Demonstrate prior statewide implementation in at least 2 other states for at least 10 years.
- (i) Have a native roster verification system built into the value-added reporting platform that has been implemented statewide in at least 2 other states.
- (j) Have a "Help/Contact Us" ticketing system built into the value-added reporting platform.
- (2) The department shall provide internet-based electronic student growth and projection reporting based on the model adopted under subsection (1) to educators at the school, district, and state levels. The model shall include role-based permissions that allow educators to access information about the performance of the students within their immediate responsibility in accordance with applicable privacy laws.
- (3) The model adopted under subsection (1) must not be a mandatory part of teacher evaluation or educator pay-for-performance systems.

(4) THE MODEL ADOPTED UNDER SUBSECTION (1) MUST BE A MODEL THAT RECEIVED FUNDING UNDER THIS SECTION IN 2017-2018.

Sec. 98. (1) From the general fund money appropriated in section 11, there is allocated an amount not to exceed \$7,387,500.00 for ~~2017-2018~~ **2018-2019** for the purposes described in this section. The Michigan Virtual University shall provide a report to the legislature not later than November 1 ~~, 2017~~ **OF EACH YEAR** that includes its mission, its plans, and proposed benchmarks it must meet, which shall include a plan to achieve a ~~50% increase in documented improvement in each requirement of the Michigan Virtual Learning Research Institute and Michigan Virtual School, and all other~~ **THE** organizational priorities identified in this section, in order to receive full funding for ~~2018-2019~~ **2019-2020**. Not later than March 1 ~~, 2018~~ **OF EACH YEAR**, the Michigan Virtual University shall provide an update to the house and senate appropriations subcommittees on school aid to show the progress being made to meet the benchmarks identified.

(2) The Michigan Virtual University shall operate the Michigan Virtual Learning Research Institute. The Michigan Virtual Learning Research Institute shall do all of the following:

- (a) Support and accelerate innovation in education through the following activities:
 - (i) Test, evaluate, and recommend as appropriate new technology-based instructional tools and resources.
 - (ii) Research, design, and recommend virtual education delivery models for use by pupils and teachers that include age-appropriate multimedia instructional content.
 - (iii) Research, develop, and recommend annually to the department criteria by which cyber schools and virtual course providers should be monitored and evaluated to ensure a quality education for their pupils.
 - (iv) Based on pupil completion and performance data reported to the department or the center for educational performance and information from cyber schools and other virtual course providers operating in this state, analyze the effectiveness of virtual learning delivery models in preparing pupils to be college- and career-ready and publish a report that highlights enrollment totals, completion rates, and the overall impact on pupils. The report shall be submitted to the house and senate appropriations subcommittees on state school aid, the state budget director, the house and senate fiscal agencies, the department, districts, and intermediate districts not later than March 31 ~~, 2018~~ **OF EACH YEAR**.

(v) Provide an extensive professional development program to at least 30,000 educational personnel, including teachers, school administrators, and school board members, that focuses on the effective integration of virtual learning into curricula and instruction. The Michigan Virtual Learning Research Institute is encouraged to work with the MiSTEM advisory council created under section 99s to coordinate professional development of teachers in applicable fields. In addition, the Michigan Virtual Learning Research Institute and external stakeholders are encouraged to coordinate with the department for professional development in this state. Not later than December 1 ~~, 2018~~ **OF EACH YEAR**, the Michigan Virtual Learning Research Institute shall submit a report to the house and senate appropriations subcommittees on state school aid, the state budget director, the house and senate fiscal agencies, and the department on the number and ~~percentage~~ of teachers, school administrators, and school board members who have received professional development services from the Michigan Virtual University. The report shall also identify barriers and other opportunities to encourage the adoption of virtual learning in the public education system.

(vi) Identify and share best practices for planning, implementing, and evaluating virtual and blended education delivery models with intermediate districts, districts, and public school academies to accelerate the adoption of innovative education delivery models statewide.

- (b) Provide leadership for this state's system of virtual learning education by doing the following activities:
 - (i) Develop and report policy recommendations to the governor and the legislature that accelerate the expansion of effective virtual learning in this state's schools.

(ii) Provide a clearinghouse for research reports, academic studies, evaluations, and other information related to virtual learning.

(iii) Promote and distribute the most current instructional design standards and guidelines for virtual teaching.

(iv) In collaboration with the department and interested colleges and universities in this state, support implementation and improvements related to effective virtual learning instruction.

(v) Pursue public/private partnerships that include districts to study and implement competency-based technology-rich virtual learning models.

(vi) Create a statewide network of school-based mentors serving as liaisons between pupils, virtual instructors, parents, and school staff, as provided by the department or the center, and provide mentors with research-based training and technical assistance designed to help more pupils be successful virtual learners.

(vii) Convene focus groups and conduct annual surveys of teachers, administrators, pupils, parents, and others to identify barriers and opportunities related to virtual learning.

(viii) Produce an annual consumer awareness report for schools and parents about effective virtual education providers and education delivery models, performance data, cost structures, and research trends.

(ix) ~~Research and establish~~ **PROVIDE** an internet-based platform that educators can use to create student-centric learning tools and resources **FOR SHARING IN THE STATE'S OPEN EDUCATIONAL RESOURCE REPOSITORY** and facilitate a user network that assists educators in using the **CONTENT CREATION** platform **AND STATE REPOSITORY FOR OPEN EDUCATIONAL RESOURCES**. As part of this initiative, the Michigan Virtual University shall work collaboratively with districts and intermediate districts to establish a plan to make available virtual resources that align to Michigan's K-12 curriculum standards for use by students, educators, and parents.

(x) Create and maintain a public statewide catalog of virtual learning courses being offered by all public schools and community colleges in this state. The Michigan Virtual Learning Research Institute shall identify and develop a list of nationally recognized best practices for virtual learning and use this list to support reviews of virtual course vendors, courses, and instructional practices. The Michigan Virtual Learning Research Institute shall also provide a mechanism for intermediate districts to use the identified best practices to review content offered by constituent districts. The Michigan Virtual Learning Research Institute shall review the virtual course offerings of the Michigan Virtual University, and make the results from these reviews available to the public as part of the statewide catalog. The Michigan Virtual Learning Research Institute shall ensure that the statewide catalog is made available to the public on the Michigan Virtual University website and shall allow the ability to link it to each district's website as provided for in section 21f. The statewide catalog shall also contain all of the following:

(A) The number of enrollments in each virtual course in the immediately preceding school year.

(B) The number of enrollments that earned 60% or more of the total course points for each virtual course in the immediately preceding school year.

(C) The ~~completion~~ **PASS** rate for each virtual course.

(xi) ~~Develop prototype and pilot~~ **SUPPORT** registration, payment services, and transcript functionality ~~to~~ **FOR** the statewide catalog and train key stakeholders on how to use new features.

(xii) Collaborate with key stakeholders to examine district level accountability and teacher effectiveness issues related to virtual learning under section 21f and make findings and recommendations publicly available.

(xiii) Provide a report on the activities of the Michigan Virtual Learning Research Institute.

(3) To further enhance its expertise and leadership in virtual learning, the Michigan Virtual University shall continue to operate the Michigan Virtual School as a statewide laboratory and quality model of instruction by implementing virtual and blended learning solutions for Michigan schools in accordance with the following parameters:

(a) The Michigan Virtual School must maintain its accreditation status from recognized national and international accrediting entities.

(b) The Michigan Virtual University shall use no more than \$1,000,000.00 of the amount allocated under this section to subsidize the cost paid by districts for virtual courses.

(c) In providing educators responsible for the teaching of virtual courses as provided for in this section, the Michigan Virtual School shall follow the requirements to request and assess, and the department of state police shall provide, a criminal history check and criminal records check under sections 1230 and 1230a of the revised school code, MCL 380.1230 and 380.1230a, in the same manner as if the Michigan Virtual School were a school district under those sections.

(4) From the funds allocated under subsection (1), the Michigan Virtual University shall allocate up to \$500,000.00 to support the expansion of new online and blended educator professional development programs.

(5) If the course offerings are included in the statewide catalog of virtual courses under subsection (2)(b)(x), the Michigan Virtual School operated by the Michigan Virtual University may offer virtual course offerings, including, but not limited to, all of the following:

(a) Information technology courses.

(b) College level equivalent courses, as defined in section 1471 of the revised school code, MCL 380.1471.

(c) Courses and dual enrollment opportunities.

(d) Programs and services for at-risk pupils.

(e) High school equivalency test preparation courses for adjudicated youth.

(f) Special interest courses.

(g) Professional development programs for teachers, school administrators, other school employees, and school board members.

(6) If a home-schooled or nonpublic school student is a resident of a district that subscribes to services provided by the Michigan Virtual School, the student may use the services provided by the Michigan Virtual School to the district without charge to the student beyond what is charged to a district pupil using the same services.

(7) Not later than December 1 of each fiscal year, the Michigan Virtual University shall provide a report to the house and senate appropriations subcommittees on state school aid, the state budget director, the house and senate fiscal agencies, and the department that includes at least all of the following information related to the Michigan Virtual School for the preceding state fiscal year:

(a) A list of the districts served by the Michigan Virtual School.

(b) A list of virtual course titles available to districts.

(c) The total number of virtual course enrollments and information on registrations and completions by course.

(d) The overall course completion rate percentage.

(8) In addition to the information listed in subsection (7), the report under subsection (7) shall also include a plan to serve at least 600 schools with courses from the Michigan Virtual School or with content available through the internet-based platform identified in subsection (2)(b)(ix).

(9) The governor may appoint an advisory group for the Michigan Virtual Learning Research Institute established under subsection (2). The members of the advisory group shall serve at the pleasure of the governor and shall serve without compensation. The purpose of the advisory group is to make recommendations to the governor, the legislature, and the president and board of the Michigan Virtual University that will accelerate innovation in this state's education system in a manner that will prepare elementary and secondary students to be career and college ready and that will promote the goal of increasing the percentage of citizens of this state with high-quality degrees and credentials to at least 60% by 2025.

(10) Not later than November 1, ~~2017~~, **OF EACH YEAR**, the Michigan Virtual University shall submit to the house and senate appropriations subcommittees on state school aid, the state budget director, and the house and senate fiscal agencies a detailed budget for the ~~2017-2018~~ **THAT** fiscal year that includes a breakdown on its projected costs to deliver virtual educational services to districts and a summary of the anticipated fees to be paid by districts for those services. Not later than March 1 each year, the Michigan Virtual University shall submit to the house and senate appropriations subcommittees on state school aid, the state budget director, and the house and senate fiscal agencies a breakdown on its actual costs to deliver virtual educational services to districts and a summary of the actual fees paid by districts for those services based on audited financial statements for the immediately preceding fiscal year.

(11) As used in this section:

(a) "Blended learning" means a hybrid instructional delivery model where pupils are provided content, instruction, and assessment, in part at a supervised educational facility away from home where the pupil and a teacher with a valid Michigan teaching certificate are in the same physical location and in part through internet-connected learning environments with some degree of pupil control over time, location, and pace of instruction.

(b) "Cyber school" means a full-time instructional program of virtual courses for pupils that may or may not require attendance at a physical school location.

(c) "Virtual course" means a course of study that is capable of generating a credit or a grade and that is provided in an interactive learning environment in which the majority of the curriculum is delivered using the internet and in which pupils are separated from their instructor or teacher of record by time or location, or both.

Sec. 99h. (1) From the state school aid fund appropriation in section 11, there is allocated an amount not to exceed ~~\$2,500,000.00~~ **\$3,000,000.00 FOR 2017-2018 AND AN AMOUNT NOT TO EXCEED \$3,000,000.00** for ~~2017-2018~~ **2018-2019** for competitive grants to districts **AND INTERMEDIATE DISTRICTS**, and from the general fund appropriation in section 11, there is allocated an amount not to exceed \$300,000.00 **EACH FISCAL YEAR** for 2017-2018 **AND FOR 2018-2019** for competitive grants to nonpublic schools ~~that~~ provide pupils in grades K to 12 with expanded opportunities to improve mathematics, science, and technology skills by participating in events hosted by a science and technology development program known as FIRST (for inspiration and recognition of science and technology) Robotics, including JR FIRST Lego League, FIRST Lego League, FIRST Tech Challenge, and FIRST Robotics Competition, **OR, BEGINNING IN 2018-2019, OTHER COMPETITIVE ROBOTICS PROGRAMS, INCLUDING THOSE HOSTED BY THE ROBOTICS EDUCATION AND COMPETITION (REC) FOUNDATION**. Programs funded under this section are intended to increase the number of pupils demonstrating proficiency in science and mathematics on the state assessments and to increase the number of pupils who are college- and career-ready upon high school graduation. Notwithstanding section 17b, grant payments to districts, ~~and~~ nonpublic schools, **AND INTERMEDIATE DISTRICTS** under this section shall be paid on a schedule determined by the department. The department shall set maximum grant awards for each different level of competition in a manner that both maximizes the number of teams that will be able to receive funds and expands the geographical distribution of teams.

(2) A district, ~~or~~ nonpublic school, **OR INTERMEDIATE DISTRICT** applying for a grant under this section shall submit an application in a form and manner determined by the department. To be eligible for a grant, a district, ~~or~~ nonpublic school, **OR INTERMEDIATE DISTRICT** shall demonstrate in its application that the district, ~~or~~ nonpublic school, **OR**

INTERMEDIATE DISTRICT has established a partnership for the purposes of the ~~FIRST Robotics~~ **ROBOTICS** program with at least 1 sponsor, business entity, higher education institution, or technical school, shall submit a spending plan, and shall pay at least 25% of the cost of the ~~FIRST Robotics~~ **ROBOTICS** program.

(3) The department shall distribute the grant funding under this section for the following purposes:

(a) Grants to districts, ~~or nonpublic schools~~, **OR INTERMEDIATE DISTRICTS** to pay for stipends not to exceed \$1,500.00 for 1 coach per team.

(b) Grants to districts, ~~or nonpublic schools~~, **OR INTERMEDIATE DISTRICTS** for event registrations, materials, travel costs, and other expenses associated with the preparation for and attendance at ~~FIRST Robotics~~ **ROBOTICS** events and competitions. Each grant recipient shall provide a local match from other private or local funds for the funds received under this subdivision equal to at least 50% of the costs of participating in an event.

(c) Grants to districts, ~~or nonpublic schools~~, **OR INTERMEDIATE DISTRICTS** for awards to teams that advance to the state and world championship competitions. The department shall determine an equal amount per team for those teams that advance to the state championship and a second equal award amount to those teams that advance to the world championship.

(4) A nonpublic school that receives a grant under this section may use the funds for either ~~FIRST Robotics~~ **ROBOTICS** or Science Olympiad programs.

(5) To be eligible to receive funds under this section, a nonpublic school must be a nonpublic school registered with the department and must meet all applicable state reporting requirements for nonpublic schools.

(6) THE FUNDS ALLOCATED UNDER THIS SECTION FOR 2017-2018 ARE A WORK PROJECT APPROPRIATION, AND ANY UNEXPENDED FUNDS FOR 2017-2018 ARE CARRIED FORWARD INTO 2018-2019. THE PURPOSE OF THE WORK PROJECT IS TO CONTINUE SUPPORT OF FIRST ROBOTICS AND MUST NOT BE USED TO SUPPORT OTHER ROBOTICS COMPETITIONS. THE ESTIMATED COMPLETION DATE OF THE WORK PROJECT IS SEPTEMBER 30, 2020.

Sec. 99s. (1) From the funds appropriated under section 11, there is allocated for ~~2017-2018~~ **2018-2019** an amount not to exceed ~~\$6,234,300.00~~ **\$7,634,300.00** from the state school aid fund appropriation and an amount not to exceed ~~\$1,600,000.00~~ **\$300,000.00** from the general fund appropriation for Michigan science, technology, engineering, and mathematics (MiSTEM) programs. In addition, from the federal funds appropriated in section 11, there is allocated for ~~2017-2018~~ **2018-2019** an amount estimated at ~~\$4,700,000.00~~ **\$3,500,000.00** from DED-OESE, title II, mathematics and science partnership grants. Programs funded under this section are intended to increase the number of pupils demonstrating proficiency in science and mathematics on the state assessments and to increase the number of pupils who are college- and career-ready upon high school graduation. Notwithstanding section 17b, payments under this section shall be paid on a schedule determined by the department.

(2) ~~From the general fund allocation in subsection (1), there is allocated an amount not to exceed \$50,000.00 to the department for administrative, training, and travel costs related to the MiSTEM advisory council. All of the following apply to the MiSTEM advisory council: funded under this subsection:~~

(a) The MiSTEM advisory council is created. The MiSTEM advisory council shall provide to the governor, legislature, department of talent and economic development, and department recommendations designed to improve and promote innovation in STEM education and to prepare students for careers in science, technology, engineering, and mathematics.

(b) The MiSTEM advisory council created under subdivision (a) shall consist of the following members:

(i) The governor shall appoint 11 voting members who are representative of business sectors that are important to Michigan's economy and rely on a STEM-educated workforce, nonprofit organizations and associations that promote STEM education, K-12 and postsecondary education entities involved in STEM-related career education, or other sectors as considered appropriate by the governor. Each of these members shall serve at the pleasure of the governor and for a term determined by the governor.

(ii) The senate majority leader shall appoint 2 members of the senate to serve as nonvoting, ex-officio members of the MiSTEM advisory council, including 1 majority party member and 1 minority party member.

(iii) The speaker of the house of representatives shall appoint 2 members of the house of representatives to serve as nonvoting, ex-officio members of the MiSTEM advisory council, including 1 majority party member and 1 minority party member.

(c) Each member of the MiSTEM advisory council shall serve without compensation.

(d) The MiSTEM advisory council annually shall review and make recommendations to the governor, the legislature, and the department concerning changes to the statewide strategy adopted by the council for delivering STEM education-related opportunities to pupils. The MiSTEM advisory council shall use funds received under this subsection to ensure that its members or their designees are trained in the Change the Equation STEMworks rating system program for the purpose of rating STEM programs.

(e) The MiSTEM advisory council shall make specific funding recommendations for the funds allocated under subsection (3) by December 15 of each fiscal year. ~~The amount of each grant recommended shall not exceed \$100,000.00. Each specific funding recommendation shall be for a program approved by the MiSTEM advisory council. To be eligible for MiSTEM advisory council approval, a program must satisfy all of the following:~~

(i) Align with this state's academic standards.

(ii) Have STEMworks certification.

(iii) Provide project-based experiential learning, student programming, or educator professional learning experiences.

(iv) Focus predominantly on classroom-based STEM experiences or professional learning experiences.

(f) The MiSTEM advisory council shall approve programs that **REPRESENT ALL NETWORK REGIONS AND** include a diverse array of options for students and educators and at least 1 program in each of the following areas:

- (i) Robotics.
- (ii) Computer science or coding.
- (iii) Engineering or bioscience.

(g) The MiSTEM advisory council is encouraged to work with the MiSTEM Network regions-**NETWORK** to develop locally and regionally developed programs and professional development experiences for the programs on the list of approved programs.

(h) If the MiSTEM advisory council is unable to make specific funding recommendations by December 15 of a fiscal year, the department of ~~technology, management, and budget~~ shall award and the department shall distribute the funds allocated under subsection (3) on a competitive grant basis that at least follows the statewide STEM strategy plan and rating system recommended by the MiSTEM advisory council. Each grant shall ~~not exceed \$100,000.00 and must provide STEM education-related opportunities for pupils.~~

(i) The MiSTEM advisory council shall work with the executive director of the MiSTEM network ~~funded under section 99~~ to implement the statewide STEM strategy adopted by the MiSTEM advisory council.

(3) From the state school aid fund money allocated under subsection (1), there is allocated for ~~2017-2018~~ **2018-2019** an amount not to exceed ~~\$2,850,000.00~~ **\$3,050,000.00** for the purpose of funding programs under this section for ~~2017-2018;~~ **2018-2019**, as recommended by the MiSTEM advisory council.

~~(4) From the state school aid fund allocation under subsection (1), there is allocated for 2017-2018 an amount not to exceed \$3,299,300.00 to support the activities and programs of mathematics and science centers. In addition, from the federal funds allocated under subsection (1), there is allocated for 2017-2018 an amount estimated at \$4,700,000.00 from DED-OESE, title II, mathematics and science partnership grants, for the purposes of this subsection. All of the following apply to the programs and funding under this subsection:~~

~~(a) Within a service area designated locally, approved by the department, and consistent with the comprehensive master plan for mathematics and science centers developed by the department and approved by the state board, an established mathematics and science center shall provide 2 or more of the following 6 basic services, as described in the master plan, to constituent districts and communities: leadership, pupil services, curriculum support, community involvement, professional development, and resource clearinghouse services.~~

~~(b) The department shall not award a state grant under this subsection to more than 1 mathematics and science center located in a designated region as prescribed in the 2007 master plan unless each of the grants serves a distinct target population or provides a service that does not duplicate another program in the designated region.~~

~~(c) As part of the technical assistance process, the department shall provide minimum standard guidelines that may be used by the mathematics and science center for providing fair access for qualified pupils and professional staff as prescribed in this subsection.~~

~~(d) Allocations under this subsection to support the activities and programs of mathematics and science centers shall be continuing support grants to all 33 established mathematics and science centers. For 2017-2018, each established mathematics and science center shall receive state funding in an amount equal to 100% of the amount it was allocated under former section 99 for 2014-2015. If a center declines state funding or a center closes, the remaining money available under this subsection shall be distributed to the remaining centers, as determined by the department.~~

~~(e) From the funds allocated under this subsection, the department shall distribute for 2017-2018 an amount not to exceed \$750,000.00 in a form and manner determined by the department to those centers able to provide curriculum and professional development support to assist districts in implementing the Michigan merit curriculum components for mathematics and science. Funding under this subdivision is in addition to funding allocated under subdivision (d).~~

~~(f) It is the intent of the legislature that the funding allocated under this subsection represents the final year of funding for mathematics and science centers and that mathematics and science centers shall not be funded in 2018-2019.~~

~~(5) From the funds allocated under subsection (1), there is allocated an amount not to exceed \$85,000.00 to the Michigan Mathematics and Science Centers Network to reimburse intermediate school districts for transition costs incurred as the centers transition to MiSTEM network regions.~~

~~(4) (6) From the general SCHOOL AID fund allocation under subsection (1), there is allocated an amount not to exceed \$1,400,000.00 to~~ **\$3,834,300.00 FOR 2018-2019 TO SUPPORT THE ACTIVITIES AND PROGRAMS OF** the MiSTEM network regions. For ~~2017-2018~~, each established MiSTEM network region shall receive funding under this subsection in an amount equal to 50% of the state funding amount allocated for ~~2017-2018~~ to the mathematics and science centers located within that region to allow the MiSTEM network region to begin operating by April 1, 2018. For former mathematics and science centers with territory in more than 1 MiSTEM network region, the amount allocated shall be divided proportionally. **IN ADDITION, FROM THE FEDERAL FUNDS ALLOCATED UNDER SUBSECTION (1), THERE IS ALLOCATED FOR 2018-2019 AN AMOUNT ESTIMATED AT \$3,500,000.00 FROM DED-OESE, TITLE II, MATHEMATICS AND SCIENCE PARTNERSHIP GRANTS, FOR THE PURPOSES OF THIS SUBSECTION. BEGINNING IN 2018-2019, THE FISCAL AGENT FOR EACH MISTEM NETWORK REGION SHALL RECEIVE \$200,000.00 FOR THE BASE OPERATIONS OF EACH REGION. THE REMAINING FUNDS WILL BE DISTRIBUTED TO EACH FISCAL**

AGENT IN AN EQUAL AMOUNT PER PUPIL, BASED ON THE NUMBER OF K TO 12 PUPILS ENROLLED IN DISTRICTS WITHIN EACH REGION IN THE PRIOR FISCAL YEAR.

(5) ~~(7)~~-A MiSTEM network region shall do all of the following:

(a) Collaborate with the ~~talent district-career~~ **AND EDUCATIONAL ADVISORY** council that is located in the ~~prosperity~~ **MiSTEM** region to develop a regional strategic plan for STEM education that creates a robust regional STEM culture, that empowers STEM teachers, that integrates business and education into the STEM network, and that ensures high-quality STEM experiences for pupils. At a minimum, a regional STEM strategic plan should do all of the following:

(i) Identify regional employer need for STEM.

(ii) Identify processes for regional employers and educators to create guided pathways for STEM careers that include internships or externships, apprenticeships, and other experiential engagements for pupils.

(iii) Identify educator professional development opportunities, including internships or externships and apprenticeships, that integrate this state's science ~~content~~-standards into high-quality STEM experiences that engage pupils.

(b) Facilitate regional STEM events such as educator and employer networking and STEM career fairs to raise STEM awareness.

(c) Contribute to the MiSTEM website and engage in other MiSTEM network functions to further the mission of STEM in this state in coordination with the MiSTEM advisory council and its executive director.

(d) Facilitate application and implementation of state and federal funds under this subsection and any other grants or funds for the MiSTEM network region.

(e) Work with districts to provide STEM programming and professional development.

(f) Coordinate recurring discussions and work with the ~~talent district-career~~ **AND EDUCATIONAL ADVISORY** council to ensure that feedback and best practices are being shared, including funding, program, professional learning opportunities, and regional strategic plans.

(6) FROM THE SCHOOL AID FUNDS ALLOCATED UNDER SUBSECTION (1), THE DEPARTMENT SHALL DISTRIBUTE FOR 2018-2019 AN AMOUNT NOT TO EXCEED \$750,000.00, IN A FORM AND MANNER DETERMINED BY THE DEPARTMENT, TO THOSE NETWORK REGIONS ABLE TO PROVIDE CURRICULUM AND PROFESSIONAL DEVELOPMENT SUPPORT TO ASSIST DISTRICTS IN IMPLEMENTING THE MICHIGAN MERIT CURRICULUM COMPONENTS FOR MATHEMATICS AND SCIENCE.

(7) ~~(8)~~-In order to receive state or federal funds under subsection (4) or (6), a grant recipient shall allow access for the department or the department's designee to audit all records related to the program for which it receives those funds. The grant recipient shall reimburse the state for all disallowances found in the audit.

(8) ~~(9)~~-In order to receive state funds under subsection (4) or (6), a grant recipient shall provide at least a 10% local match from local public or private resources for the funds received under this subsection.

(9) ~~(10)~~-Not later than July 1, 2019 and July 1 of each year thereafter, a MiSTEM network region that receives funds under subsection ~~(6)~~**(4)** shall report to the executive director of the MiSTEM network in a form and manner prescribed by the executive director on performance measures developed by the MiSTEM network regions and approved by the executive director. The performance measures shall be designed to ensure that the activities of the MiSTEM network are improving student academic outcomes.

(10) ~~(11)~~-Not more than 5% of a MiSTEM network region grant under subsection ~~(4)~~ **OR (6)** may be retained by a fiscal agent for serving as the fiscal agent of a MiSTEM network region.

(11) FROM THE GENERAL FUND ALLOCATION UNDER SUBSECTION (1), THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$300,000.00 TO THE DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET TO SUPPORT THE FUNCTIONS OF THE EXECUTIVE DIRECTOR AND EXECUTIVE ASSISTANT FOR THE MISTEM NETWORK, AND FOR ADMINISTRATIVE, TRAINING, AND TRAVEL COSTS RELATED TO THE MISTEM ADVISORY COUNCIL. THE EXECUTIVE DIRECTOR AND EXECUTIVE ASSISTANT FOR THE MISTEM NETWORK SHALL DO ALL OF THE FOLLOWING:

(A) SERVE AS A LIAISON AMONG AND BETWEEN THE DEPARTMENT, THE DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET, THE MISTEM ADVISORY COUNCIL, THE MICHIGAN MATHEMATICS AND SCIENCE CENTERS NETWORK, THE GOVERNOR'S TALENT INVESTMENT BOARD, THE GENERAL EDUCATION LEADERSHIP NETWORK, AND THE MISTEM REGIONS IN A MANNER THAT CREATES A ROBUST STATEWIDE STEM CULTURE, THAT EMPOWERS STEM TEACHERS, THAT INTEGRATES BUSINESS AND EDUCATION INTO THE STEM NETWORK, AND THAT ENSURES HIGH-QUALITY STEM EXPERIENCES FOR PUPILS.

(B) COORDINATE THE IMPLEMENTATION OF A MARKETING CAMPAIGN, INCLUDING, BUT NOT LIMITED TO, A WEBSITE THAT INCLUDES DASHBOARDS OF OUTCOMES, TO BUILD STEM AWARENESS AND COMMUNICATE STEM NEEDS AND OPPORTUNITIES TO PUPILS, PARENTS, EDUCATORS, AND THE BUSINESS COMMUNITY.

(C) WORK WITH THE DEPARTMENT AND THE MISTEM ADVISORY COUNCIL TO COORDINATE, AWARD, AND MONITOR MISTEM STATE AND FEDERAL GRANTS TO THE MISTEM NETWORK REGIONS AND CONDUCT REVIEWS OF GRANT RECIPIENTS, INCLUDING, BUT NOT LIMITED TO, PUPIL EXPERIENCE AND FEEDBACK.

(D) REPORT TO THE GOVERNOR, THE LEGISLATURE, THE DEPARTMENT, AND THE MISTEM ADVISORY COUNCIL ANNUALLY ON THE ACTIVITIES AND PERFORMANCE OF THE MISTEM NETWORK REGIONS.

(E) COORDINATE RECURRING DISCUSSIONS AND WORK WITH REGIONAL STAFF TO ENSURE THAT A NETWORK OR LOOP OF FEEDBACK AND BEST PRACTICES ARE SHARED, INCLUDING FUNDING, PROGRAMMING, PROFESSIONAL LEARNING OPPORTUNITIES, DISCUSSION OF MISTEM STRATEGIC VISION, AND REGIONAL OBJECTIVES.

(F) COORDINATE MAJOR GRANT APPLICATION EFFORTS WITH THE MISTEM ADVISORY COUNCIL TO ASSIST REGIONAL STAFF WITH GRANT APPLICATIONS ON A LOCAL LEVEL. THE MISTEM ADVISORY COUNCIL SHALL LEVERAGE PRIVATE AND NONPROFIT RELATIONSHIPS TO COORDINATE AND ALIGN PRIVATE FUNDS IN ADDITION TO FUNDS APPROPRIATED UNDER THIS SECTION.

(G) TRAIN STATE AND REGIONAL STAFF IN THE STEMWORKS RATING SYSTEM, IN COLLABORATION WITH THE MISTEM ADVISORY COUNCIL AND THE DEPARTMENT.

(H) COLLABORATE WITH THE MISTEM NETWORK TO HIRE MISTEM NETWORK REGION STAFF.

(12) As used in this section:

(A) “CAREER AND EDUCATIONAL ADVISORY COUNCIL” MEANS AN ADVISORY COUNCIL TO THE LOCAL WORKFORCE DEVELOPMENT BOARDS LOCATED IN A PROSPERITY REGION CONSISTING OF EDUCATIONAL, EMPLOYER, LABOR, AND PARENT REPRESENTATIVES.

(B) (a) “DED” means the United States Department of Education.

(C) (b) “DED-OESE” means the DED Office of Elementary and Secondary Education.

(D) (c) “STEM” means science, technology, engineering, and mathematics delivered in an integrated fashion using cross-disciplinary learning experiences that can include language arts, performing and fine arts, and career and technical education.

(d) “Talent district career council” means an advisory council to the local workforce development boards located in a prosperity region consisting of educational, employer, labor, and parent representatives.

(13) From the general fund allocation under subsection (1), there is allocated an amount not to exceed \$150,000.00 for 2017-2018 for a grant to the Van Andel Education Institute for the purposes of advancing and promoting science education and increasing the number of students who choose to pursue careers in science or science-related fields. Funds allocated under this subsection shall be used to provide professional development for science teachers in using student-driven, inquiry-based instruction.

(14) Not later than January 1, 2019, the executive director of the MiSTEM centers network shall report to the house and senate appropriations subcommittees on school aid and the house and senate fiscal agencies on the number of male and female MiSTEM center program participants and the steps, if any, that the MiSTEM centers are taking to reduce any disparity between the number of male and female participants.

Sec. 99t. (1) From the general fund appropriation under section 11, there is allocated an amount not to exceed \$1,100,000.00 for ~~2017-2018~~ **\$1,500,000.00 FOR 2018-2019** to purchase statewide access to an online algebra tool that meets all of the following:

(a) Provides students statewide with complete access to videos aligned with state standards including study guides and workbooks that are aligned with the videos.

(b) Provides students statewide with access to a personalized online algebra learning tool including adaptive diagnostics.

(c) Provides students statewide with dynamic algebra practice assessments that emulate the state assessment with immediate feedback and help solving problems.

(d) Provides students statewide with online access to algebra help 24 hours a day and 7 days a week from study experts, teachers, and peers on a moderated social networking platform.

(e) Provides an online algebra professional development network for teachers.

(f) Is already provided under a statewide contract in at least 1 other state that has a population of at least 18,000,000 but not more than 19,000,000 according to the most recent decennial census and is offered in that state in partnership with a public university.

(2) The department shall purchase the online algebra tool that was chosen under this section in 2016-2017.

(3) A grantee receiving funding under this section shall comply with the requirements of section 19b.

Sec. 99u. (1) From the general fund appropriation under section 11, there is allocated for ~~2017-2018~~ **2018-2019** an amount not to exceed \$1,000,000.00 **\$1,500,000.00** to purchase statewide access to an online mathematics tool that meets all of the following:

(a) Provides students statewide with complete access to mathematics support aligned with state standards through a program that has all of the following elements:

(i) Student motivation.

(ii) Valid and reliable assessments.

(iii) Personalized learning pathways.

(iv) Highly qualified, live teachers available all day and all year.

(v) Twenty-four-hour reporting.

(vi) Content built for rigorous mathematics.

(b) Has a record of improving student mathematics scores in at least 5 other states.

(C) RECEIVED FUNDING UNDER THIS SECTION IN 2017-2018.

(2) A grantee that receives funding under this section shall comply with the requirements of section 19b.

(3) IN ADDITION TO THE FUNDS ALLOCATED UNDER SUBSECTION (1), FROM THE GENERAL FUND APPROPRIATION IN SECTION 11, THERE IS ALLOCATED FOR 2018-2019 AN AMOUNT NOT TO EXCEED \$500,000.00 FOR A SOFTWARE-BASED SOLUTION DESIGNED TO TEACH SPANISH LANGUAGE LITERACY TO STUDENTS IN PRE-KINDERGARTEN THROUGH FIRST GRADE. A PROGRAM FUNDED UNDER THIS SUBSECTION SHALL BE A GRANT TO A PROVIDER THAT PROMOTES BILINGUALISM AND BILITERACY, AND IS BASED ON RESEARCH THAT SHOWS HOW STUDENTS WHO BECOME PROFICIENT READERS IN THEIR FIRST LANGUAGE HAVE AN EASIER TIME MAKING THE TRANSITION TO READING PROFICIENCY IN A SECOND LANGUAGE. A PROVIDER OF PROGRAMMING UNDER SUBSECTION (1) IS AN ELIGIBLE PROVIDER OF PROGRAMMING UNDER THIS SUBSECTION.

SEC. 99V. FROM THE GENERAL FUND APPROPRIATION IN SECTION 11, THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$25,000.00 FOR 2018-2019 FOR A GRANT TO BE DISTRIBUTED BY THE DEPARTMENT TO A PROVIDER THAT DEVELOPS AND SCALES EFFECTIVE INNOVATIONS TO SUPPORT EDUCATORS, ADMINISTRATORS, AND POLICYMAKERS IN CREATING SEAMLESS TRANSITIONS THROUGHOUT THE K-14 SYSTEM FOR ALL STUDENTS, ESPECIALLY THE UNDERSERVED. A GRANTEE MUST HAVE EXPERTISE IN K-12 SERVICES, ONLINE COURSE PROGRAMS, DIGITAL PLATFORM SERVICES, LEADERSHIP NETWORKS, AND HIGHER EDUCATION, AND WORK TO DEVELOP A MATHEMATICS PATHWAYS ALIGNMENT. A GRANTEE THAT RECEIVES A GRANT UNDER THIS SECTION SHALL FACILITATE A 2-DAY MATH WORKSHOP WITH HIGH SCHOOL AND COLLEGE FACULTY FOCUSED ON SHARING INFORMATION ABOUT HIGH-IMPACT PRACTICES, DEFINING THE PROBLEM OR PROBLEMS, AND USING DATA AND PLANNING STRATEGIES TO ADDRESS THOSE PROBLEMS. IN ADDITION, THE GRANTEE SHALL USE FUNDS TO CONDUCT 3 VIRTUAL CHECK-INS DURING WHICH THE WORKING GROUPS WILL REPORT ON PROGRESS AND IDENTIFY CHALLENGES AND QUESTIONS, WITH THE GRANTEE PROVIDING GUIDANCE AND RESOURCES AS APPROPRIATE.

Sec. 102d. (1) From the funds appropriated in section 11, there is allocated an amount not to exceed \$1,500,000.00 for ~~2017-2018~~ **2018-2019** for reimbursements to districts, intermediate districts, and authorizing bodies of public school academies for the licensing of school data analytical tools as described under this section. The reimbursement is for districts, intermediate districts, and authorizing bodies of public school academies that choose to use a school data analytical tool to assist the district, intermediate district, or authorizing body of a public school academy and that enter into a licensing agreement for a school data analytical tool with 1 of the vendors approved by the department of technology, management, and budget under subsection (2). Funds allocated under this section are intended to provide districts, intermediate districts, and authorizing bodies of public school academies with financial forecasting and transparency reporting tools to help improve the financial health of districts and to improve communication with the public, resulting in increased fund balances for districts and intermediate districts.

(2) ~~Not later than October 15, 2017, the department of technology, management, and budget shall review vendors for school data analytical tools and provide districts, intermediate districts, and authorizing bodies of public school academies with a list of up to 2 approved vendors that districts, intermediate districts, and authorizing bodies of public school academies may use to be eligible for a reimbursement paid under this section. In addition, a~~ **A** vendor approved under this section for ~~2016-2017~~ **2017-2018** is considered to be approved for use by a district, intermediate district, or authorizing body of a public school academy and for reimbursement for ~~2017-2018~~. ~~An approved school data analytical tool supplied by the vendor must meet at least all of the following:~~ **2018-2019.**

(a) Analyzes financial data.

(b) Analyzes academic data.

(c) Provides early warning indicators of financial stress.

(d) Has the capability to provide peer-district comparisons of both financial and academic data.

(e) Has the capability to provide financial projections for at least 3 subsequent fiscal years.

(3) Funds allocated under this section shall be paid to districts, intermediate districts, and authorizing bodies of public school academies as a reimbursement for already having a licensing agreement or for entering into a licensing agreement not later than December 1, ~~2017-2018~~ with a vendor approved under subsection (2) to implement a school data analytical tool. Reimbursement will be prorated for the portion of the state fiscal year not covered by the licensing agreement. However, a licensing agreement that takes effect after October 1, ~~2017-2018~~ and before December 1, ~~2017-2018~~ will not be prorated if the term of the agreement is at least 1 year. Reimbursement under this section shall be made as follows:

(a) All districts, intermediate districts, and authorizing bodies of public school academies seeking reimbursement shall submit requests not later than December 1, ~~2017-2018~~ indicating the cost paid for the ~~financial~~ **SCHOOL** data analytical tool.

(b) The department shall determine the sum of the funding requests under subdivision (a) and, if there are sufficient funds, shall pay 1/2 of the costs submitted under subdivision (a). If there are insufficient funds to pay 1/2 of the costs submitted under (a), then reimbursement shall be made on an equal percentage basis.

(c) Funds remaining after the calculation and payment under subdivision (b) shall be distributed on an equal per-pupil basis, with an intermediate district's pupils considered to be the sum of the pupil memberships of the constituent districts for which the intermediate district is purchasing the ~~financial-SCHOOL~~ data analytical tool, and with an authorizing body's pupils considered to be the sum of the pupil memberships of the public school academies authorized by the authorizing body for which the authorizing body is purchasing the ~~financial-SCHOOL~~ data analytical tool.

(d) The reimbursement to a district, intermediate district, or authorizing body of a public school academy shall not be greater than the amount paid for a data analytics application.

(e) A district, intermediate district, or authorizing body of a public school academy shall not be reimbursed for the purchase of more than 1 software application.

(4) If an intermediate district purchases both a school data analytical tool specifically for intermediate district finances and a school data analytical tool for those constituent districts that opt in, the intermediate district shall be reimbursed for both purchases under this section.

(5) If an intermediate district makes available to 1 or more of its constituent districts a school data analytical tool funded under this section, that constituent district shall not be reimbursed under this section for the purchase of that school data analytical tool if the constituent district has opted in for that tool.

(6) If an authorizing body of a public school academy makes available to 1 or more public school academies a school data analytical tool funded under this section, the public school academy shall not be reimbursed under this section for the purchase of a school data analytical tool if the public school academy opted in for that tool.

(7) Notwithstanding section 17b, payments under this section shall be made on a schedule determined by the department.

Sec. 104. (1) In order to receive state aid under this article, a district shall comply with sections 1249, 1278a, 1278b, 1279, 1279g, and 1280b of the revised school code, MCL 380.1249, 380.1278a, 380.1278b, 380.1279, 380.1279g, and 380.1280b, and 1970 PA 38, MCL 388.1081 to 388.1086. Subject to subsection (2), from the state school aid fund money appropriated in section 11, there is allocated for 2017-2018 an amount not to exceed ~~\$34,709,400.00~~ **\$29,709,400.00 AND THERE IS ALLOCATED FOR 2018-2019 AN AMOUNT NOT TO EXCEED \$32,509,400.00** for payments on behalf of districts for costs associated with complying with those provisions of law. In addition, from the federal funds appropriated in section 11, there is allocated **EACH FISCAL YEAR** for 2017-2018 **AND FOR 2018-2019** an amount estimated at \$6,250,000.00, funded from DED-OESE, title VI, state assessment funds, and from DED-OSERS, section 504 of part B of the individuals with disabilities education act, Public Law 94-142, plus any carryover federal funds from previous year appropriations, for the purposes of complying with the federal no child left behind act of 2001, Public Law 107-110, or the every student succeeds act, Public Law 114-95.

(2) The results of each test administered as part of the Michigan student test of educational progress (M-STEP), including tests administered to high school students, shall include an item analysis that lists all items that are counted for individual pupil scores and the percentage of pupils choosing each possible response. The department shall work with the center to identify the number of students enrolled at the time assessments are given by each district. In calculating the percentage of pupils assessed for a district's scorecard, the department shall use only the number of pupils enrolled in the district at the time the district administers the assessments and shall exclude pupils who enroll in the district after the district administers the assessments.

(3) All federal funds allocated under this section shall be distributed in accordance with federal law and with flexibility provisions outlined in Public Law 107-116, and in the education flexibility partnership act of 1999, Public Law 106-25.

(4) From the funds allocated in subsection (1), there is allocated an amount not to exceed \$1,000,000.00 for 2017-2018 **AND AN AMOUNT NOT TO EXCEED \$1,500,000.00 FOR 2018-2019** to an intermediate district described in this subsection to implement a Michigan kindergarten entry observation tool in 2017-2018 **AND 2018-2019**. The funding under this subsection is allocated to an intermediate district in prosperity region 9 with at least 3,000 kindergarten pupils enrolled in its constituent districts to continue participation in the Maryland-Ohio pilot and cover the costs of implementing the ~~pilot~~-observation tool, including a contract with a university for implementation of the ~~pilot~~-observation tool **ALSO REFERRED TO AS THE KINDERGARTEN READINESS ASSESSMENT**. The intermediate district shall continue implementation of the ~~2016-2017 pilot study with existing participating intermediate districts during the 2017-2018 school year. The Michigan KINDERGARTEN ENTRY OBSERVATION (MKEO) AND THE kindergarten entry observation-READINESS ASSESSMENT~~ shall be conducted in all kindergarten classrooms in districts located in prosperity regions 4, 5, and 9 beginning in August 2018 **AND, BEGINNING AUGUST 1, 2019, IN DISTRICTS LOCATED IN PROSPERITY REGIONS 2, 3, 4, 5, 6, 7, 8, AND 9**. A constituent district of an intermediate district located within **THESE** prosperity ~~region 4, 5, or 9~~ **REGIONS** shall administer the Maryland-Ohio tool within each kindergarten classroom to either the full census of kindergarten pupils or a representative sample of not less than 35% of the enrolled kindergarten pupils in each classroom. The intermediate district receiving the funding allocated under this subsection shall work with other intermediate districts to implement the Michigan kindergarten entry observation, engage with the office of great start and the department, and provide a report to the legislature on the demonstrated readiness of kindergarten pupils within the participating intermediate districts. That intermediate district may share this funding with the other affected intermediate districts and districts. Allowable costs under this subsection include those incurred in July, August, and September 2017 as well as those incurred in 2017-2018. As used in this subsection, "kindergarten" may include a classroom for young 5-year-olds, commonly referred to as "young 5s" or "developmental kindergarten". The department shall approve the language and literacy domain within the Maryland-Ohio tool, also referred to as the "Kindergarten

Readiness Assessment”, for use by districts as an initial assessment that may be delivered to all kindergarten students to assist with identifying any possible area of concern for a student in English language arts.

(5) The department shall continue to make the kindergarten entry assessment developed by the department and field tested in 2015-2016 available to districts in 2017-2018.

(6) The department may recommend, but may not require, districts to allow pupils to use an external keyboard with tablet devices for online M-STEP testing, including, but not limited to, open-ended test items such as constructed response or equation builder items.

(7) Notwithstanding section 17b, payments on behalf of districts, intermediate districts, and other eligible entities under this section shall be paid on a schedule determined by the department.

(8) From the allocation in subsection (1), there is allocated an amount not to exceed \$3,200,000.00 **FOR 2017-2018 AND AN AMOUNT NOT TO EXCEED \$500,000.00 FOR 2018-2019** for the development or selection of an online reporting tool to provide student-level assessment data in a secure environment to educators, parents, and pupils immediately after assessments are scored. The department and the center shall ensure that any data collected by the online reporting tool do not provide individually identifiable student data to the federal government.

(9) As used in this section:

(a) “DED” means the United States Department of Education.

(b) “DED-OESE” means the DED Office of Elementary and Secondary Education.

(c) “DED-OSERS” means the DED Office of Special Education and Rehabilitative Services.

Sec. 104b. (1) In order to receive state aid under this article, a district shall comply with this section and shall administer the Michigan merit examination to pupils in grade 11, and to pupils in grade 12 who did not take the complete Michigan merit examination in grade 11, as provided in this section. The Michigan merit examination consists of a college entrance test, work skills test, and the summative assessment known as the Michigan student test of educational progress (M-STEP).

(2) For the purposes of this section, the department of technology, management, and budget shall contract with 1 or more providers to develop, supply, and score the Michigan merit examination. The Michigan merit examination shall consist of all of the following:

(a) Assessment instruments that measure English language arts, mathematics, reading, and science, and are used by the majority of colleges and universities in this state for entrance purposes. This may include 1 or more writing components. In selecting assessment instruments to fulfill the requirements of this subdivision, the department may consider the degree to which those assessment instruments are aligned to this state’s content standards.

(b) One or more tests from 1 or more test developers that assess a pupil’s ability to apply at least reading and mathematics skills in a manner that is intended to allow employers to use the results in making employment decisions. The department of technology, management, and budget and the superintendent shall ensure that any test or tests selected under this subdivision have all the components necessary to allow a pupil to be eligible to receive the results of a nationally recognized evaluation of workforce readiness if the pupil’s test performance is adequate.

(c) A social studies component.

(d) Any other component that is necessary to obtain the approval of the United States Department of Education to use the Michigan merit examination for the purposes of the no child left behind act of 2001, Public Law 107-110, or the every student succeeds act, Public Law 114-95.

(3) In addition to all other requirements of this section, all of the following apply to the Michigan merit examination:

(a) The department of technology, management, and budget and the superintendent shall ensure that any contractor used for scoring the Michigan merit examination supplies an individual report for each pupil that will identify for the pupil’s parents and teachers whether the pupil met expectations or failed to meet expectations for each standard, to allow the pupil’s parents and teachers to assess and remedy problems before the pupil moves to the next grade.

(b) The department of technology, management, and budget and the superintendent shall ensure that any contractor used for scoring, developing, or processing the Michigan merit examination meets quality management standards commonly used in the assessment industry, including at least meeting level 2 of the capability maturity model developed by the Software Engineering Institute of Carnegie Mellon University for the first year the Michigan merit examination is offered to all grade 11 pupils and at least meeting level 3 of the capability maturity model for subsequent years.

(c) The department of technology, management, and budget and the superintendent shall ensure that any contract for scoring, administering, or developing the Michigan merit examination includes specific deadlines for all steps of the assessment process, including, but not limited to, deadlines for the correct testing materials to be supplied to schools and for the correct results to be returned to schools, and includes penalties for noncompliance with these deadlines.

(d) The superintendent shall ensure that the Michigan merit examination meets all of the following:

(i) Is designed to test pupils on this state’s content standards in all subjects tested.

(ii) Complies with requirements of the no child left behind act of 2001, Public Law 107-110 or the every student succeeds act, Public Law 114-95.

(iii) Is consistent with the code of fair testing practices in education prepared by the Joint Committee on Testing Practices of the American Psychological Association.

(iv) Is factually accurate. If the superintendent determines that a question is not factually accurate and should be excluded from scoring, the state board and the superintendent shall ensure that the question is excluded from scoring.

(4) A district shall include on each pupil's high school transcript all of the following:

(a) For each high school graduate who has completed the Michigan merit examination under this section, the pupil's scaled score on each subject area component of the Michigan merit examination.

(b) The number of school days the pupil was in attendance at school each school year during high school and the total number of school days in session for each of those school years.

(5) The superintendent shall work with the provider or providers of the Michigan merit examination to produce Michigan merit examination subject area scores for each pupil participating in the Michigan merit examination. To the extent that the department determines that additional test items beyond those included in the college entrance component of the Michigan merit examination are required in a particular subject area, the department shall ensure that all test items in that subject area are scaled and merged for the purposes of producing a Michigan merit examination subject area score. The superintendent shall design and distribute to districts, intermediate districts, and nonpublic schools a simple and concise document that describes the scoring for each subject area and indicates the scaled score ranges for each subject area.

(6) The Michigan merit examination shall be administered in each district during the last 12 weeks of the district's school year. The superintendent shall ensure that the Michigan merit examination is scored and the scores are returned to pupils, their parents or legal guardians, and districts not later than the beginning of the pupil's first semester of grade 12. The returned scores shall indicate at least the pupil's scaled score for each subject area component and the range of scaled scores for each subject area. In reporting the scores to pupils, parents, and schools, the superintendent shall provide standards-specific, meaningful, and timely feedback on the pupil's performance on the Michigan merit examination.

(7) A district shall administer the complete Michigan merit examination to a pupil only once and shall not administer the complete Michigan merit examination to the same pupil more than once. If a pupil does not take the complete Michigan merit examination in grade 11, the district shall administer the complete Michigan merit examination to the pupil in grade 12. If a pupil chooses to retake the college entrance examination component of the Michigan merit examination, as described in subsection (2)(a), the pupil may do so through the provider of the college entrance examination component and the cost of the retake is the responsibility of the pupil unless all of the following are met:

(a) The pupil has taken the complete Michigan merit examination.

(b) The pupil meets the income eligibility criteria for free breakfast, lunch, or milk, as determined under the Richard B. Russell national school lunch act, 42 USC 1751 to 1769i.

(c) The pupil has applied to the provider of the college entrance examination component for a scholarship or fee waiver to cover the cost of the retake and that application has been denied.

(d) After taking the complete Michigan merit examination, the pupil has not already received a free retake of the college entrance examination component paid for either by this state or through a scholarship or fee waiver by the provider.

(8) The superintendent shall ensure that the length of the Michigan merit examination and the combined total time necessary to administer all of the components of the Michigan merit examination are the shortest possible that will still maintain the degree of reliability and validity of the Michigan merit examination results determined necessary by the superintendent. The superintendent shall ensure that the maximum total combined length of time that schools are required to set aside for pupils to answer all test questions on the Michigan merit examination does not exceed 8 hours if the superintendent determines that sufficient alignment to applicable Michigan merit curriculum content standards can be achieved within that time limit.

(9) A district shall provide accommodations to a pupil with disabilities for the Michigan merit examination, as provided under section 504 of title V of the rehabilitation act of 1973, 29 USC 794; subtitle A of title II of the Americans with disabilities act of 1990, 42 USC 12131 to 12134; the individuals with disabilities education act amendments of 1997, Public Law 105-17; and the implementing regulations for those statutes. The provider or providers of the Michigan merit examination and the superintendent shall mutually agree upon the accommodations to be provided under this subsection.

(10) To the greatest extent possible, the Michigan merit examination shall be based on this state's content standards, as appropriate. Annually, after each administration of the Michigan merit examination, the department shall provide a report of the points per standard so that teachers will know what content will be covered within the Michigan merit examination. The department may augment the college entrance and work skills components of the Michigan merit examination to develop the assessment, depending on the alignment of those components to this state's content standards. If these components do not align to these standards, the department shall produce additional components as required by law, while minimizing the amount of time needed for assessments.

(11) A child who is a student in a nonpublic school or home school may take the Michigan merit examination under this section. To take the Michigan merit examination, a child who is a student in a home school shall contact the district in which the child resides, and that district shall administer the Michigan merit examination, or the child may take the Michigan merit examination at a nonpublic school if allowed by the nonpublic school. Upon request from a nonpublic school, the superintendent shall direct the provider or providers to supply the Michigan merit examination to the nonpublic school and the nonpublic school may administer the Michigan merit examination. If a district administers the Michigan merit examination under this subsection to a child who is not enrolled in the district, the scores for that child are not considered for any purpose to be scores of a pupil of the district.

(12) In contracting under subsection (2), the department of technology, management, and budget shall consider a contractor that provides electronically-scored essays with the ability to score constructed response feedback in multiple languages and provide ongoing instruction and feedback.

(13) The purpose of the Michigan merit examination is to assess pupil performance in mathematics, science, social studies, and English language arts for the purpose of improving academic achievement and establishing a statewide standard of competency. The assessment under this section provides a common measure of data that will contribute to the improvement of Michigan schools' curriculum and instruction by encouraging alignment with Michigan's curriculum framework standards and promotes pupil participation in higher level mathematics, science, social studies, and English language arts courses. These standards are based upon the expectations of what pupils should learn through high school and are aligned with national standards.

(14) For a pupil enrolled in a middle college program, other than a middle college operated as a shared educational entity or a specialized shared educational entity, if the pupil receives at least 50% of his or her instruction at the high school while in grade 11, the Michigan merit examination shall be administered to the pupil at the high school at which the pupil receives high school instruction, and the department shall include the pupil's scores on the Michigan merit examination in the scores for that high school for all purposes for which a school's or district's results are reported. The department shall allow the middle college program to use a 5-year graduation rate for determining adequate yearly progress. As used in this subsection, "middle college" means a program consisting of a series of courses and other requirements and conditions, including an early college or other program created under a memorandum of understanding, that allows a pupil to graduate from high school with both a high school diploma and a certificate or degree from a community college or state public university.

(15) As used in this section:

(a) "English language arts" means reading and writing.

(b) "Social studies" means United States history, world history, world geography, economics, and American government.

(16) FOR EACH REPORT MADE BY THE DEPARTMENT THAT INCLUDES THE STATEWIDE ASSESSMENT RESULTS FOR A SCHOOL BUILDING, THE DEPARTMENT SHALL INCLUDE THE SCORES FOR THE STATEWIDE ASSESSMENT AND THE GRADUATION RATE FOR CONSORTIUM PUPILS WITH THE SCORES FOR THE SCHOOL BUILDING IN THE PARTICIPATING DISTRICT IN WHICH THE CONSORTIUM PUPIL IS ENROLLED OR WOULD OTHERWISE ATTEND. THE STATEWIDE ASSESSMENT FOR A CONSORTIUM PUPIL MAY BE ADMINISTERED EITHER AT THE CONSORTIUM LOCATION OR AT THE SCHOOL BUILDING IN THE PARTICIPATING DISTRICT IN WHICH THE CONSORTIUM PUPIL IS ENROLLED OR WOULD OTHERWISE ATTEND. FOR THE PURPOSES OF THIS SUBSECTION, A CONSORTIUM PUPIL IS A PUPIL WHO IS ENROLLED OR PARTICIPATING IN A PARTICIPATING DISTRICT IN A SCHOOL OR PROGRAM OPERATED AS A CONSORTIUM OR UNDER A COOPERATIVE ARRANGEMENT FORMED BY 2 OR MORE DISTRICTS OR INTERMEDIATE DISTRICTS, INCLUDING, BUT NOT LIMITED TO, A CONSORTIUM OR COOPERATIVE ARRANGEMENT OPERATED AS A PROGRAM, A SHARED EDUCATIONAL ENTITY, A SPECIALIZED EDUCATIONAL ENTITY, OR A SPECIAL EDUCATION CENTER PROGRAM.

Sec. 104c. (1) In order to receive state aid under this article, a district shall administer the state assessments described in this section.

(2) For the purposes of this section, the department shall develop ~~for use in the spring of 2015-2016~~ **AND ADMINISTER** the Michigan student test of educational progress (M-STEP) assessments in English language arts and mathematics. These assessments shall be aligned to state standards.

(3) For the purposes of this section, the department shall implement a summative assessment system that is proven to be valid and reliable for administration to pupils as provided under this subsection. The summative assessment system shall meet all of the following requirements:

(a) The summative assessment system shall measure student proficiency on the current state standards, shall measure student growth for consecutive grade levels in which students are assessed in the same subject area in both grade levels, and shall be capable of measuring individual student performance.

(b) The summative assessments for English language arts and mathematics shall be administered to all public school pupils in grades 3 to 11, including those pupils as required by the federal individuals with disabilities education act, Public Law 108-446, and by title I of the federal every student succeeds act (ESSA), Public Law 114-95.

(c) The summative assessments for science shall be administered to all public school pupils in at least grades ~~4 and 7, 5~~ **AND 8**, including those pupils as required by the federal individuals with disabilities education act, Public Law 108-446, and by title I of the federal every student succeeds act (ESSA), Public Law 114-95.

(d) The summative assessments for social studies shall be administered to all public school pupils in at least grades 5 and 8, including those pupils as required by the federal individuals with disabilities education act, Public Law 108-446, and by title I of the federal every student succeeds act (ESSA), Public Law 114-95.

(e) The content of the summative assessments shall be aligned to state standards.

(f) The pool of questions for the summative assessments shall be subject to a transparent review process for quality, bias, and sensitive issues involving educator review and comment. The department shall post samples from tests or retired tests featuring questions from this pool for review by the public.

(g) The summative assessment system shall ensure that students, parents, and teachers are provided with reports that convey individual student proficiency and growth on the assessment and that convey individual student domain-level performance in each subject area, including representative questions, and individual student performance in meeting state standards.

(h) The summative assessment system shall be capable of providing, and the department shall ensure that students, parents, teachers, administrators, and community members are provided with, reports that convey aggregate student proficiency and growth data by teacher, grade, school, and district.

(i) The summative assessment system shall ensure the capability of reporting the available data to support educator evaluations.

(j) The summative assessment system shall ensure that the reports provided to districts containing individual student data are available within 60 days after completion of the assessments.

(k) The summative assessment system shall ensure that access to individually identifiable student data meets all of the following:

(i) Is in compliance with 20 USC 1232g, commonly referred to as the family educational rights and privacy act of 1974.

(ii) Except as may be provided for in an agreement with a vendor to provide assessment services, as necessary to support educator evaluations pursuant to subdivision (i), or for research or program evaluation purposes, is available only to the student; to the student's parent or legal guardian; and to a school administrator or teacher, to the extent that he or she has a legitimate educational interest.

(l) The summative assessment system shall ensure that the assessments are pilot tested before statewide implementation.

(m) The summative assessment system shall ensure that assessments are designed so that the maximum total combined length of time that schools are required to set aside for a pupil to answer all test questions on all assessments that are part of the system for the pupil's grade level does not exceed that maximum total combined length of time for the previous statewide assessment system or 9 hours, whichever is less. This subdivision does not limit the amount of time a district may allow a pupil to complete a test.

(n) The total cost of executing the summative assessment system statewide each year, including, but not limited to, the cost of contracts for administration, scoring, and reporting, shall not exceed an amount equal to 2 times the cost of executing the previous statewide assessment after adjustment for inflation.

(o) Beginning with the 2017-2018 school year, the summative assessment system shall not require more than 3 hours in duration, on average, for an individual pupil to complete the combined administration of the math and English language arts portions of the assessment for any 1 grade level.

(P) THE SUMMATIVE ASSESSMENTS FOR ENGLISH LANGUAGE ARTS AND MATHEMATICS FOR PUPILS IN GRADES 8 TO 10 MUST BE ALIGNED TO THE COLLEGE ENTRANCE TEST PORTION OF THE MICHIGAN MERIT EXAMINATION REQUIRED UNDER SECTION 104B.

~~(4) In an effort to develop a cohesive state assessment system, the department shall implement a request for information process for a common formative assessment system that is fully aligned to this state's content standards for English language arts and mathematics. The department may use information compiled from a request for proposal in 2016-2017 to satisfy this request.~~

~~(4) (5) Beginning in the 2015-2016 school year, the~~ **THE** department shall field test **OFFER BENCHMARK** assessments in the fall and spring of each school year to measure English language arts and mathematics in each of grades K to 2. ~~for full implementation when the assessments have been successfully field tested. This full~~ **FULL** implementation shall occur not later than the 2018-2019 school year. These assessments are necessary to determine a pupil's proficiency level before grade 3.

~~(6) Not later than November 1, 2017, the department shall issue a request for information for not less than 3 benchmark assessments that each meet all of the following:~~

~~(a) Assesses all of grades 3 through 7 in math and English language arts.~~

~~(b) Is aligned with this state's content standards such that items were written for this state's content standards.~~

~~(c) Is computer adaptive above and below grade level.~~

~~(d) Produces a pupil's results in not more than 48 hours from the time the benchmark assessment is administered.~~

~~(e) Is self-scoring.~~

~~(f) Aligns to this state's content standards.~~

~~(g) Measures the academic growth of pupils and provides an estimate for adequate yearly growth.~~

~~(h) Demonstrates validity and reliability as appropriate for a computer adaptive assessment.~~

~~(i) Is provided by a vendor that is willing to negotiate a discounted state rate for pricing.~~

~~(7) Not later than March 1, 2018 and in consultation with experts in the field of education and educational assessment measurement, the department shall approve at least 3 benchmark assessments that were included in a response to the request for information under subsection (6) and meet the requirements described in subsection (6):~~

~~(8) The department shall use the responses to the request for information to create a benchmark assessment budget request for the 2018-2019 fiscal year.~~

~~(5) (9) This section does not prohibit districts from adopting interim assessments.~~

~~(6) (10) As used in this section, "English language arts" means that term as defined in section 104b.~~

Sec. 104d. (1) From the state school aid fund money appropriated in section 11, there is allocated for ~~2017-2018~~ **2018-2019** an amount not to exceed \$4,000,000.00 **\$9,200,000.00** for providing reimbursement to districts that purchase a computer-adaptive

test, or that purchase 1 or more diagnostic tools ~~;~~**OR** screening tools ~~;~~~~or benchmark assessments~~ for pupils in grades K to 3 that are intended to increase reading proficiency by grade 4, **OR THAT PURCHASE BENCHMARK ASSESSMENTS FOR PUPILS IN GRADES K TO 8.**

(2) In order to receive reimbursement under this section for the purchase of a computer-adaptive test, the computer-adaptive test must provide for at least all of the following:

(a) Internet-delivered, standards-based assessment using a computer-adaptive model to target the instructional level of each pupil.

(b) Unlimited testing opportunities throughout the ~~2017-2018~~**2018-2019** school year.

(c) Valid and reliable diagnostic assessment data.

(d) Adjustment of testing difficulty based on previous answers to test questions.

(e) Immediate feedback to pupils and teachers.

(3) In order to receive reimbursement under this section for the purchase of 1 or more diagnostic tools or screening tools for pupils in grades K to 3, each of the tools must meet all of the following:

(a) Be reliable.

(b) Be valid.

(c) Be useful. As used in this subdivision, "useful" means that a tool is easy to administer and requires a short time to complete and that results are linked to intervention.

(4) In order to receive funding under this section for the purchase of ~~1 or more~~ benchmark assessments for pupils in grades K to 3, ~~each of 8~~, the benchmark assessments must meet all of the following:

(a) Be aligned to the state standards of this state.

(b) Complement this state's summative assessment system.

(c) Be administered at least once a year before the administration of any summative assessment to monitor pupil progress.

(d) Provide information on pupil achievement with regard to learning the content required in a given year or grade span.

(5) Reimbursement under this section shall be made to eligible districts that purchase a computer-adaptive test or 1 or more diagnostic tools, screening tools, or benchmark assessments described in this section by October 15, ~~2017-2018~~ and shall be made on an equal per-pupil basis according to the available funding, based on the number of pupils for whom assessments were purchased.

(6) In order to receive reimbursement under this section, a district shall demonstrate to the satisfaction of the department that each qualifying computer-adaptive test, diagnostic tool, screening tool, or benchmark assessment was purchased by the district by December 1, ~~2017-2018~~ **AND SHALL REPORT TO THE DEPARTMENT WHICH TESTS, TOOLS, AND ASSESSMENTS THE DISTRICT PURCHASED.**

(7) NOT LATER THAN FEBRUARY 1, 2019, THE DEPARTMENT SHALL COMPILE THE DATA PROVIDED BY DISTRICTS UNDER SUBSECTION (6) AND REPORT TO THE HOUSE AND SENATE APPROPRIATIONS SUBCOMMITTEES ON SCHOOL AID AND THE HOUSE AND SENATE FISCAL AGENCIES THE NUMBER OF DISTRICTS THAT PURCHASED EACH TEST, TOOL, AND ASSESSMENT.

(8) DISTRICTS SEEKING REIMBURSEMENT UNDER THIS SECTION FOR A BENCHMARK ASSESSMENT SHALL COMMIT TO USING THE SAME BENCHMARK ASSESSMENT FOR NO LESS THAN 3 YEARS WITHOUT SWITCHING TO ANOTHER BENCHMARK ASSESSMENT.

Sec. 104e. (1) From the general fund appropriation in section 11, there is allocated an amount not to exceed \$250,000.00 for the implementation of an assessment digital literacy preparation pilot project for pupils enrolled in grades K to 8 **FOR 2017-2018**. The department shall ensure that a pilot project funded under this subsection satisfies all of the following:

(a) Is available to districts in the 2017-2018 school year.

(b) Focuses on ensuring pupils have the necessary skills required for state online assessments by assessing pupil digital literacy skill levels and providing teachers with a digital curriculum targeted at areas of determined weakness.

(c) Allows pupils to engage with the digital curriculum in an independent or teacher-facilitated modality.

(d) Includes training and professional development for teachers.

(e) Is implemented in at least ~~220-50~~ districts that operate grades K to 8 and that represent a diverse geography and socio-economic demographic.

(2) Funding under subsection (1) shall be allocated to a district that operates at least grades K to 8 and has a partnership with a third party that is experienced in the assessment of digital literacy and the preparation of digital literacy skills and has demonstrable experience serving districts in this state and local education agencies in other states. The district, along with its third-party partner, shall provide a report to the house and senate appropriations subcommittees on school aid and the house and senate fiscal agencies on the efficacy and usefulness of the assessment digital literacy preparation pilot project no later than ~~September 30, 2018~~**APRIL 1, 2019.**

(3) Notwithstanding section 17b, payments under subsection (1) shall be made in a manner determined by the department.

Sec. 107. (1) From the appropriation in section 11, there is allocated an amount not to exceed ~~\$27,000,000.00 for 2017-2018~~ **\$30,000,000.00 FOR 2018-2019** for adult education programs authorized under this section. Except as otherwise provided under subsections (14) ~~;~~~~(15);~~ ~~and (19);~~ **AND (15)**, funds allocated under this section are restricted for adult education programs as authorized under this section only. A recipient of funds under this section shall not use those funds for any other purpose.

(2) To be eligible for funding under this section, an eligible adult education provider shall employ certificated teachers and qualified administrative staff and shall offer continuing education opportunities for teachers to allow them to maintain certification.

(3) To be eligible to be a participant funded under this section, an individual shall be enrolled in an adult basic education program, an adult secondary education program, an adult English as a second language program, a high school equivalency test preparation program, or a high school completion program, that meets the requirements of this section, and for which instruction is provided, and **THE INDIVIDUAL shall meet either of the following:**

(a) ~~Has attained 20 years of age.~~

(b) ~~Has attained 18 years of age and the individual's graduating class has graduated.~~ **BE AT LEAST 18 YEARS OF AGE AND THE INDIVIDUAL'S GRADUATING CLASS SHALL HAVE GRADUATED.**

(4) By April 1 of each fiscal year, the intermediate districts within a prosperity region or subregion shall determine which intermediate district will serve as the prosperity region's or subregion's fiscal agent for the next fiscal year and shall notify the department in a form and manner determined by the department. The department shall approve or disapprove of the prosperity region's or subregion's selected fiscal agent. From the funds allocated under subsection (1), an amount as determined under this subsection shall be allocated to each intermediate district serving as a fiscal agent for adult education programs in each of the prosperity regions or subregions identified by the department. An intermediate district shall not use more than 5% of the funds allocated under this subsection for administration costs for serving as the fiscal agent. Beginning in 2014-2015, 67% of the allocation provided to each intermediate district serving as a fiscal agent shall be based on the proportion of total funding formerly received by the adult education providers in that prosperity region or subregion in 2013-2014, and 33% shall be allocated based on the factors in subdivisions (a), (b), and (c). For 2018-2019, 33% of the allocation provided to each intermediate district serving as a fiscal agent shall be based upon the proportion of total funding formerly received by the adult education providers in that prosperity region in 2013-2014 and 67% of the allocation shall be based upon the factors in subdivisions (a), (b), and (c). **HOWEVER, IF THE ALLOCATION TO AN INTERMEDIATE DISTRICT AS CALCULATED UNDER THE PRECEDING SENTENCE IS LESS THAN THE AMOUNT RECEIVED BY THE INTERMEDIATE DISTRICT UNDER THIS SUBSECTION FOR 2017-2018, THE INTERMEDIATE DISTRICT SHALL INSTEAD RECEIVE IN 2018-2019 AN AMOUNT EQUAL TO WHAT THE INTERMEDIATE DISTRICT RECEIVED IN 2017-2018.** Beginning in 2019-2020, ~~100% of the allocation provided to each intermediate district serving as a fiscal agent shall be based on the factors in subdivisions (a), (b), and (c).~~ **EQUAL TO WHAT THE INTERMEDIATE DISTRICT RECEIVED IN 2018-2019.** The funding factors for this section are as follows:

(a) Sixty percent of this portion of the funding shall be distributed based upon the proportion of the state population of individuals between the ages of 18 and 24 that are not high school graduates that resides in each of the prosperity regions or subregions, as reported by the most recent 5-year estimates from the American ~~community survey~~ **COMMUNITY SURVEY** (ACS) from the United States Census Bureau.

(b) Thirty-five percent of this portion of the funding shall be distributed based upon the proportion of the state population of individuals age 25 or older who are not high school graduates that resides in each of the prosperity regions or subregions, as reported by the most recent 5-year estimates from the American ~~community survey~~ **COMMUNITY SURVEY** (ACS) from the United States Census Bureau.

(c) Five percent of this portion of the funding shall be distributed based upon the proportion of the state population of individuals age 18 or older who lack basic English language proficiency that resides in each of the prosperity regions or subregions, as reported by the most recent 5-year estimates from the American ~~community survey~~ **COMMUNITY SURVEY** (ACS) from the United States Census Bureau.

(5) To be an eligible fiscal agent, an intermediate district must agree to do the following in a form and manner determined by the department:

(a) Distribute funds to adult education programs in a prosperity region or subregion as described in this section.

(b) Collaborate with the ~~talent district-career~~ **AND EDUCATIONAL ADVISORY** council, which is an advisory council of the workforce development boards located in the prosperity region or subregion, or its successor, to develop a regional strategy that aligns adult education programs and services into an efficient and effective delivery system for adult education learners, with special consideration for providing contextualized learning and career pathways and addressing barriers to education and employment.

(c) Collaborate with the ~~talent district-career~~ **AND EDUCATIONAL ADVISORY** council, which is an advisory council of the workforce development boards located in the prosperity region or subregion, or its successor, to create a local process and criteria that will identify eligible adult education providers to receive funds allocated under this section based on location, demand for services, past performance, quality indicators as identified by the department, and cost to provide instructional services. The fiscal agent shall determine all local processes, criteria, and provider determinations. However, the local processes, criteria, and provider services must be approved by the department before funds may be distributed to the fiscal agent.

(d) Provide oversight to its adult education providers throughout the program year to ensure compliance with the requirements of this section.

(e) Report adult education program and participant data and information as prescribed by the department.

(6) An adult basic education program, an adult secondary education program, or an adult English as a second language program operated on a year-round or school year basis may be funded under this section, subject to all of the following:

(a) The program enrolls adults who are determined by a department-approved assessment, in a form and manner prescribed by the department, to be below twelfth grade level in reading or mathematics, or both, or to lack basic English proficiency.

(b) The program tests individuals for eligibility under subdivision (a) before enrollment and upon completion of the program in compliance with the state-approved assessment policy.

(c) A participant in an adult basic education program is eligible for reimbursement until 1 of the following occurs:

(i) The participant's reading and mathematics proficiency are assessed at or above the ninth grade level.

(ii) The participant fails to show progress on 2 successive assessments after having completed at least 450 hours of instruction.

(d) A participant in an adult secondary education program is eligible for reimbursement until 1 of the following occurs:

(i) The participant's reading and mathematics proficiency are assessed above the twelfth grade level.

(ii) The participant fails to show progress on 2 successive assessments after having at least 450 hours of instruction.

(e) A funding recipient enrolling a participant in an English as a second language program is eligible for funding according to subsection (9) until the participant meets 1 of the following:

(i) The participant is assessed as having attained basic English proficiency as determined by a department-approved assessment.

(ii) The participant fails to show progress on 2 successive department-approved assessments after having completed at least 450 hours of instruction. The department shall provide information to a funding recipient regarding appropriate assessment instruments for this program.

(7) A high school equivalency test preparation program operated on a year-round or school year basis may be funded under this section, subject to all of the following:

(a) The program enrolls adults who do not have a high school diploma or a high school equivalency certificate.

(b) The program shall administer a pre-test approved by the department before enrolling an individual to determine the individual's literacy levels, shall administer a high school equivalency practice test to determine the individual's potential for success on the high school equivalency test, and shall administer a post-test upon completion of the program in compliance with the state-approved assessment policy.

(c) A funding recipient shall receive funding according to subsection (9) for a participant, and a participant may be enrolled in the program until 1 of the following occurs:

(i) The participant achieves a high school equivalency certificate.

(ii) The participant fails to show progress on 2 successive department-approved assessments used to determine readiness to take a high school equivalency test after having completed at least 450 hours of instruction.

(8) A high school completion program operated on a year-round or school year basis may be funded under this section, subject to all of the following:

(a) The program enrolls adults who do not have a high school diploma.

(b) The program tests participants described in subdivision (a) before enrollment and upon completion of the program in compliance with the state-approved assessment policy.

(c) A funding recipient shall receive funding according to subsection (9) for a participant in a course offered under this subsection until 1 of the following occurs:

(i) The participant passes the course and earns a high school diploma.

(ii) The participant fails to earn credit in 2 successive semesters or terms in which the participant is enrolled after having completed at least 900 hours of instruction.

(9) A funding recipient shall receive payments under this section in accordance with all of the following:

(a) Statewide allocation criteria, including 3-year average enrollments, census data, and local needs.

(b) Participant completion of the adult basic education objectives by achieving an educational gain as determined by the national reporting system levels; for achieving basic English proficiency, as determined by the department; for achieving a high school equivalency certificate or passage of 1 or more individual high school equivalency tests; for attainment of a high school diploma or passage of a course required for a participant to attain a high school diploma; for enrollment in a postsecondary institution, or for entry into or retention of employment, as applicable.

(c) Participant completion of core indicators as identified in the innovation and opportunity act.

(d) Allowable expenditures.

(10) A person who is not eligible to be a participant funded under this section may receive adult education services upon the payment of tuition. In addition, a person who is not eligible to be served in a program under this section due to the program limitations specified in subsection (6), (7), or (8) may continue to receive adult education services in that program upon the payment of tuition. The tuition level shall be determined by the local or intermediate district conducting the program.

(11) An individual who is an inmate in a state correctional facility shall not be counted as a participant under this section.

(12) A funding recipient shall not commingle money received under this section or from another source for adult education purposes with any other funds and shall establish a separate ledger account for funds received under this section. This subsection does not prohibit a district from using general funds of the district to support an adult education or community education program.

(13) A funding recipient receiving funds under this section may establish a sliding scale of tuition rates based upon a participant's family income. A funding recipient may charge a participant tuition to receive adult education services under this section from that sliding scale of tuition rates on a uniform basis. The amount of tuition charged per participant shall not exceed the actual operating cost per participant minus any funds received under this section per participant. A funding recipient may not charge a participant tuition under this section if the participant's income is at or below 200% of the federal poverty guidelines published by the United States Department of Health and Human Services.

(14) In order to receive funds under this section, a funding recipient shall furnish to the department, in a form and manner determined by the department, all information needed to administer this program and meet federal reporting requirements; shall allow the department or the department's designee to review all records related to the program for which it receives funds; and shall reimburse the state for all disallowances found in the review, as determined by the department. In addition, a funding recipient shall agree to pay to a career and technical education program under section 61a the amount of funding received under this section in the proportion of career and technical education coursework used to satisfy adult basic education programming, as billed to the funding recipient by programs operating under section 61a. **IN ADDITION TO THE FUNDING ALLOCATED UNDER SUBSECTION (1), THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$500,000.00 TO REIMBURSE FUNDING RECIPIENTS FOR ADMINISTRATIVE AND INSTRUCTIONAL EXPENSES ASSOCIATED WITH COMMINGLING PROGRAMMING UNDER THIS SECTION AND SECTION 61A. PAYMENTS MADE TO EACH FUNDING RECIPIENT SHALL BE IN THE SAME PROPORTION AS FUNDING CALCULATED AND ALLOCATED UNDER SUBSECTION (4).**

(15) ~~From the amount appropriated in subsection (1), an amount not to exceed \$500,000.00 shall be allocated for 2017-2018 to not more than 1 pilot program that is located in a prosperity region with 2 or more subregions and that connects adult education participants directly with employers by linking adult education, career and technical skills, and workforce development. To be eligible for funding under this subsection, a pilot program shall provide a collaboration linking adult education programs within the county, the area career/technical center, and local employers, and shall meet the additional criteria in subsections (16) and (17). Funding under this subsection for 2017-2018 is for the third of 3 years of funding.~~

(16) ~~A pilot program funded under subsection (15) shall require adult education staff to work with Michigan works! agency to identify a cohort of participants who are most prepared to successfully enter the workforce. Participants identified under this subsection shall be dually enrolled in adult education programming and at least 1 technical course at the area career/technical center.~~

(17) ~~A pilot program funded under subsection (15) shall have on staff an adult education navigator who will serve as a caseworker for each participant identified under subsection (16). The navigator shall work with adult education staff and potential employers to design an educational program best suited to the personal and employment needs of the participant, and shall work with human service agencies or other entities to address any barrier in the way of participant access.~~

(18) ~~Not later than December 1, 2018, the pilot program funded under subsection (15) shall provide to the senate and house appropriations subcommittees on school aid, to the senate and house fiscal agencies, and to the state budget director a report detailing number of participants, graduation rates, and a measure of transitioning to employment.~~

(15) ~~(19) From the amount appropriated in subsection (1), an amount not to exceed \$2,000,000.00~~ **\$4,000,000.00** shall be allocated for ~~2017-2018~~ **2018-2019** for grants to ~~not more than 5 pilot~~ **ADULT EDUCATION OR CAREER TECHNICAL CENTER** programs that are additional to the pilot program funded under subsection (15) to ~~THAT~~ connect adult education participants with employers as provided under this subsection. The grant to each eligible pilot program shall be up to ~~\$400,000.00~~ **\$350,000.00. TO BE ELIGIBLE FOR FUNDING UNDER THIS SUBSECTION, A PROGRAM MUST PROVIDE A COLLABORATION LINKING ADULT EDUCATION PROGRAMS WITHIN THE COUNTY, THE AREA CAREER TECHNICAL CENTER, AND LOCAL EMPLOYERS.** To receive funding under this subsection, an eligible pilot program shall satisfy all of the following:

(a) Meets 1 of the following:

(i) Is located in prosperity region 1c.

(ii) Is located in prosperity region 2 and borders prosperity region 4.

(iii) Is located in prosperity region 4a and borders prosperity region 5.

(iv) Is located in prosperity region 5 and borders Lake Huron.

(v) Is located in prosperity region 9 and borders a neighboring state.

(b) Begins operations at the start of the 2017-2018 school year.

(c) Replicates the pilot program funded under subsection (15).

(d) Meets the requirements under subsections (15), (16), and (17) for a pilot program funded under subsection (15).

(A) SHALL CONNECT ADULT EDUCATION PARTICIPANTS DIRECTLY WITH EMPLOYERS BY LINKING ADULT EDUCATION, CAREER AND TECHNICAL SKILLS, AND WORKFORCE DEVELOPMENT.

(B) SHALL REQUIRE ADULT EDUCATION STAFF TO WORK WITH MICHIGAN WORKS! AGENCY TO IDENTIFY A COHORT OF PARTICIPANTS WHO ARE MOST PREPARED TO SUCCESSFULLY ENTER THE WORKFORCE. PARTICIPANTS IDENTIFIED UNDER THIS SUBSECTION SHALL BE Dually ENROLLED IN ADULT EDUCATION PROGRAMMING AND AT LEAST 1 TECHNICAL COURSE AT THE AREA CAREER AND TECHNICAL CENTER.

(C) SHALL HAVE AN INDIVIDUAL STAFFED AS AN ADULT EDUCATION NAVIGATOR WHO WILL SERVE AS A CASEWORKER FOR EACH PARTICIPANT IDENTIFIED UNDER SUBDIVISION (B). THE NAVIGATOR SHALL WORK WITH ADULT EDUCATION STAFF AND POTENTIAL EMPLOYERS TO DESIGN AN EDUCATIONAL PROGRAM BEST SUITED TO THE PERSONAL AND EMPLOYMENT NEEDS OF THE PARTICIPANT AND SHALL WORK WITH HUMAN SERVICE AGENCIES OR OTHER ENTITIES TO ADDRESS ANY BARRIER IN THE WAY OF PARTICIPANT ACCESS.

(16) A PROGRAM THAT WAS A PILOT PROGRAM IN 2017-2018 AND THAT WAS FUNDED UNDER THIS SECTION IN 2017-2018 SHALL BE FUNDED IN 2018-2019 UNLESS THE PROGRAM CEASES OPERATION. THE INTERMEDIATE DISTRICT IN WHICH THAT PILOT PROGRAM WAS FUNDED SHALL BE THE FISCAL AGENT FOR THAT PROGRAM AND SHALL APPLY FOR THAT PROGRAM'S FUNDING UNDER SUBSECTION (15).

(17) EACH PROGRAM FUNDED UNDER SUBSECTION (15) WILL RECEIVE FUNDING FOR 3 YEARS. AFTER 3 YEARS OF OPERATIONS AND FUNDING, A PROGRAM MUST REAPPLY FOR FUNDING.

(18) ~~(20)~~Not later than December 1, ~~2018~~, **2019**, a ~~pilot~~ program funded under subsection ~~(19)~~ **(15)** shall provide a report to the senate and house appropriations subcommittees on school aid, to the senate and house fiscal agencies, and to the state budget director identifying the number of participants, graduation rates, and a measure of transition to employment.

(19) ~~(21)~~The department shall approve at least 3 high school equivalency tests and determine whether a high school equivalency certificate meets the requisite standards for high school equivalency in this state.

(20) ~~(22)~~As used in this section:

(A) "CAREER AND EDUCATIONAL ADVISORY COUNCIL" MEANS AN ADVISORY COUNCIL TO THE LOCAL WORKFORCE DEVELOPMENT BOARDS LOCATED IN A PROSPERITY REGION CONSISTING OF EDUCATIONAL, EMPLOYER, LABOR, AND PARENT REPRESENTATIVES.

(B) ~~(a)~~"Career pathway" means a combination of rigorous and high-quality education, training, and other services that comply with all of the following:

(i) Aligns with the skill needs of industries in the economy of this state or in the regional economy involved.

(ii) Prepares an individual to be successful in any of a full range of secondary or postsecondary education options, including apprenticeships registered under the act of August 16, 1937 (commonly known as the "national apprenticeship act"), 29 USC 50 et seq.

(iii) Includes counseling to support an individual in achieving the individual's education and career goals.

(iv) Includes, as appropriate, education offered concurrently with and in the same context as workforce preparation activities and training for a specific occupation or occupational cluster.

(v) Organizes education, training, and other services to meet the particular needs of an individual in a manner that accelerates the educational and career advancement of the individual to the extent practicable.

(vi) Enables an individual to attain a secondary school diploma or its recognized equivalent, and at least 1 recognized postsecondary credential.

(vii) Helps an individual enter or advance within a specific occupation or occupational cluster.

(C) ~~(b)~~"Department" means the department of talent and economic development.

(D) ~~(c)~~"Eligible adult education provider" means a district, intermediate district, a consortium of districts, a consortium of intermediate districts, or a consortium of districts and intermediate districts that is identified as part of the local process described in subsection (5)(c) and approved by the department.

Sec. 147. (1) The allocation for ~~2017-2018~~ **2018-2019** for the public school employees' retirement system pursuant to the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1437, shall be made using the individual projected benefit entry age normal cost method of valuation and risk assumptions adopted by the public school employees retirement board and the department of technology, management, and budget.

(2) The annual level percentage of payroll contribution rates for the ~~2017-2018~~ **2018-2019** fiscal year, as determined by the retirement system, are estimated as follows:

(a) For public school employees who first worked for a public school reporting unit before July 1, 2010 and who are enrolled in the health premium subsidy, the annual level percentage of payroll contribution rate is estimated at ~~36.88%~~, **38.39%**, with ~~25.56%~~ **26.18%** paid directly by the employer.

(b) For public school employees who first worked for a public school reporting unit on or after July 1, 2010 and who are enrolled in the health premium subsidy, the annual level percentage of payroll contribution rate is estimated at ~~35.60%~~, **36.60%**, with ~~24.28%~~ **24.39%** paid directly by the employer.

(c) For public school employees who first worked for a public school reporting unit on or after July 1, 2010 and who participate in the personal healthcare fund, the annual level percentage of payroll contribution rate is estimated at ~~35.35%~~, **36.24%**, with 24.03% paid directly by the employer.

(d) For public school employees who first worked for a public school reporting unit on or after September 4, 2012, who elect defined contribution, and who participate in the personal healthcare fund, the annual level percentage of payroll contribution rate is estimated at ~~32.28%~~, **33.17%**, with 20.96% paid directly by the employer.

(e) For public school employees who first worked for a public school reporting unit before July 1, 2010, who elect defined contribution, and who are enrolled in the health premium subsidy, the annual level percentage of payroll contribution rate is estimated at ~~32.53%~~, **33.53%**, with ~~21.21%~~ **21.32%** paid directly by the employer.

(f) For public school employees who first worked for a public school reporting unit before July 1, 2010, who elect defined contribution, and who participate in the personal healthcare fund, the annual level percentage of payroll contribution rate is estimated at ~~32.28%~~, **33.17%**, with 20.96% paid directly by the employer.

(g) For public school employees who first worked for a public school reporting unit before July 1, 2010 and who participate in the personal healthcare fund, the annual level percentage of payroll contribution rate is estimated at ~~36.63%~~, **38.03%**, with ~~25.31%~~ **25.82%** paid directly by the employer.

(H) FOR PUBLIC SCHOOL EMPLOYEES WHO FIRST WORKED FOR A PUBLIC SCHOOL REPORTING UNIT AFTER JANUARY 31, 2018 AND WHO ELECT TO BECOME MEMBERS OF THE MPSERS PLAN, THE ANNUAL LEVEL PERCENTAGE OF PAYROLL CONTRIBUTION RATE IS ESTIMATED AT 39.37%, WITH 27.16% PAID DIRECTLY BY THE EMPLOYER.

(3) In addition to the employer payments described in subsection (2), the employer shall pay the applicable contributions to the Tier 2 plan, as determined by the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1437.

(4) The contribution rates in subsection (2) reflect an amortization period of ~~21~~ **20** years for ~~2017-2018~~ **2018-2019**. The public school employees' retirement system board shall notify each district and intermediate district by February 28 of each fiscal year of the estimated contribution rate for the next fiscal year.

Sec. 147a. (1) From the appropriation in section 11, there is allocated for ~~2017-2018~~ **2018-2019** an amount not to exceed \$100,000,000.00 for payments to participating districts. A participating district that receives money under this subsection shall use that money solely for the purpose of offsetting a portion of the retirement contributions owed by the district for the fiscal year in which it is received. The amount allocated to each participating district under this subsection shall be based on each participating district's percentage of the total statewide payroll for all participating districts for the immediately preceding fiscal year. As used in this subsection, "participating district" means a district that is a reporting unit of the Michigan public school employees' retirement system under the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1437, and that reports employees to the Michigan public school employees' retirement system for the applicable fiscal year.

(2) In addition to the allocation under subsection (1), from the state school aid fund money appropriated under section 11, there is allocated an amount not to exceed ~~\$48,940,000.00 for 2017-2018~~ **\$88,091,000.00 FOR 2018-2019** for payments to participating districts and intermediate districts and from the general fund money appropriated under section 11, there is allocated an amount not to exceed ~~\$29,000.00 for 2017-2018~~ **\$48,000.00 FOR 2018-2019** for payments to participating district libraries. The amount allocated to each participating entity under this subsection shall be based on each participating entity's percentage of the total statewide payroll for that type of participating entity for the immediately preceding fiscal year. A participating entity that receives money under this subsection shall use that money solely for the purpose of offsetting a portion of the normal cost contribution rate. As used in this subsection:

(a) "District library" means a district library established under the district library establishment act, 1989 PA 24, MCL 397.171 to 397.196.

(b) "Participating entity" means a district, intermediate district, or district library that is a reporting unit of the Michigan public school employees' retirement system under the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1437, and that reports employees to the Michigan public school employees' retirement system for the applicable fiscal year.

Sec. 147b. (1) The MPSERS retirement obligation reform reserve fund is created as a separate account within the state school aid fund.

(2) The state treasurer may receive money or other assets from any source for deposit into the MPSERS retirement obligation reform reserve fund. The state treasurer shall direct the investment of the MPSERS retirement obligation reform reserve fund. The state treasurer shall credit to the MPSERS retirement obligation reform reserve fund interest and earnings from the MPSERS retirement obligation reform reserve fund.

(3) Money available in the MPSERS retirement obligation reform reserve fund shall not be expended without a specific appropriation.

(4) Money in the MPSERS retirement obligation reform reserve fund at the close of the fiscal year shall remain in the MPSERS retirement obligation reform reserve fund and shall not lapse to the state school aid fund or to the general fund. The department of treasury shall be the administrator of the MPSERS retirement obligation reform reserve fund for auditing purposes.

(5) If the contributions described in section 43e of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1343e, as that section was added by 2010 PA 75, are determined by a final order of a court of competent jurisdiction for which all rights of appeal have been exhausted to be constitutional and if the order for preliminary injunction in case no. 10-45-MM issued on July 13, 2010 is lifted, the money placed in a separate interest bearing account as a result of implementing the preliminary injunction shall be deposited into the MPSERS retirement obligation reform reserve fund created in this section to be used solely for health care unfunded accrued liabilities:

~~(6) For the fiscal year ending September 30, 2018, \$55,000,000.00 from the state school aid fund shall be deposited into the MPERS retirement obligation reform reserve fund to be used for the purposes under section 147e.~~

Sec. 147c. ~~(1) From the appropriation in section 11, there is allocated for 2017-2018~~ **2018-2019** an amount not to exceed ~~\$960,130,000.00~~ **\$1,032,000,000.00** from the state school aid fund for payments to districts and intermediate districts that are participating entities of the Michigan public school employees' retirement system. In addition, from the general fund money appropriated in section 11, there is allocated for ~~2017-2018~~ **2018-2019** an amount not to exceed ~~\$654,000.00~~ **\$700,000.00** for payments to district libraries that are participating entities of the Michigan public school employees' retirement system. All of the following apply to funding under this subsection:

(a) For ~~2017-2018,~~ **2018-2019**, the amounts allocated under this subsection are estimated to provide an average MPERS rate cap per pupil amount of ~~\$640.00~~ **\$690.00** and are estimated to provide a rate cap per pupil for districts ranging between \$4.00 and ~~\$3,020.00~~ **\$3,000.00**.

(b) Payments made under this subsection shall be equal to the difference between the unfunded actuarial accrued liability contribution rate as calculated pursuant to section 41 of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1341, as calculated without taking into account the maximum employer rate of 20.96% included in section 41 of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1341, and the maximum employer rate of 20.96% included in section 41 of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1341.

(c) The amount allocated to each participating entity under this subsection shall be based on each participating entity's proportion of the total covered payroll for the immediately preceding fiscal year for the same type of participating entities. A participating entity that receives funds under this subsection shall use the funds solely for the purpose of retirement contributions as specified in subdivision (d).

(d) Each participating entity receiving funds under this subsection shall forward an amount equal to the amount allocated under subdivision (c) to the retirement system in a form, manner, and time frame determined by the retirement system.

(e) Funds allocated under this subsection should be considered when comparing a district's growth in total state aid funding from 1 fiscal year to the next.

(f) Not later than December 20, ~~2017,~~ **2018**, the department shall publish and post on its website an estimated MPERS rate cap per pupil for each district.

(g) It is the intent of the legislature that any funds allocated under this subsection are first applied to pension contributions, and if any funds remain after that payment, those remaining funds shall be applied to other postemployment benefit contributions.

(h) As used in this subsection:

(i) "District library" means a district library established under the district library establishment act, 1989 PA 24, MCL 397.171 to 397.196.

(ii) "MPERS rate cap per pupil" means an amount equal to the quotient of the district's payment under this subsection divided by the district's pupils in membership.

(iii) "Participating entity" means a district, intermediate district, or district library that is a reporting unit of the Michigan public school employees' retirement system under the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1437, and that reports employees to the Michigan public school employees' retirement system for the applicable fiscal year.

(iv) "Retirement board" means the board that administers the retirement system under the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1437.

(v) "Retirement system" means the Michigan public school employees' retirement system under the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1437.

~~(2) In addition to the funds allocated under subsection (1), from the appropriation in section 11, there is allocated for 2017-2018 only an amount not to exceed \$200,000,000.00 for payments to participating entities. Notwithstanding section 17b, payments to eligible participating entities under this subsection shall be paid in 1 installment no later than October 20, 2017. Payments under this subsection shall be made as follows:~~

~~(a) The amount allocated to each participating entity under this subsection shall be based on each participating entity's proportion of the total covered payroll for the fiscal year ending September 30, 2016. A participating entity that receives funds under this subsection shall use the funds solely for purposes of this subsection.~~

~~(b) Each participating entity receiving funds under this subsection shall forward an amount equal to the sum of the amount allocated under this subsection and the amount allocated under subsection (1) to the retirement system in a form, manner, and time frame prescribed by the retirement system.~~

~~(c) Payments under this subsection shall be used by the retirement system specifically for the payment or prepayment of the final years or partial years of any additional costs to the retirement system due to the operation of section 81b of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1381b, without regard to the amortization of those costs under section 81b(5) of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1381b, and in a manner and form as determined by the office of retirement services.~~

~~(d) As used in this subsection:~~

~~(i) "Participating entity" means a district, intermediate district, community college, or district library that is a reporting unit of the Michigan public school employees' retirement system under the public school employees retirement act of 1979, 1980~~

PA 300, MCL 38.1301 to 38.1437, and that reports employees to the Michigan public school employees' retirement system for the applicable fiscal year.

(ii) "Retirement system" means the Michigan public school employees' retirement system under the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1437.

Sec. 147e. (1) From the appropriation in section 11, there is allocated for ~~2017-2018~~ **2018-2019** an amount not to exceed ~~\$23,100,000.00~~ **\$31,900,000.00** from the MPSERS retirement obligation reform reserve fund **AND \$5,700,000.00 FROM THE STATE SCHOOL AID FUND** for payments to participating entities.

(2) The payment to each participating entity under this section shall be the sum of the amounts under this subsection as follows:

(a) An amount equal to the contributions made by a participating entity for the additional contribution made to a qualified participant's Tier 2 account in an amount equal to the contribution made by the qualified participant not to exceed 3% of the qualified participant's compensation as provided for under section 131(6) of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1431, ~~if that act is amended by either Senate Bill No. 401 or House Bill No. 4647 of the 99th Legislature.~~

(b) Beginning October 1, 2017, an amount equal to the contributions made by a participating entity for a qualified participant who is only a Tier 2 qualified participant under section 81d of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1381d, not to exceed 4%, and, beginning February 1, 2018, not to exceed 1%, of the qualified participant's compensation, ~~if that act is amended by either Senate Bill No. 401 or House Bill No. 4647 of the 99th Legislature.~~

(c) An amount equal to the increase in employer normal cost contributions under section 41b(2) of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1341b, for a member that was hired after February 1, 2018 and chose to participate in Tier 1, compared to the employer normal cost contribution for a member under section 41b(1) of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1341b, ~~if section 41b of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1341b, is amended by either Senate Bill No. 401 or House Bill No. 4647 of the 99th Legislature.~~

(3) As used in this section:

(a) "Member" means that term as defined under the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1437.

(b) "Participating entity" means a district, intermediate district, or community college that is a reporting unit of the Michigan public school employees' retirement system under the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1437, and that reports employees to the Michigan public school employees' retirement system for the applicable fiscal year.

(c) "Qualified participant" means that term as defined under section 124 of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1424.

Sec. 152a. (1) As required by the court in the consolidated cases known as ~~Adair v State of Michigan, Adair v State of Michigan~~, 486 Mich 468 (2010), from the state school aid fund money appropriated in section 11, there is allocated for ~~2017-2018~~ **2018-2019** an amount not to exceed \$38,000,500.00 to be used solely for the purpose of paying necessary costs related to the state-mandated collection, maintenance, and reporting of data to this state.

(2) From the allocation in subsection (1), the department shall make payments to districts and intermediate districts in an equal amount per-pupil based on the total number of pupils in membership in each district and intermediate district. The department shall not make any adjustment to these payments after the final installment payment under section 17b is made.

Sec. 152b. (1) From the general fund money appropriated under section 11, there is allocated an amount not to exceed \$2,500,000.00 ~~for each fiscal year for 2016-2017 and for 2017-2018~~ **AND AN AMOUNT NOT TO EXCEED \$250,000.00 FOR 2018-2019** to reimburse actual costs incurred by nonpublic schools in complying with a health, safety, or welfare requirement mandated by a law or administrative rule of this state.

(2) By January 1 of each applicable fiscal year, the department shall publish a form for reporting actual costs incurred by a nonpublic school in complying with a health, safety, or welfare requirement mandated under state law containing each health, safety, or welfare requirement mandated by a law or administrative rule of this state applicable to a nonpublic school and with a reference to each relevant provision of law or administrative rule for the requirement. The form shall be posted on the department's website in electronic form.

(3) By June 30 of each applicable fiscal year, a nonpublic school seeking reimbursement for actual costs incurred in complying with a health, safety, or welfare requirement under a law or administrative rule of this state during each applicable school year shall submit a completed form described in subsection (2) to the department. This section does not require a nonpublic school to submit a form described in subsection (2). A nonpublic school is not eligible for reimbursement under this section if the nonpublic school does not submit the form described in subsection (2) in a timely manner.

(4) By August 15 of each applicable fiscal year, the department shall distribute funds to each nonpublic school that submits a completed form described under subsection (2) in a timely manner. The superintendent shall determine the amount of funds to be paid to each nonpublic school in an amount that does not exceed the nonpublic school's actual costs in complying with a health, safety, or welfare requirement under a law or administrative rule of this state. The superintendent shall calculate a nonpublic school's actual cost in accordance with this section.

(5) If the funds allocated under this section are insufficient to fully fund payments as otherwise calculated under this section, the department shall distribute funds under this section on a prorated or other equitable basis as determined by the superintendent.

(6) The department may review the records of a nonpublic school submitting a form described in subsection (2) only for the limited purpose of verifying the nonpublic school's compliance with this section. If a nonpublic school does not allow the department to review records under this subsection, the nonpublic school is not eligible for reimbursement under this section.

(7) The funds appropriated under this section are for purposes related to education, are considered to be incidental to the operation of a nonpublic school, are noninstructional in character, and are intended for the public purpose of ensuring the health, safety, and welfare of the children in nonpublic schools and to reimburse nonpublic schools for costs described in this section.

(8) Funds allocated under this section are not intended to aid or maintain any nonpublic school, support the attendance of any student at a nonpublic school, employ any person at a nonpublic school, support the attendance of any student at any location where instruction is offered to a nonpublic school student, or support the employment of any person at any location where instruction is offered to a nonpublic school student.

(9) For purposes of this section, "actual cost" means the hourly wage for the employee or employees performing a task or tasks required to comply with a health, safety, or welfare requirement under a law or administrative rule of this state identified by the department under subsection (2) and is to be calculated in accordance with the form published by the department under subsection (2), which shall include a detailed itemization of costs. The nonpublic school shall not charge more than the hourly wage of its lowest-paid employee capable of performing a specific task regardless of whether that individual is available and regardless of who actually performs a specific task. Labor costs under this subsection shall be estimated and charged in increments of 15 minutes or more, with all partial time increments rounded down. When calculating costs under subsection (4), fee components shall be itemized in a manner that expresses both the hourly wage and the number of hours charged. The nonpublic school may not charge any applicable labor charge amount to cover or partially cover the cost of health or fringe benefits. A nonpublic school shall not charge any overtime wages in the calculation of labor costs.

(10) For the purposes of this section, the actual cost incurred by a nonpublic school for taking daily student attendance shall be considered an actual cost in complying with a health, safety, or welfare requirement under a law or administrative rule of this state. Training fees, inspection fees, and criminal background check fees are considered actual costs in complying with a health, safety, or welfare requirement under a law or administrative rule of this state.

(11) The funds allocated under this section for ~~2016-2017~~ **2017-2018** are a work project appropriation, and any unexpended funds for ~~2016-2017~~ **2017-2018** are carried forward into ~~2017-2018~~ **2018-2019**. The purpose of the work project is to continue to reimburse nonpublic schools for actual costs incurred in complying with a health, safety, or welfare requirement mandated by a law or administrative rule of this state. The estimated completion date of the work project is September 30, ~~2019~~ **2020**.

(12) THE FUNDS ALLOCATED UNDER THIS SECTION FOR 2018-2019 ARE A WORK PROJECT APPROPRIATION, AND ANY UNEXPENDED FUNDS FOR 2018-2019 ARE CARRIED FORWARD INTO 2019-2020. THE PURPOSE OF THE WORK PROJECT IS TO CONTINUE TO REIMBURSE NONPUBLIC SCHOOLS FOR ACTUAL COSTS INCURRED IN COMPLYING WITH A HEALTH, SAFETY, OR WELFARE REQUIREMENT MANDATED BY A LAW OR ADMINISTRATIVE RULE OF THIS STATE. THE ESTIMATED COMPLETION DATE OF THE WORK PROJECT IS SEPTEMBER 30, 2020.

Sec. 163. (1) Except as provided in the revised school code, the board of a district or intermediate district shall not permit any of the following:

(a) ~~A noncertificated educator~~ **AN INDIVIDUAL WHO DOES NOT HOLD A VALID CERTIFICATE OR WHO IS NOT WORKING UNDER A VALID SUBSTITUTE PERMIT, AUTHORIZATION, OR APPROVAL ISSUED UNDER RULES PROMULGATED BY THE DEPARTMENT** to teach in an elementary or secondary school. ~~or in an adult basic education or high school completion program.~~

(b) ~~A noncertificated educator~~ **AN INDIVIDUAL WHO DOES NOT SATISFY THE REQUIREMENTS OF SECTION 1233 OF THE REVISED SCHOOL CODE, MCL 380.1233, AND RULES PROMULGATED BY THE DEPARTMENT** to provide counseling **SCHOOL COUNSELOR** services to pupils in an elementary or secondary school. ~~or in an adult basic education or high school completion program.~~

(c) ~~A noncertificated educator to administer~~ **AN INDIVIDUAL WHO DOES NOT SATISFY THE REQUIREMENTS OF SECTION 1246 OF THE REVISED SCHOOL CODE, MCL 380.1246, OR WHO IS NOT WORKING UNDER A VALID SUBSTITUTE PERMIT ISSUED UNDER RULES PROMULGATED BY THE DEPARTMENT, TO BE EMPLOYED AS A SUPERINTENDENT, PRINCIPAL, OR ASSISTANT PRINCIPAL, OR AS AN INDIVIDUAL WHOSE PRIMARY RESPONSIBILITY IS TO ADMINISTER** instructional programs in an elementary or secondary school, ~~or in an adult basic education or high school completion program, unless that educator is fulfilling applicable continuing education requirements.~~ **A DISTRICT OR INTERMEDIATE DISTRICT.**

(2) Except as provided in the revised school code, a district or intermediate district employing ~~educators not legally certificated or licensed~~ **INDIVIDUALS IN VIOLATION OF THIS SECTION** shall have deducted the sum equal to the amount paid the ~~educators~~ **INDIVIDUALS** for the period of ~~noncertificated, unlicensed, or illegal~~ employment. Each intermediate superintendent shall notify the department of the name of the ~~noncertificated or unlicensed educator,~~ **INDIVIDUAL EMPLOYED IN VIOLATION OF THIS SECTION**, and the district employing that individual and the amount of salary the ~~noncertificated or unlicensed educator~~ **INDIVIDUAL** was paid within a constituent district.

(3) If a school official is notified by the department that he or she is employing a ~~nonapproved, noncertificated, or unlicensed educator~~ **AN INDIVIDUAL** in violation of this section and knowingly continues to employ that ~~educator~~, **INDIVIDUAL**, the school official is guilty of a misdemeanor, punishable by a fine of \$1,500.00 for each incidence. This penalty is in addition to all other financial penalties otherwise specified in this article.

Sec. 164h. (1) Beginning October 1, 2017, a district or intermediate district shall not enter into a collective bargaining agreement that does any of the following:

(a) Establishes racial or religious preferences for employees.

(b) Automatically deducts union dues from employee compensation.

(c) Is in conflict with any state or federal law regarding district or intermediate district transparency.

(d) Includes a method of compensation that does not comply with section 1250 of the revised school code, MCL 380.1250.

THIS SUBDIVISION SHALL NOT BE CONSTRUED TO AFFECT THE OPERATION OF SECTION 15(3)(O) OF 1947 PA 336, MCL 423.215, THE OPERATION OF SECTION 1231 OF THE REVISED SCHOOL CODE, MCL 380.1231, OR THE REQUIREMENT TO CONFER IN GOOD FAITH WITH RESPECT TO WAGES UNDER SECTION 15(1) OF 1947 PA 336, MCL 423.215.

(2) A district or intermediate district that enters into a collective bargaining agreement in violation of subsection (1) shall forfeit an amount equal to 5% of the funds due to the district or intermediate district under this article.

Sec. 166b. (1) This act does not prohibit a parent or legal guardian of a minor who is enrolled in any of grades kindergarten to 12 in a nonpublic school or who is being home-schooled from also enrolling the minor in a district, public school academy, or intermediate district in any curricular offering that is provided by the district, public school academy, or intermediate district at a public school site and is available to pupils in the minor's grade level or age group, subject to compliance with the same requirements that apply to a full-time pupil's participation in the offering. However, state school aid shall be provided under this act for a minor enrolled as described in this subsection only for ~~A curricular offerings that are OFFERING THAT IS RESTRICTED TO NONESSENTIAL ELECTIVE COURSES AND IS~~ available to full-time pupils in the minor's grade level or age group. **FOR THE PURPOSES OF THIS SUBSECTION, A CURRICULAR OFFERING INCLUDES OPTIONAL EXPERIENCES ASSOCIATED WITH THE CURRICULAR OFFERING.**

(2) This act does not prohibit a parent or legal guardian of a minor who is enrolled in any of grades kindergarten to 12 in a nonpublic school or who resides within ~~the~~ ~~A~~ district and is being home-schooled from also enrolling the minor in the district in ~~a~~ ~~ANY NONESSENTIAL ELECTIVE~~ curricular offering being provided by the district at ~~the~~ ~~A~~ nonpublic school site. ~~However, state~~ **OR THAT IS PROVIDED BY THE DISTRICT, A PUBLIC SCHOOL ACADEMY, OR AN INTERMEDIATE DISTRICT AT A PUBLIC SCHOOL SITE, AND THAT IS AVAILABLE TO PUPILS IN THE MINOR'S GRADE LEVEL OR AGE GROUP, SUBJECT TO COMPLIANCE WITH THE SAME REQUIREMENTS THAT APPLY TO A FULL-TIME PUPIL'S PARTICIPATION IN THE OFFERING. FOR THE PURPOSES OF THIS SUBSECTION, A CURRICULAR OFFERING INCLUDES OPTIONAL EXPERIENCES ASSOCIATED WITH THE CURRICULAR OFFERING.** STATE school aid shall be provided under this act for a minor enrolled as described in this subsection only if all of the following apply:

(a) Either of the following:

(i) The nonpublic school site is located, or the nonpublic students are educated, within the geographic boundaries of the district.

(ii) If the nonpublic school has submitted a written request to the district in which the nonpublic school is located for the district to provide certain instruction under this subsection for a school year and the district does not agree to provide some or all of that instruction by May 1 immediately preceding that school year or, if the request is submitted after March 1 immediately preceding that school year, within 60 days after the nonpublic school submits the request, the instruction is instead provided by an eligible other district. This subparagraph does not require a nonpublic school to submit more than 1 request to the district in which the nonpublic school is located for that district to provide instruction under this subsection, and does not require a nonpublic school to submit an additional request to the district in which the nonpublic school is located for that district to provide additional instruction under this subsection beyond the instruction requested in the original request, before having the instruction provided by an eligible other district. A public school academy that is located in the district in which the nonpublic school is located or in an eligible other district also may provide instruction under this subparagraph under the same conditions as an eligible other district. As used in this subparagraph, "eligible other district" means a district that is located in the same intermediate district as the district in which the nonpublic school is located or is located in an intermediate district that is contiguous to that intermediate district.

(b) The nonpublic school is registered with the department as a nonpublic school and meets all state reporting requirements for nonpublic schools.

(c) The instruction is provided directly by a certified teacher ~~at~~ **OF** the district, ~~or~~ public school academy, or ~~at an~~ intermediate district.

(d) The curricular offering is also available to full-time pupils in the minor's grade level or age group in the district or public school academy at a public school site.

(e) The curricular offering is restricted to nonessential elective courses for pupils in grades kindergarten to 12.

(F) THE DISTRICT ENSURES THAT ALL INDIVIDUALS THAT HAVE CONTACT WITH PUPILS AS PART OF A COURSE PROVIDED TO PUPILS ENROLLED IN THE DISTRICT UNDER SECTION 166B AND COUNTED IN MEMBERSHIP UNDER SECTION 6 HAVE NOT BEEN CONVICTED OF SEXUAL MISCONDUCT.

(G) THE DISTRICT ENSURES THAT AN INDIVIDUAL WHO PROVIDES DIRECT OR INDIRECT CURRICULAR OFFERINGS TO PUPILS AS PART OF AN OPTIONAL OR REQUIRED COURSE PROVIDED TO PUPILS ENROLLED IN THE DISTRICT UNDER SECTION 166B AND COUNTED IN MEMBERSHIP UNDER SECTION 6, OR WHO HAS UNSUPERVISED CONTACT WITH PUPILS AS PART OF SUCH A COURSE, IS SUBJECT TO THE REQUIREMENTS UNDER SECTIONS 1230, 1230A, 1230B, 1230C, 1230D, 1230E, AND 1230G OF THE REVISED SCHOOL CODE, MCL 380.1230, 380.1230A, 380.1230B, 380.1230C, 380.1230D, 380.1230E, AND 380.1230G, AS IF THE INDIVIDUAL IS OFFERED FULL-TIME OR PART-TIME EMPLOYMENT IN THE DISTRICT, IS AN EMPLOYEE OF THE DISTRICT, OR IS ASSIGNED TO REGULARLY AND CONTINUOUSLY WORK UNDER CONTRACT IN ANY OF ITS SCHOOLS, AS APPLICABLE.

(H) THE DISTRICT ENSURES THAT EACH OPTIONAL EXPERIENCE ASSOCIATED WITH A COURSE PROVIDED TO PUPILS ENROLLED IN THE DISTRICT UNDER SECTION 166B AND COUNTED IN MEMBERSHIP UNDER SECTION 6 IS OFFERED ON A SCHEDULE THAT ENSURES THAT THE EXPERIENCE IS AVAILABLE TO THE MAJORITY OF FULL-TIME PUPILS IN MEMBERSHIP IN THE DISTRICT IN THE SAME GRADE LEVEL OR AGE GROUP AS PUPILS PARTICIPATING IN THE COURSE AND ENROLLED IN THE DISTRICT UNDER SECTION 166B.

(I) THE DISTRICT PROVIDES THE DEPARTMENT INFORMATION NECESSARY TO QUANTIFY ALL OF THE FOLLOWING, IN A FORM AND MANNER PRESCRIBED BY THE DEPARTMENT IN CONJUNCTION WITH THE CENTER:

(i) A COMPLETE LISTING OF ALL COURSES PROVIDED TO PUPILS COUNTED IN MEMBERSHIP IN THE DISTRICT.

(ii) COURSE ENROLLMENTS BY EACH PARTICIPANT USING LOCAL CODING AND THE SCHOOL CODES FOR THE EXCHANGE OF DATA (SCED).

(iii) IDENTIFICATION OF EACH COURSE TEACHER OR MENTOR.

(3) A nonessential course in grades 1 to 8 is a course other than a mathematics, science, social studies, and English language arts course required by the district for grade progression. Nonessential courses in grades 9 to 12 are those other than algebra 1, algebra 2, English 9-12, geometry, biology, chemistry, physics, economics, geography, American history, world history, the Constitution, government, and civics, or courses that fulfill the same credit requirement as these courses. Nonessential elective courses include courses offered by the local district for high school credit that are also capable of generating postsecondary credit, including, at least, advanced placement and international baccalaureate courses. College level courses taken by high school students for college credit are nonessential courses. Remedial courses for any grade in the above-listed essential courses are considered essential. Kindergarten is considered nonessential.

(4) Subject to section 6(4)(ii), a minor enrolled as described in this section is a part-time pupil for purposes of state school aid under this act.

(5) A district that receives a written request to provide instruction under subsection (2) shall reply to the request in writing by May 1 immediately preceding the applicable school year or, if the request is made after March 1 immediately preceding that school year, within 60 days after the nonpublic school submits the request. The written reply shall specify whether the district agrees to provide or does not agree to provide the instruction for each portion of instruction included in the request.

SEC. 167B. (1) NOT LATER THAN AUGUST 1, 2018, AND NOT LATER THAN AUGUST 1 OF EACH SUBSEQUENT YEAR, A DISTRICT OR INTERMEDIATE DISTRICT THAT OPERATES A SCHOOL VIOLENCE TIP LINE SHALL REPORT TO THE ATTORNEY GENERAL ON THE OPERATION OF THE TIP LINE. THE INFORMATION REPORTED MUST INCLUDE AT LEAST ALL OF THE FOLLOWING, FOR THE PURPOSES OF STUDYING BEST PRACTICES:

(A) WHETHER THE TIP LINE OPERATES 24 HOURS A DAY.

(B) WHETHER THE TIP LINE IS CONNECTED TO LOCAL LAW ENFORCEMENT.

(C) THE TYPE AND DURATION OF TRAINING FOR PERSONNEL WHO OPERATE THE TIP LINE.

(2) A DISTRICT OR INTERMEDIATE DISTRICT SHALL ANNUALLY DESIGNATE AT LEAST 1, BUT NO MORE THAN 2, EMPLOYEES AS THE SCHOOL OFFICIALS WHO WILL RECEIVE INFORMATION UNDER SECTION 3(4) OF THE STUDENT SAFETY ACT, 2013 PA 183, MCL 752.913, AND SHALL PROVIDE THE ATTORNEY GENERAL WITH THE CONTACT INFORMATION FOR THE DESIGNATED SCHOOL OFFICIALS THAT ALLOWS THE DESIGNATED SCHOOL OFFICIALS TO RECEIVE INFORMATION 24 HOURS A DAY, 365 DAYS A YEAR.

Sec. 169a. (1) A board member, official, or employee of a district or intermediate district shall ~~not interfere with the right or ability of~~ **PROVIDE ANY INFORMATION RECEIVED FROM** the Michigan schools for the deaf and blind to ~~provide information about the ITS residential program among~~ **TO** parents and guardians of pupils ~~or~~ **WHO ARE DEAF, DEAF-BLIND, OR HARD OF HEARING AND TO ANY** residents of the district or intermediate district ~~who request the information.~~

(2) Upon determining that a pupil is deaf or hard of hearing, a district or intermediate district shall provide to the pupil's parent or legal guardian information, provided by the Michigan coalition for deaf and hard of hearing persons, on educational placement options for deaf and hard of hearing children.

(3) Upon determining that a pupil is blind, a district or intermediate district shall provide to the pupil's parent or legal guardian information, provided by the Michigan federation for the blind, on educational placement options for blind children.

(4) A DISTRICT OR INTERMEDIATE DISTRICT THAT VIOLATES THIS SECTION SHALL FORFEIT AN AMOUNT EQUAL TO 5% OF THE FUNDS DUE TO THE DISTRICT OR INTERMEDIATE DISTRICT UNDER THIS ARTICLE.

Sec. 201. (1) Subject to the conditions set forth in this article, the amounts listed in this section are appropriated for community colleges for the fiscal year ending September 30, ~~2018, 2019~~, from the funds indicated in this section. The following is a summary of the appropriations in this section:

(a) The gross appropriation is ~~\$399,326,500.00.~~ **\$408,215,500.00.** After deducting total interdepartmental grants and intradepartmental transfers in the amount of \$0.00, the adjusted gross appropriation is ~~\$399,326,500.00.~~ **\$408,215,500.00.**

(b) The sources of the adjusted gross appropriation described in subdivision (a) are as follows:

(i) Total federal revenues, \$0.00.

(ii) Total local revenues, \$0.00.

(iii) Total private revenues, \$0.00.

(iv) Total other state restricted revenues, ~~\$398,301,500.00.~~ **\$408,215,500.00.**

(v) State general fund/general purpose money, ~~\$1,025,000.00.~~ **\$0.00.**

(2) Subject to subsection (3), the amount appropriated for community college operations is ~~\$319,050,900.00.~~ **\$322,250,900.00,** allocated as follows:

(a) The appropriation for Alpena Community College is ~~\$5,627,500.00, \$5,596,200.00 for operations and \$31,300.00 for performance funding.~~ **\$5,707,600.00, \$5,665,900.00 FOR OPERATIONS AND \$41,700.00 FOR PERFORMANCE FUNDING.**

(b) The appropriation for Bay de Noc Community College is ~~\$5,589,000.00, \$5,560,900.00 for operations and \$28,100.00 for performance funding.~~ **\$5,624,800.00, \$5,589,000.00 FOR OPERATIONS AND \$35,800.00 FOR PERFORMANCE FUNDING.**

(c) The appropriation for Delta College is ~~\$14,990,700.00, \$14,907,700.00 for operations and \$83,000.00 for performance funding.~~ **\$15,104,300.00, \$14,990,700.00 FOR OPERATIONS AND \$113,600.00 FOR PERFORMANCE FUNDING.**

(d) The appropriation for Glen Oaks Community College is ~~\$2,601,400.00, \$2,586,900.00 for operations and \$14,500.00 for performance funding.~~ **\$2,620,000.00, \$2,601,400.00 FOR OPERATIONS AND \$18,600.00 FOR PERFORMANCE FUNDING.**

(e) The appropriation for Gogebic Community College is ~~\$4,715,400.00, \$4,692,200.00 for operations and \$23,200.00 for performance funding.~~ **\$4,844,300.00, \$4,809,700.00 FOR OPERATIONS AND \$34,600.00 FOR PERFORMANCE FUNDING.**

(f) The appropriation for Grand Rapids Community College is ~~\$18,556,800.00, \$18,450,500.00 for operations and \$106,300.00 for performance funding.~~ **\$18,709,300.00, \$18,556,800.00 FOR OPERATIONS AND \$152,500.00 FOR PERFORMANCE FUNDING.**

(g) The appropriation for Henry Ford College is ~~\$22,299,200.00, \$22,176,000.00 for operations and \$123,200.00 for performance funding.~~ **\$22,463,600.00, \$22,299,200.00 FOR OPERATIONS AND \$164,400.00 FOR PERFORMANCE FUNDING.**

(h) The appropriation for Jackson College is ~~\$12,590,100.00, \$12,527,400.00 for operations and \$62,700.00 for performance funding.~~ **\$12,698,200.00, \$12,617,200.00 FOR OPERATIONS AND \$81,000.00 FOR PERFORMANCE FUNDING.**

(i) The appropriation for Kalamazoo Valley Community College is ~~\$12,948,700.00, \$12,873,900.00 for operations and \$74,800.00 for performance funding.~~ **\$13,046,600.00, \$12,948,700.00 FOR OPERATIONS AND \$97,900.00 FOR PERFORMANCE FUNDING.**

(j) The appropriation for Kellogg Community College is ~~\$10,143,600.00, \$10,087,500.00 for operations and \$56,100.00 for performance funding.~~ **\$10,214,400.00, \$10,143,600.00 FOR OPERATIONS AND \$70,800.00 FOR PERFORMANCE FUNDING.**

(k) The appropriation for Kirtland Community College is ~~\$3,289,400.00, \$3,270,000.00 for operations and \$19,400.00 for performance funding.~~ **\$3,321,600.00, \$3,289,400.00 FOR OPERATIONS AND \$32,200.00 FOR PERFORMANCE FUNDING.**

(l) The appropriation for Lake Michigan College is ~~\$5,523,600.00, \$5,492,800.00 for operations and \$30,800.00 for performance funding.~~ **\$5,672,100.00, \$5,631,000.00 FOR OPERATIONS AND \$41,100.00 FOR PERFORMANCE FUNDING.**

(m) The appropriation for Lansing Community College is ~~\$32,324,200.00, \$32,165,600.00 for operations and \$158,600.00 for performance funding.~~ **\$32,725,800.00, \$32,515,500.00 FOR OPERATIONS AND \$210,300.00 FOR PERFORMANCE FUNDING.**

(n) The appropriation for Macomb Community College is ~~\$33,863,600.00, \$33,681,800.00 for operations and \$181,800.00 for performance funding.~~ **\$34,124,000.00, \$33,863,600.00 FOR OPERATIONS AND \$260,400.00 FOR PERFORMANCE FUNDING.**

(o) The appropriation for Mid Michigan Community College is ~~\$4,968,900.00, \$4,937,400.00 for operations and \$31,500.00 for performance funding.~~ **\$5,112,400.00, \$5,068,300.00 FOR OPERATIONS AND \$44,100.00 FOR PERFORMANCE FUNDING.**

(p) The appropriation for Monroe County Community College is ~~\$4,665,500.00, \$4,636,700.00 for operations and \$28,800.00 for performance funding.~~ **\$4,708,600.00, \$4,665,500.00 FOR OPERATIONS AND \$43,100.00 FOR PERFORMANCE FUNDING.**

(q) The appropriation for Montcalm Community College is ~~\$3,446,300.00, \$3,426,700.00 for operations and \$19,600.00 for performance funding.~~ **\$3,542,900.00, \$3,515,200.00 FOR OPERATIONS AND \$27,700.00 FOR PERFORMANCE FUNDING.**

(r) The appropriation for C.S. Mott Community College is ~~\$16,258,100.00, \$16,167,200.00 for operations and \$90,900.00 for performance funding.~~ **\$16,381,600.00, \$16,258,100.00 FOR OPERATIONS AND \$123,500.00 FOR PERFORMANCE FUNDING.**

(s) The appropriation for Muskegon Community College is ~~\$9,203,000.00, \$9,150,600.00 for operations and \$52,400.00 for performance funding.~~ **\$9,264,700.00, \$9,203,000.00 FOR OPERATIONS AND \$61,700.00 FOR PERFORMANCE FUNDING.**

(t) The appropriation for North Central Michigan College is ~~\$3,353,200.00, \$3,330,200.00 for operations and \$23,000.00 for performance funding.~~ **\$3,402,600.00, \$3,368,400.00 FOR OPERATIONS AND \$34,200.00 FOR PERFORMANCE FUNDING.**

(u) The appropriation for Northwestern Michigan College is ~~\$9,508,900.00, \$9,459,800.00 for operations and \$49,100.00 for performance funding.~~ **\$9,625,400.00, \$9,559,700.00 FOR OPERATIONS AND \$65,700.00 FOR PERFORMANCE FUNDING.**

(v) The appropriation for Oakland Community College is ~~\$21,905,700.00, \$21,770,900.00 for operations and \$134,800.00 for performance funding.~~ **\$22,093,000.00, \$21,905,700.00 FOR OPERATIONS AND \$187,300.00 FOR PERFORMANCE FUNDING.**

(w) The appropriation for Schoolcraft College is ~~\$12,991,300.00, \$12,909,300.00 for operations and \$82,000.00 for performance funding.~~ **\$13,112,900.00, \$12,991,300.00 FOR OPERATIONS AND \$121,600.00 FOR PERFORMANCE FUNDING.**

(x) The appropriation for Southwestern Michigan College is ~~\$6,860,700.00, \$6,827,000.00 for operations and \$33,700.00 for performance funding.~~ **\$6,946,900.00, \$6,903,300.00 FOR OPERATIONS AND \$43,600.00 FOR PERFORMANCE FUNDING.**

(y) The appropriation for St. Clair County Community College is ~~\$7,300,100.00, \$7,259,300.00 for operations and \$40,800.00 for performance funding.~~ **\$7,358,700.00, \$7,300,100.00 FOR OPERATIONS AND \$58,600.00 FOR PERFORMANCE FUNDING.**

(z) The appropriation for Washtenaw Community College is ~~\$13,631,400.00, \$13,534,000.00 for operations and \$97,400.00 for performance funding.~~ **\$13,764,000.00, \$13,631,400.00 FOR OPERATIONS AND \$132,600.00 FOR PERFORMANCE FUNDING.**

(aa) The appropriation for Wayne County Community College is ~~\$17,338,300.00, \$17,234,200.00 for operations and \$104,100.00 for performance funding.~~ **\$17,487,200.00, \$17,338,300.00 FOR OPERATIONS AND \$148,900.00 FOR PERFORMANCE FUNDING.**

(bb) The appropriation for West Shore Community College is ~~\$2,556,300.00, \$2,540,000.00 for operations and \$16,300.00 for performance funding.~~ **\$2,573,400.00, \$2,556,300.00 FOR OPERATIONS AND \$17,100.00 FOR PERFORMANCE FUNDING.**

(3) The amount appropriated in subsection (2) for community college operations is ~~\$319,050,900.00~~ **\$322,250,900.00** and is appropriated from the state school aid fund.

(4) From the appropriations described in subsection (1), both of the following apply:

(a) Subject to section 207a, the amount appropriated for fiscal year ~~2017-2018~~ **2018-2019** to offset certain fiscal year ~~2017-2018~~ **2018-2019** retirement contributions is \$1,733,600.00, appropriated from the state school aid fund.

(b) For fiscal year ~~2017-2018~~ **2018-2019** only, there is allocated an amount not to exceed ~~\$3,612,000.00~~ **\$6,431,000.00** for payments to participating community colleges, appropriated from the state school aid fund. A community college that receives money under this subdivision shall use that money solely for the purpose of offsetting the normal cost contribution rate.

(5) From the appropriations described in subsection (1), subject to section 207b, the amount appropriated for payments to community colleges that are participating entities of the retirement system is ~~\$70,805,000.00,~~ **\$75,300,000.00**, appropriated from the state school aid fund.

(6) From the appropriations described in subsection (1), subject to section 207c, the amount appropriated for renaissance zone tax reimbursements is ~~\$3,100,000.00,~~ **\$2,500,000.00**, appropriated from the state school aid fund.

~~(7) From the appropriations described in subsection (1), there is appropriated \$1,025,000.00 from general fund/general purpose money, for fiscal year 2017-2018 only, to the Michigan Community College Association, for the purpose of enhancing the Michigan Transfer Network website to improve the transfer of college credit among Michigan's postsecondary institutions. The Michigan Community College Association shall provide information on request to the house and senate subcommittees on community colleges, the house and senate fiscal agencies, and the state budget director on the use of these funds until the project is completed.~~

Sec. 201a. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, ~~2019-2020~~ for the items listed in section 201. The fiscal year ~~2018-2019~~ **2019-2020** appropriations are anticipated to be the same as those for fiscal year ~~2017-2018~~, **2018-2019**, except that the amounts will be adjusted for changes in retirement costs, caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January ~~2018-2019~~ consensus revenue estimating conference.

Sec. 206. (1) The funds appropriated in section 201 are appropriated for community colleges with fiscal years ending June 30, ~~2018-2019~~ and shall be paid out of the state treasury and distributed by the state treasurer to the respective community colleges in 11 monthly installments on the sixteenth of each month, or the next succeeding business day, beginning with October 16, ~~2017-2018~~. Each community college shall accrue its July and August ~~2018-2019~~ payments to its institutional fiscal year ending June 30, ~~2018-2019~~.

(2) If the state budget director determines that a community college failed to submit any of the information described in subdivisions (a) to (f) in the form and manner specified by the center, the state treasurer shall, subject to subdivision (g), withhold the monthly installments from that community college until those data are submitted:

(a) ~~All verified~~ **THE** Michigan community colleges activities classification structure **VERIFIED DATA INVENTORY** data for the preceding academic year to the center by November 1 of each year as specified in section 217.

(b) The college credit opportunity data set as specified in section 209.

(c) The longitudinal data set for the preceding academic year to the center as specified in section 219.

(d) The annual independent audit as specified in section 222.

(e) Tuition and mandatory fees information for the current academic year as specified in section 225.

(f) The number and type of associate degrees and other certificates awarded during the previous academic year as specified in section 226.

(g) The state budget director shall notify the chairs of the house and senate appropriations subcommittees on community colleges at least 10 days before withholding funds from any community college.

Sec. 207a. All of the following apply to the allocation of the fiscal year ~~2017-2018~~ **2018-2019** appropriations described in section 201(4):

(a) A community college that receives money under section 201(4) shall use that money solely for the purpose of offsetting a portion of the retirement contributions owed by the college for that fiscal year.

(b) The amount allocated to each participating community college under section 201(4) shall be based on each college's percentage of the total covered payroll for all community colleges that are participating colleges in the immediately preceding fiscal year.

Sec. 207b. All of the following apply to the allocation of the fiscal year ~~2017-2018~~ **2018-2019** appropriations described in section 201(5) for payments to community colleges that are participating entities of the retirement system:

(a) The amount of a payment under section 201(5) shall be the difference between the unfunded actuarial accrued liability contribution rate as calculated under section 41 of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1341, as calculated without taking into account the maximum employer rate of 20.96% included in section 41 of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1341, and the maximum employer rate of 20.96% under section 41 of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1341.

(b) The amount allocated to each community college under section 201(5) shall be based on each community college's percentage of the total covered payroll for all community colleges that are participating colleges in the immediately preceding fiscal year. A community college that receives funds under this subdivision shall use the funds solely for the purpose of retirement contributions under section 201(5).

(c) Each participating college that receives funds under section 201(5) shall forward an amount equal to the amount allocated under subdivision (b) to the retirement system in a form and manner determined by the retirement system.

Sec. 207c. All of the following apply to the allocation of the appropriations described in section 201(6) to community colleges described in section 12(3) of the Michigan renaissance zone act, 1996 PA 376, MCL 125.2692:

(a) The amount allocated to each community college under section 201(6) for fiscal year ~~2017-2018~~ **2018-2019** shall be based on that community college's proportion of total revenue lost by community colleges as a result of the exemption of property taxes levied in ~~2017-2018~~ under the Michigan renaissance zone act, 1996 PA 376, MCL 125.2681 to 125.2696.

(b) The appropriations described in section 201(6) shall be made to each eligible community college within 60 days after the department of treasury certifies to the state budget director that it has received all necessary information to properly determine the amounts payable to each eligible community college under section 12 of the Michigan renaissance zone act, 1996 PA 376, MCL 125.2692.

Sec. 209. (1) Within 30 days after the board of a community college adopts its annual operating budget for the following fiscal year, or after the board adopts a subsequent revision to that budget, the community college shall make all of the following available through a link on its website homepage:

- (a) The annual operating budget and subsequent budget revisions.
- (b) A link to the most recent ~~“Activities Classification Structure Data Book and Companion”~~ **“MICHIGAN COMMUNITY COLLEGE DATA INVENTORY REPORT”**.
- (c) General fund revenue and expenditure projections for the current fiscal year and the next fiscal year.
- (d) A listing of all debt service obligations, detailed by project, anticipated ~~fiscal year~~ payment of each project, and total outstanding debt for the current fiscal year.
- (e) Links to all of the following for the community college:
 - (i) The current collective bargaining agreement for each bargaining unit.
 - (ii) Each health care benefits plan, including, but not limited to, medical, dental, vision, disability, long-term care, or any other type of benefits that would constitute health care services, offered to any bargaining unit or employee of the community college.
 - (iii) Audits and financial reports for the most recent fiscal year for which they are available.
 - (iv) A copy of the board of trustees resolution regarding compliance with best practices for the local strategic value component described in section 230(2).

(2) For statewide consistency and public visibility, community colleges must use the icon badge provided by the department of technology, management, and budget consistent with the icon badge developed by the department of education for K-12 school districts. It must appear on the front of each community college’s homepage. The size of the icon may be reduced to 150 x 150 pixels.

(3) The state budget director shall determine whether a community college has complied with this section. The state budget director may withhold a community college’s monthly installments described in section 206 until the community college complies with this section. The state budget director shall notify the chairs of the house and senate appropriations subcommittee on community colleges at least 10 days before withholding funds from any community college.

(4) Each community college shall report the following information to the senate and house appropriations subcommittees on community colleges, the senate and house fiscal agencies, and the state budget office by November 15 of each fiscal year and post that information on its website as required under subsection (1):

- (a) Budgeted current fiscal year general fund revenue from tuition and fees.
 - (b) Budgeted current fiscal year general fund revenue from state appropriations.
 - (c) Budgeted current fiscal year general fund revenue from property taxes.
 - (d) Budgeted current fiscal year total general fund revenue.
 - (e) Budgeted current fiscal year total general fund expenditures.
- (5) By November 15 of each year, a community college shall report the following information to the center and post the information on its website under the budget transparency icon badge:
- (a) Opportunities for earning college credit through the following programs:
 - (i) State approved career and technical education or a tech prep articulated program of study.
 - (ii) Direct college credit or concurrent enrollment.
 - (iii) Dual enrollment.
 - (iv) An early college/middle college program.
 - (b) For each program described in subdivision (a) that the community college offers, all of the following information:
 - (i) The number of high school students participating in the program.
 - (ii) The number of school districts that participate in the program with the community college.
 - (iii) Whether a college professor, qualified local school district employee, or other individual teaches the course or courses in the program.
 - (iv) The total cost to the community college to operate the program.
 - (v) The cost per credit hour for the course or courses in the program.
 - (vi) The location where the course or courses in the program are held.
 - (vii) Instructional resources offered to the program instructors.
 - (viii) Resources offered to the student in the program.
 - (ix) Transportation services provided to students in the program.

SEC. 209A. (1) A PUBLIC COMMUNITY COLLEGE SHALL DEVELOP, MAINTAIN, AND UPDATE A “CAMPUS SAFETY INFORMATION AND RESOURCES” LINK, PROMINENTLY DISPLAYED ON THE HOMEPAGE OF ITS WEBSITE, TO A SECTION OF ITS WEBSITE CONTAINING ALL OF THE INFORMATION REQUIRED UNDER SUBSECTION (2).

(2) THE “CAMPUS SAFETY INFORMATION AND RESOURCES” SECTION OF A PUBLIC COMMUNITY COLLEGE’S WEBSITE SHALL INCLUDE, BUT NOT BE LIMITED TO, ALL OF THE FOLLOWING INFORMATION:

- (A) EMERGENCY CONTACT NUMBERS FOR POLICE, FIRE, HEALTH, AND OTHER SERVICES.**

(B) HOURS, LOCATIONS, PHONE NUMBERS, AND ELECTRONIC MAIL CONTACTS FOR CAMPUS PUBLIC SAFETY OFFICES AND TITLE IX OFFICES.

(C) A LIST OF SAFETY AND SECURITY SERVICES PROVIDED BY THE COMMUNITY COLLEGE, INCLUDING TRANSPORTATION, ESCORT SERVICES, BUILDING SURVEILLANCE, ANONYMOUS TIP LINES, AND OTHER AVAILABLE SECURITY SERVICES.

(D) A PUBLIC COMMUNITY COLLEGE'S POLICIES APPLICABLE TO MINORS ON COMMUNITY COLLEGE PROPERTY.

(E) A DIRECTORY OF RESOURCES AVAILABLE AT THE COMMUNITY COLLEGE OR SURROUNDING COMMUNITY FOR STUDENTS OR EMPLOYEES WHO ARE SURVIVORS OF SEXUAL ASSAULT OR SEXUAL ABUSE.

(F) AN ELECTRONIC COPY OF "A RESOURCE HANDBOOK FOR CAMPUS SEXUAL ASSAULT SURVIVORS, FRIENDS AND FAMILY", PUBLISHED IN 2018 BY THE OFFICE OF THE GOVERNOR IN CONJUNCTION WITH THE FIRST LADY OF MICHIGAN.

(G) CAMPUS SECURITY POLICIES AND CRIME STATISTICS PURSUANT TO THE STUDENT RIGHT-TO-KNOW AND CAMPUS SECURITY ACT, PUBLIC LAW 101-542, 104 STAT 2381. INFORMATION SHALL INCLUDE ALL MATERIAL PREPARED PURSUANT TO THE PUBLIC INFORMATION REPORTING REQUIREMENTS UNDER THE CRIME AWARENESS AND CAMPUS SECURITY ACT OF 1990, TITLE II OF THE STUDENT RIGHT-TO-KNOW AND CAMPUS SECURITY ACT, PUBLIC LAW 101-542, 104 STAT 2381.

(3) A COMMUNITY COLLEGE SHALL CERTIFY TO THE STATE BUDGET DIRECTOR BY AUGUST 31, 2018 THAT IT IS IN COMPLIANCE WITH THIS SECTION. THE STATE BUDGET DIRECTOR MAY WITHHOLD A PUBLIC COMMUNITY COLLEGE'S MONTHLY INSTALLMENTS DESCRIBED IN SECTION 206 UNTIL THE PUBLIC COMMUNITY COLLEGE COMPLIES WITH THIS SECTION.

Sec. 210b. By March 1, ~~2018~~, **2019**, the Michigan Community College Association and the Michigan Association of State Universities shall submit a report to the senate and house appropriations subcommittees on community colleges, the senate and house fiscal agencies, and the state budget director on the activities and programs of the transfer steering committee since the March 1, ~~2017~~ **2018** report required under this section, including all of the following:

(a) The alignment of learning outcomes in gateway mathematics courses in the quantitative reasoning, college algebra, and statistics pathways and the transferability of mathematics gateway courses between and among community colleges and universities.

(b) The development of program-specific, statewide transfer pathways that meet program requirements for both associate and bachelor's degree programs.

(c) The development of an enhanced online communication tool to share information about postsecondary options in Michigan, course equivalencies, and transfer pathways that are clearly articulated.

(d) The establishment of clear timelines for developing and implementing transfer pathways.

(e) A progress report on the implementation of the Michigan transfer agreement.

SEC. 210F. BY FEBRUARY 1, 2019, THE MICHIGAN COMMUNITY COLLEGE ASSOCIATION, THE MICHIGAN ASSOCIATION OF STATE UNIVERSITIES, AND THE MICHIGAN INDEPENDENT COLLEGES AND UNIVERSITIES, ON BEHALF OF THEIR MEMBER COLLEGES AND UNIVERSITIES, SHALL SUBMIT TO THE SENATE AND HOUSE APPROPRIATIONS SUBCOMMITTEES ON HIGHER EDUCATION, THE SENATE AND HOUSE APPROPRIATIONS SUBCOMMITTEES ON COMMUNITY COLLEGES, THE SENATE AND HOUSE FISCAL AGENCIES, AND THE STATE BUDGET DIRECTOR A COMPREHENSIVE REPORT DETAILING THE NUMBER OF ACADEMIC PROGRAM PARTNERSHIPS BETWEEN PUBLIC COMMUNITY COLLEGES, PUBLIC UNIVERSITIES, AND PRIVATE COLLEGES AND UNIVERSITIES, INCLUDING, BUT NOT LIMITED TO, THE FOLLOWING INFORMATION:

(A) THE NAMES OF THE BACCALAUREATE DEGREE PROGRAMS OF STUDY OFFERED BY PUBLIC AND PRIVATE UNIVERSITIES ON COMMUNITY COLLEGE CAMPUSES.

(B) THE NAMES OF THE ARTICULATION AGREEMENTS FOR BACCALAUREATE DEGREE PROGRAMS OF STUDY BETWEEN PUBLIC COMMUNITY COLLEGES, PUBLIC UNIVERSITIES, AND PRIVATE COLLEGES AND UNIVERSITIES.

(C) THE NUMBER OF STUDENTS ENROLLED AND NUMBER OF DEGREES AWARDED THROUGH ARTICULATION AGREEMENTS, AND THE NUMBER OF COURSES OFFERED, NUMBER OF STUDENTS ENROLLED, AND NUMBER OF DEGREES AWARDED THROUGH ON-CAMPUS PROGRAMS NAMED IN SUBDIVISION (A) FROM JULY 1, 2017 THROUGH JUNE 30, 2018.

SEC. 215. BY OCTOBER 31, EACH COMMUNITY COLLEGE RECEIVING FUNDS UNDER SECTION 201 SHALL REPORT TO THE SENATE AND HOUSE APPROPRIATIONS SUBCOMMITTEES ON COMMUNITY COLLEGES, THE SENATE AND HOUSE FISCAL AGENCIES, AND THE STATE BUDGET DIRECTOR ITS ANNUAL TITLE IX REPORT, ALSO KNOWN AS THE STUDENT SEXUAL MISCONDUCT REPORT, ISSUED BY THE TITLE IX COORDINATOR, AS REQUIRED UNDER THE FEDERAL CAMPUS SAVE ACT OF 2013, PUBLIC LAW 113-4, SECTION 304, 127 STAT 54, 89-92 (2013).

Sec. 217. (1) The center shall do all of the following:

(a) Establish, maintain, and coordinate the state community college database commonly known as the ~~“activities classification structure” or “ACS” database.~~ **MICHIGAN COMMUNITY COLLEGE DATA INVENTORY”.**

(b) Collect data concerning community colleges and community college programs in this state, including data required by law.

(c) Establish procedures to ensure the validity and reliability of the data and the collection process.

(d) Develop model data collection policies, including, but not limited to, policies that ensure the privacy of any individual student data. Privacy policies shall ensure that student social security numbers are not released to the public for any purpose.

(e) Provide data in a useful manner to allow state policymakers and community college officials to make informed policy decisions.

(F) WORK WITH THE TALENT INVESTMENT AGENCY IN THE DEPARTMENT OF TALENT AND ECONOMIC DEVELOPMENT TO COMPILE AND PUBLISH ELECTRONICALLY THE DEMOGRAPHIC ENROLLMENT PROFILE.

(2) There is created within the center the ~~activities classification structure~~ **MICHIGAN COMMUNITY COLLEGE DATA INVENTORY** advisory committee. The committee shall provide advice to the director of the center regarding the management of the state community college database, including, but not limited to:

(a) Determining what data are necessary to collect and maintain to enable state and community college officials to make informed policy decisions.

(b) Defining the roles of all stakeholders in the data collection system.

(c) Recommending timelines for the implementation and ongoing collection of data.

(d) Establishing and maintaining data definitions, data transmission protocols, and system specifications and procedures for the efficient and accurate transmission and collection of data.

(e) Establishing and maintaining a process for ensuring the accuracy of the data.

(f) Establishing and maintaining policies related to data collection, including, but not limited to, privacy policies related to individual student data.

(g) Ensuring that the data are made available to state policymakers and citizens of this state in the most useful format possible.

(h) Addressing other matters as determined by the director of the center or as required by law.

(3) The ~~activities classification structure~~ **MICHIGAN COMMUNITY COLLEGE DATA INVENTORY** advisory committee created in subsection (2) shall consist of the following members:

(a) One representative from the house fiscal agency, appointed by the director of the house fiscal agency.

(b) One representative from the senate fiscal agency, appointed by the director of the senate fiscal agency.

(c) One representative from the workforce development agency, appointed by the director of the workforce development agency.

(d) One representative from the center, appointed by the director of the center.

(e) One representative from the state budget office, appointed by the state budget director.

(f) One representative from the governor’s policy office, appointed by that office.

(g) Four representatives of the Michigan Community College Association, appointed by the president of the association. From the groupings of community colleges given in ~~table 17 of the activities classification structure~~ **THE MICHIGAN COMMUNITY COLLEGE DATA INVENTORY** database described in subsection (1), the association shall appoint 1 representative each from group 1, group 2, and group 3, and 1 representative from either group 3 or 4.

Sec. 225. Each community college shall report to the center by August 31 of each year the tuition and mandatory fees paid by a full-time in-district student and a full-time out-of-district student as established by the college governing board for the current academic year. This report should also include the annual cost of ~~attendance~~ **TUITION AND FEES** based on a full-time course load of 30 credits. **THIS REPORT MUST ALSO SPECIFY THE AMOUNT THAT TUITION AND FEES HAVE INCREASED FOR EACH INSTITUTION FROM THE PRIOR ACADEMIC YEAR.** Each community college shall also report any revisions to the reported current academic year tuition and mandatory fees adopted by the college governing board to the center within 15 days of being adopted. The center shall provide this information and any revisions to the house and senate fiscal agencies and the state budget director.

Sec. 226. Each community college shall report to the center **BY OCTOBER 15 OF EACH YEAR** the numbers and type of associate degrees and other certificates awarded by the community college during the previous ~~fiscal~~ **ACADEMIC** year : ~~The report shall be made not later than November 15 of each year. Community colleges shall work with the center to develop a systematic approach for meeting this requirement using the P-20 longitudinal data system.~~

Sec. 229. (1) Each community college that receives an appropriation in section 201 is expected to include in its admission application process a specific question as to whether an applicant for admission has ever served or is currently serving in the United States Armed Forces or is the spouse or dependent of an individual who has served or is currently serving in the United States Armed Forces, in order to more quickly identify potential educational assistance available to that applicant.

(2) It is expected that each public community college that receives an appropriation in section 201 shall work with the house and senate community college subcommittees, the Michigan Community College Association, and veterans groups to review the issue of in-district tuition for veterans of this state when determining tuition rates and fees.

(3) As used in this section, “veteran” means an honorably discharged veteran entitled to educational assistance under the provisions of section 5003 of the post-911 veterans educational assistance act of 2008, 38 USC 3301 to 3325-~~3327~~.

Sec. 229a. Included in the fiscal year ~~2017-2018~~ **2018-2019** appropriations for the department of technology, management, and budget are appropriations totaling ~~\$30,879,600.00~~ **\$36,378,100.00** to provide funding for the state share of costs for previously constructed capital projects for community colleges. Those appropriations for state building authority rent represent additional state general fund support for community colleges, and the following is an estimate of the amount of that support to each community college:

- (a) Alpena Community College, ~~\$630,000.00~~ **\$876,300.00**.
- (b) Bay de Noc Community College, ~~\$682,400.00~~ **\$677,000.00**.
- (c) Delta College, ~~\$3,347,300.00~~ **\$3,798,700.00**.
- (d) Glen Oaks Community College, ~~\$124,000.00~~ **\$123,000.00**.
- (e) Gogebic Community College, ~~\$56,400.00~~ **\$56,000.00**.
- (f) Grand Rapids Community College, ~~\$2,075,300.00~~ **\$2,536,500.00**.
- (g) Henry Ford College, ~~\$1,036,200.00~~ **\$1,028,000.00**.
- (h) Jackson College, ~~\$2,264,800.00~~ **\$2,164,000.00**.
- (i) Kalamazoo Valley Community College, ~~\$1,957,400.00~~ **\$1,942,000.00**.
- (j) Kellogg Community College, ~~\$524,100.00~~ **\$681,300.00**.
- (k) Kirtland Community College, ~~\$365,900.00~~ **\$591,800.00**.
- (l) Lake Michigan College, ~~\$342,700.00~~ **\$975,800.00**.
- (m) Lansing Community College, ~~\$1,150,000.00~~ **\$1,141,000.00**.
- (n) Macomb Community College, ~~\$1,662,100.00~~ **\$1,649,000.00**.
- (o) Mid Michigan Community College, ~~\$1,627,800.00~~ **\$1,615,000.00**.
- (p) Monroe County Community College, ~~\$1,273,000.00~~ **\$1,544,300.00**.
- (q) Montcalm Community College, ~~\$978,700.00~~ **\$971,000.00**.
- (r) C.S. Mott Community College, ~~\$1,817,300.00~~ **\$2,107,200.00**.
- (s) Muskegon Community College, ~~\$570,500.00~~ **\$989,000.00**.
- (t) North Central Michigan College, ~~\$416,300.00~~ **\$668,000.00**.
- (u) Northwestern Michigan College, ~~\$1,315,400.00~~ **\$1,844,900.00**.
- (v) Oakland Community College, ~~\$468,700.00~~ **\$465,000.00**.
- (w) Schoolcraft College, ~~\$1,558,300.00~~ **\$2,296,000.00**.
- (x) Southwestern Michigan College, ~~\$531,700.00~~ **\$887,500.00**.
- (y) St. Clair County Community College, ~~\$358,800.00~~ **\$723,500.00**.
- (z) Washtenaw Community College, ~~\$1,689,300.00~~ **\$1,826,000.00**.
- (aa) Wayne County Community College, ~~\$1,473,600.00~~ **\$1,462,000.00**.
- (bb) West Shore Community College, ~~\$581,600.00~~ **\$738,300.00**.

Sec. 230. (1) Money included in the appropriations for community college operations under section 201(2) in fiscal year ~~2017-2018~~ **2018-2019** for performance funding is distributed based on the following formula:

- (a) Allocated proportionate to fiscal year ~~2016-2017~~ **2017-2018** base appropriations, 30%.
- (b) Based on a weighted student contact hour formula as provided for in the 2016 recommendations of the performance indicators task force, 30%.
- (c) Based on the performance improvement as provided for in the 2016 recommendations of the performance indicators task force, 10%.
- (d) Based on the performance completion number as provided for in the 2016 recommendations of the performance indicators task force, 10%.
- (e) Based on the performance completion rate as provided for in the 2016 recommendations of the performance indicators task force, 10%.
- (f) Based on administrative costs, 5%.
- (g) Based on the local strategic value component, as developed in cooperation with the Michigan Community College Association and described in subsection (2), 5%.

(2) Money included in the appropriations for community college operations under section 201(2) for local strategic value shall be allocated to each community college that certifies to the state budget director, through a board of trustees resolution on or before October 15, ~~2017-~~ **2018**, that the college has met 4 out of 5 best practices listed in each category described in subsection (3). The resolution shall provide specifics as to how the community college meets each best practice measure within each category. One-third of funding available under the strategic value component shall be allocated to each category described in subsection (3). Amounts distributed under local strategic value shall be on a proportionate basis to each college’s fiscal year ~~2016-2017~~ **2017-2018** operations funding. Payments to community colleges that qualify for local strategic value funding shall be distributed with the November installment payment described in section 206.

(3) For purposes of subsection (2), the following categories of best practices reflect functional activities of community colleges that have strategic value to the local communities and regional economies:

- (a) For Category A, economic development and business or industry partnerships, the following:
 - (i) The community college has active partnerships with local employers including hospitals and health care providers.

- (ii) The community college provides customized on-site training for area companies, employees, or both.
- (iii) The community college supports entrepreneurship through a small business assistance center or other training or consulting activities targeted toward small businesses.
- (iv) The community college supports technological advancement through industry partnerships, incubation activities, or operation of a Michigan technical education center or other advanced technology center.
- (v) The community college has active partnerships with local or regional workforce and economic development agencies.
- (b) For Category B, educational partnerships, the following:
 - (i) The community college has active partnerships with regional high schools, intermediate school districts, and career-tech centers to provide instruction through dual enrollment, concurrent enrollment, direct credit, middle college, or academy programs.
 - (ii) The community college hosts, sponsors, or participates in enrichment programs for area K-12 students, such as college days, summer or after-school programming, or Science Olympiad.
 - (iii) The community college provides, supports, or participates in programming to promote successful transitions to college for traditional age students, including grant programs such as talent search, upward bound, or other activities to promote college readiness in area high schools and community centers.
 - (iv) The community college provides, supports, or participates in programming to promote successful transitions to college for new or reentering adult students, such as adult basic education, a high school equivalency test preparation program and testing, or recruiting, advising, or orientation activities specific to adults. As used in this subparagraph, "high school equivalency test preparation program" means that term as defined in section 4.
 - (v) The community college has active partnerships with regional 4-year colleges and universities to promote successful transfer, such as articulation, 2+2, or reverse transfer agreements or operation of a university center.
- (c) For Category C, community services, the following:
 - (i) The community college provides continuing education programming for leisure, wellness, personal enrichment, or professional development.
 - (ii) The community college operates or sponsors opportunities for community members to engage in activities that promote leisure, wellness, cultural or personal enrichment such as community sports teams, theater or musical ensembles, or artist guilds.
 - (iii) The community college operates public facilities to promote cultural, educational, or personal enrichment for community members, such as libraries, computer labs, performing arts centers, museums, art galleries, or television or radio stations.
 - (iv) The community college operates public facilities to promote leisure or wellness activities for community members, including gymnasiums, athletic fields, tennis courts, fitness centers, hiking or biking trails, or natural areas.
 - (v) The community college promotes, sponsors, or hosts community service activities for students, staff, or community members.

(4) Payments for performance funding under section 201(2) shall be made to a community college only if that community college actively participates in the Michigan Transfer Network sponsored by the Michigan Association of Collegiate Registrars and Admissions Officers and submits timely updates, including updated course equivalencies at least every 6 months, to the Michigan transfer network. The state budget director shall determine if a community college has not satisfied this requirement. The state budget director may withhold payments for performance funding until a community college is in compliance with this section.

Sec. 236. (1) Subject to the conditions set forth in this article, the amounts listed in this section are appropriated for higher education for the fiscal year ending September 30, 2018, ~~2019~~, from the funds indicated in this section. The following is a summary of the appropriations in this section:

- (a) The gross appropriation is ~~\$1,629,224,400.00~~. **\$1,669,732,600.00**. After deducting total interdepartmental grants and intradepartmental transfers in the amount of \$0.00, the adjusted gross appropriation is ~~\$1,629,224,400.00~~. **\$1,669,732,600.00**.
- (b) The sources of the adjusted gross appropriation described in subdivision (a) are as follows:
 - (i) Total federal revenues, ~~\$111,526,400.00~~. **\$123,526,400.00**.
 - (ii) Total local revenues, \$0.00.
 - (iii) Total private revenues, \$0.00.
 - (iv) Total other state restricted revenues, ~~\$238,443,500.00~~. **\$500,188,300.00**.
 - (v) State general fund/general purpose money, ~~\$1,279,254,500.00~~. **\$1,046,017,900.00**.
- (2) Amounts appropriated for public universities are as follows:
 - (a) The appropriation for Central Michigan University is ~~\$85,654,400.00, \$83,925,500.00 for operations and \$1,728,900.00 for performance funding.~~ **\$87,415,000.00, \$85,654,400.00 FOR OPERATIONS AND \$1,760,600.00 FOR PERFORMANCE FUNDING.**
 - (b) The appropriation for Eastern Michigan University is ~~\$75,169,900.00, \$73,593,800.00 for operations and \$1,576,100.00 for performance funding.~~ **\$76,979,300.00, \$75,169,900.00 FOR OPERATIONS AND \$1,809,400.00 FOR PERFORMANCE FUNDING.**
 - (c) The appropriation for Ferris State University is ~~\$53,595,500.00, \$52,259,900.00 for operations and \$1,335,600.00 for performance funding.~~ **\$54,950,700.00, \$53,595,500.00 FOR OPERATIONS AND \$1,355,200.00 FOR PERFORMANCE FUNDING.**

(d) The appropriation for Grand Valley State University is ~~\$70,100,100.00, \$68,227,900.00 for operations and \$1,872,200.00 for performance funding.~~ **\$72,056,600.00, \$70,100,100.00 FOR OPERATIONS AND \$1,956,500.00 FOR PERFORMANCE FUNDING.**

(e) The appropriation for Lake Superior State University is ~~\$13,775,000.00, \$13,567,400.00 for operations and \$207,600.00 for performance funding.~~ **\$13,987,000.00, \$13,775,000.00 FOR OPERATIONS AND \$212,000.00 FOR PERFORMANCE FUNDING.**

(f) The appropriation for Michigan State University is ~~\$344,404,800.00, \$275,862,100.00 for operations, \$5,377,000.00 for performance funding, \$33,913,100.00 for MSU AgBioResearch, and \$29,252,600.00 for MSU Extension.~~ **\$350,703,300.00, \$281,239,100.00 FOR OPERATIONS, \$5,035,100.00 FOR PERFORMANCE FUNDING, \$34,591,400.00 FOR MSU AGBIORESEARCH, AND \$29,837,700.00 FOR MSU EXTENSION.**

(g) The appropriation for Michigan Technological University is ~~\$49,052,200.00, \$48,097,500.00 for operations and \$954,700.00 for performance funding.~~ **\$49,949,600.00, \$49,052,200.00 FOR OPERATIONS AND \$897,400.00 FOR PERFORMANCE FUNDING.**

(h) The appropriation for Northern Michigan University is ~~\$47,137,400.00, \$46,279,200.00 for operations and \$858,200.00 for performance funding.~~ **\$47,998,400.00, \$47,137,400.00 FOR OPERATIONS AND \$861,000.00 FOR PERFORMANCE FUNDING.**

(i) The appropriation for Oakland University is ~~\$51,235,900.00, \$49,920,700.00 for operations and \$1,315,200.00 for performance funding.~~ **\$52,819,200.00, \$51,235,900.00 FOR OPERATIONS AND \$1,583,300.00 FOR PERFORMANCE FUNDING.**

(j) The appropriation for Saginaw Valley State University is ~~\$29,766,100.00, \$29,114,000.00 for operations and \$652,100.00 for performance funding.~~ **\$30,528,000.00, \$29,766,100.00 FOR OPERATIONS AND \$761,900.00 FOR PERFORMANCE FUNDING.**

(k) The appropriation for University of Michigan – Ann Arbor is ~~\$314,589,100.00, \$308,639,000.00 for operations and \$5,950,100.00 for performance funding.~~ **\$320,782,400.00, \$314,589,100.00 FOR OPERATIONS AND \$6,193,300.00 FOR PERFORMANCE FUNDING.**

(l) The appropriation for University of Michigan – Dearborn is ~~\$25,421,900.00, \$24,803,300.00 for operations and \$618,600.00 for performance funding.~~ **\$26,071,800.00, \$25,421,900.00 FOR OPERATIONS AND \$649,900.00 FOR PERFORMANCE FUNDING.**

(m) The appropriation for University of Michigan – Flint is ~~\$23,061,800.00, \$22,549,300.00 for operations and \$512,500.00 for performance funding.~~ **\$23,585,400.00, \$23,061,800.00 FOR OPERATIONS AND \$523,600.00 FOR PERFORMANCE FUNDING.**

(n) The appropriation for Wayne State University is ~~\$199,169,800.00, \$196,064,500.00 for operations and \$3,105,300.00 for performance funding.~~ **\$202,363,200.00, \$199,169,800.00 FOR OPERATIONS AND \$3,193,400.00 FOR PERFORMANCE FUNDING.**

(o) The appropriation for Western Michigan University is ~~\$109,376,800.00, \$107,440,900.00 for operations and \$1,935,900.00 for performance funding.~~ **\$111,151,000.00, \$109,376,800.00 FOR OPERATIONS AND \$1,774,200.00 FOR PERFORMANCE FUNDING.**

(3) The amount appropriated in subsection (2) for public universities is appropriated from the following:

(a) State school aid fund, ~~\$231,219,500.00.~~ **\$494,286,300.00.**

(b) State general fund/general purpose money, ~~\$1,260,291,200.00.~~ **\$1,027,054,600.00.**

(4) The amount appropriated for Michigan public school employees' retirement system reimbursement is ~~\$6,705,000.00;~~ **\$5,133,000.00**, appropriated from the state school aid fund.

(5) The amount appropriated for state and regional programs is \$315,000.00, appropriated from general fund/general purpose money and allocated as follows:

(a) Higher education database modernization and conversion, \$200,000.00.

(b) Midwestern Higher Education Compact, \$115,000.00.

(6) The amount appropriated for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks program is \$2,691,500.00, appropriated from general fund/general purpose money and allocated as follows:

(a) Select student support services, \$1,956,100.00.

(b) Michigan college/university partnership program, \$586,800.00.

(c) Morris Hood, Jr. educator development program, \$148,600.00.

(7) Subject to subsection (8), the amount appropriated for grants and financial aid is ~~\$127,583,200.00;~~ **\$139,583,200.00**, allocated as follows:

(a) State competitive scholarships, ~~\$26,361,700.00.~~ **\$32,361,700.00.**

(b) Tuition grants, \$38,021,500.00.

(c) Tuition incentive program, ~~\$58,300,000.00.~~ **\$64,300,000.00.**

(d) Children of veterans and officer's survivor tuition grant programs, \$1,400,000.00.

(e) Project GEAR-UP, \$3,200,000.00.

(f) North American Indian tuition waiver, \$300,000.00.

(8) The money appropriated in subsection (7) for grants and financial aid is appropriated from the following:

(a) Federal revenues under the United States Department of Education, Office of Elementary and Secondary Education, GEAR-UP program, \$3,200,000.00.

(b) Federal revenues under the social security act, temporary assistance for needy families, ~~\$108,326,400.00~~ **\$120,326,400.00**.

(c) Contributions to children of veterans tuition grant program, \$100,000.00.

(d) State general fund/general purpose money, \$15,956,800.00.

(9) For fiscal year ~~2017-2018~~ **2018-2019** only, in addition to the allocation under subsection (4), from the appropriations described in subsection (1), there is allocated an amount not to exceed ~~\$419,000.00~~ **\$669,000.00** for payments to participating public universities, appropriated from the state school aid fund. A university that receives money under this subsection shall use that money solely for the purpose of offsetting the normal cost contribution rate. As used in this subsection, "participating public universities" means public universities that are a reporting unit of the Michigan public school employees' retirement system under the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1437, and that pay contributions to the Michigan public school employees' retirement system for the state fiscal year.

Sec. 236a. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, ~~2019-2020~~ for the items listed in section 236. The fiscal year ~~2018-2019~~ **2019-2020** appropriations are anticipated to be the same as those for fiscal year ~~2017-2018~~, **2018-2019**, except that the amounts will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January ~~2018-2019~~ consensus revenue estimating conference.

Sec. 236b. In addition to the funds appropriated in section 236, there is appropriated for grants and financial aid in fiscal year ~~2017-2018~~ **2018-2019** an amount not to exceed \$6,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393, for another purpose under this article.

Sec. 236c. In addition to the funds appropriated for fiscal year ~~2017-2018~~ **2018-2019** in section 236, appropriations to the department of technology, management, and budget in the act providing general appropriations for fiscal year ~~2017-2018~~ **2018-2019** for state building authority rent, totaling an estimated ~~\$144,995,300.00~~, **\$155,478,500.00**, provide funding for the state share of costs for previously constructed capital projects for state universities. These appropriations for state building authority rent represent additional state general fund support provided to public universities, and the following is an estimate of the amount of that support to each university:

(a) Central Michigan University, ~~\$12,570,900.00~~ **\$12,936,500.00**.

(b) Eastern Michigan University, ~~\$5,177,500.00~~ **\$7,083,900.00**.

(c) Ferris State University, ~~\$6,658,300.00~~ **\$8,275,000.00**.

(d) Grand Valley State University, ~~\$7,057,800.00~~ **\$8,800,000.00**.

(e) Lake Superior State University, ~~\$1,832,400.00~~ **\$2,285,800.00**.

(f) Michigan State University, ~~\$15,500,500.00~~ **\$16,790,400.00**.

(g) Michigan Technological University, ~~\$7,225,100.00~~ **\$6,782,000.00**.

(h) Northern Michigan University, ~~\$7,786,500.00~~ **\$7,309,000.00**.

(i) Oakland University, ~~\$13,492,400.00~~ **\$12,665,000.00**.

(j) Saginaw Valley State University, ~~\$10,918,500.00~~ **\$10,984,000.00**.

(k) University of Michigan - Ann Arbor, ~~\$10,586,200.00~~ **\$11,861,000.00**.

(l) University of Michigan - Dearborn, ~~\$9,581,500.00~~ **\$10,918,000.00**.

(m) University of Michigan - Flint, ~~\$4,315,600.00~~ **\$6,244,800.00**.

(n) Wayne State University, ~~\$16,378,300.00~~ **\$16,480,200.00**.

(o) Western Michigan University, ~~\$15,913,800.00~~ **\$16,062,900.00**.

SEC. 236F. SUBJECT TO THE CONDITIONS SET FORTH IN THIS ARTICLE, THE ALLOCATION OF THE AMOUNT APPROPRIATED FOR GRANTS AND FINANCIAL AID UNDER SECTION 236(7) FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2018 IS REVISED AS FOLLOWS:

(A) THE ALLOCATION FOR STATE COMPETITIVE SCHOLARSHIPS UNDER SECTION 236(7)(A) IS INCREASED \$6,000,000.00, RESULTING IN A TOTAL ALLOCATION OF \$32,361,700.00 FOR STATE COMPETITIVE SCHOLARSHIPS UNDER SECTION 236(7)(A) FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2018.

(B) THE ALLOCATION FOR TUITION GRANTS UNDER SECTION 236(7)(B) IS DECREASED \$6,000,000.00, RESULTING IN A TOTAL ALLOCATION OF \$32,021,500.00 FOR TUITION GRANTS UNDER SECTION 236(7)(B) FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2018.

Sec. 241. (1) Subject to sections 244 and 265a, the funds appropriated in section 236 to public universities shall be paid out of the state treasury and distributed by the state treasurer to the respective institutions in 11 equal monthly installments on the sixteenth of each month, or the next succeeding business day, beginning with October 16, ~~2017~~ **2018**. Except for Wayne State University, each institution shall accrue its July and August ~~2018-2019~~ payments to its institutional fiscal year ending June 30, ~~2018-2019~~.

(2) All public universities shall submit higher education institutional data inventory (HEIDI) data and associated financial and program information requested by and in a manner prescribed by the state budget director. For public universities with fiscal years ending June 30, 2017-2018, these data shall be submitted to the state budget director by October 15, 2017-2018. Public universities with a fiscal year ending September 30, 2017-2018 shall submit preliminary HEIDI data by November 15, 2017-2018 and final data by December 15, 2017-2018. If a public university fails to submit HEIDI data and associated financial aid program information in accordance with this reporting schedule, the state treasurer may withhold the monthly installments under subsection (1) to the public university until those data are submitted.

Sec. 245. (1) A public university shall maintain a public transparency website available through a link on its website homepage. The public university shall update this website within 30 days after the university's governing board adopts its annual operating budget for the next academic year, or after the governing board adopts a subsequent revision to that budget.

(2) The website required under subsection (1) shall include all of the following concerning the public university:

(a) The annual operating budget and subsequent budget revisions.

(b) A summary of current expenditures for the most recent fiscal year for which they are available, expressed as pie charts in the following 2 categories:

(i) A chart of personnel expenditures, broken into the following subcategories:

(A) Earnings and wages.

(B) Employee benefit costs, including, but not limited to, medical, dental, vision, life, disability, and long-term care benefits.

(C) Retirement benefit costs.

(D) All other personnel costs.

(ii) A chart of all current expenditures the public university reported as part of its higher education institutional data inventory data under section 241(2), broken into the same subcategories in which it reported those data.

(c) Links to all of the following for the public university:

(i) The current collective bargaining agreement for each bargaining unit.

(ii) Each health care benefits plan, including, but not limited to, medical, dental, vision, disability, long-term care, or any other type of benefits that would constitute health care services, offered to any bargaining unit or employee of the public university.

(iii) Audits and financial reports for the most recent fiscal year for which they are available.

~~(iv) Campus security policies and crime statistics pursuant to the student right-to-know and campus security act, Public Law 101-542, 104 Stat 2381. Information shall include all material prepared pursuant to the public information reporting requirements under the crime awareness and campus security act of 1990, title II of the student right-to-know and campus security act, Public Law 101-542, 104 Stat 2381.~~

(d) A list of all positions funded partially or wholly through institutional general fund revenue that includes the position title and annual salary or wage amount for each position.

(e) General fund revenue and expenditure projections for the current fiscal year and the next fiscal year.

(f) A listing of all debt service obligations, detailed by project, anticipated fiscal year payment for each project, and total outstanding debt for the current fiscal year.

(g) The institution's policy regarding the transferability of core college courses between community colleges and the university.

(h) A listing of all community colleges that have entered into reverse transfer agreements with the university.

(3) On the website required under subsection (1), a public university shall provide a dashboard or report card demonstrating the university's performance in several "best practice" measures. The dashboard or report card shall include at least all of the following for the 3 most recent academic years for which the data are available:

(a) Enrollment.

(b) Student retention rate.

(c) Six-year graduation rates.

(d) Number of Pell grant recipients and graduating Pell grant recipients.

(e) Geographic origination of students, categorized as in-state, out-of-state, and international.

(f) Faculty to student ratios and total university employee to student ratios.

(g) Teaching load by faculty classification.

(h) Graduation outcome rates, including employment and continuing education.

(4) For statewide consistency and public visibility, public universities must use the icon badge provided by the department of technology, management, and budget consistent with the icon badge developed by the department of education for K-12 school districts. It must appear on the front of each public university's homepage. The size of the icon may be reduced to 150 x 150 pixels. The font size and style for this reporting must be consistent with other documents on each university's website.

(5) The state budget director shall determine whether a public university has complied with this section. The state budget director may withhold a public university's monthly installments described in section 241 until the public university complies with this section.

(6) By November 15 of each year, a public university shall report the following information to the center and post the information on its website under the budget transparency icon badge:

(a) Opportunities for earning college credit through the following programs:

(i) State approved career and technical education or a tech prep articulated program of study.

(ii) Direct college credit or concurrent enrollment.

(iii) Dual enrollment.

(iv) An early college/middle college program.

(b) For each program described in subdivision (a) that the public university offers, all of the following information:

(i) The number of high school students participating in the program.

(ii) The number of school districts that participate in the program with the public university.

(iii) Whether a university professor, qualified local school district employee, or other individual teaches the course or courses in the program.

(iv) The total cost to the public university to operate the program.

(v) The cost per credit hour for the course or courses in the program.

(vi) The location where the course or courses in the program are held.

(vii) Instructional resources offered to the program instructors.

(viii) Resources offered to the student in the program.

(ix) Transportation services provided to students in the program.

SEC. 245A. (1) A PUBLIC UNIVERSITY SHALL DEVELOP, MAINTAIN, AND UPDATE A “CAMPUS SAFETY INFORMATION AND RESOURCES” LINK, PROMINENTLY DISPLAYED ON THE HOMEPAGE OF ITS WEBSITE, TO A SECTION OF ITS WEBSITE CONTAINING ALL OF THE INFORMATION REQUIRED UNDER SUBSECTION (2).

(2) THE “CAMPUS SAFETY INFORMATION AND RESOURCES” SECTION OF A PUBLIC UNIVERSITY’S WEBSITE SHALL INCLUDE, BUT NOT BE LIMITED TO, ALL OF THE FOLLOWING INFORMATION:

(A) EMERGENCY CONTACT NUMBERS FOR POLICE, FIRE, HEALTH, AND OTHER SERVICES.

(B) HOURS, LOCATIONS, PHONE NUMBERS, AND ELECTRONIC MAIL CONTACTS FOR CAMPUS PUBLIC SAFETY OFFICES AND TITLE IX OFFICES.

(C) A LISTING OF SAFETY AND SECURITY SERVICES PROVIDED BY THE UNIVERSITY, INCLUDING TRANSPORTATION, ESCORT SERVICES, BUILDING SURVEILLANCE, ANONYMOUS TIP LINES, AND OTHER AVAILABLE SECURITY SERVICES.

(D) A PUBLIC UNIVERSITY’S POLICIES APPLICABLE TO MINORS ON UNIVERSITY PROPERTY.

(E) A DIRECTORY OF RESOURCES AVAILABLE AT THE UNIVERSITY OR SURROUNDING COMMUNITY FOR STUDENTS OR EMPLOYEES WHO ARE SURVIVORS OF SEXUAL ASSAULT OR SEXUAL ABUSE.

(F) AN ELECTRONIC COPY OF “A RESOURCE HANDBOOK FOR CAMPUS SEXUAL ASSAULT SURVIVORS, FRIENDS AND FAMILY”, PUBLISHED IN 2018 BY THE OFFICE OF THE GOVERNOR IN CONJUNCTION WITH THE FIRST LADY OF MICHIGAN.

(G) CAMPUS SECURITY POLICIES AND CRIME STATISTICS PURSUANT TO THE STUDENT RIGHT-TO-KNOW AND CAMPUS SECURITY ACT, PUBLIC LAW 101-542, 104 STAT 2381. INFORMATION SHALL INCLUDE ALL MATERIAL PREPARED PURSUANT TO THE PUBLIC INFORMATION REPORTING REQUIREMENTS UNDER THE CRIME AWARENESS AND CAMPUS SECURITY ACT OF 1990, TITLE II OF THE STUDENT RIGHT-TO-KNOW AND CAMPUS SECURITY ACT, PUBLIC LAW 101-542, 104 STAT 2381.

(3) A PUBLIC UNIVERSITY SHALL CERTIFY TO THE STATE BUDGET DIRECTOR BY AUGUST 31, 2018 THAT IT IS IN COMPLIANCE WITH THIS SECTION. THE STATE BUDGET DIRECTOR MAY WITHHOLD A PUBLIC UNIVERSITY’S MONTHLY INSTALLMENTS DESCRIBED IN SECTION 241 UNTIL THE PUBLIC UNIVERSITY COMPLIES WITH THIS SECTION.

Sec. 251. (1) Payments of the amounts included in section 236 for the state competitive scholarship program shall be distributed pursuant to 1964 PA 208, MCL 390.971 to 390.981.

(2) Pursuant to section 6 of 1964 PA 208, MCL 390.976, the department of treasury shall determine an actual maximum state competitive scholarship award per student, which shall be not less than \$1,000.00, that ensures that the aggregate payments for the state competitive scholarship program do not exceed the appropriation contained in section 236 for the state competitive scholarship program. If the department determines that insufficient funds are available to establish a maximum award amount equal to at least \$1,000.00, the department shall immediately report to the house and senate appropriations subcommittees on higher education, the house and senate fiscal agencies, and the state budget director regarding the estimated amount of additional funds necessary to establish a \$1,000.00 maximum award amount.

(3) The department of treasury shall implement a proportional competitive scholarship maximum award level for recipients enrolled less than full-time in a given semester or term.

(4) If a student who receives an award under this section has his or her tuition and fees paid under the Michigan educational trust program, pursuant to the Michigan education trust act, 1986 PA 316, MCL 390.1421 to 390.1442, and still has financial need, the funds awarded under this section may be used for educational expenses other than tuition and fees.

(5) If the department of treasury increases the maximum award per eligible student from that provided in the previous fiscal year, it shall not have the effect of reducing the number of eligible students receiving awards in relation to the total number of eligible applicants. Any increase in the maximum grant shall be proportional for all eligible students receiving awards.

(6) Veterans Administration benefits shall not be considered in determining eligibility for the award of scholarships under 1964 PA 208, MCL 390.971 to 390.981.

(7) Any unexpended and unencumbered funds remaining on September 30, ~~2018-2019~~ from the amounts appropriated in section 236 for the state competitive scholarship program for fiscal year ~~2017-2018-2018-2019~~ do not lapse on September 30, ~~2018-2019~~, but continue to be available for the expenditure for state competitive scholarships provided in the ~~2018-2019~~ **2019-2020** fiscal year under a work project account. The use of these unexpended fiscal year ~~2017-2018-2018-2019~~ funds terminates at the end of the ~~2018-2019-2019-2020~~ fiscal year.

Sec. 252. (1) The amounts appropriated in section 236 for the state tuition grant program shall be distributed pursuant to 1966 PA 313, MCL 390.991 to 390.997a.

(2) Tuition grant awards shall be made to all eligible Michigan residents enrolled in undergraduate degree programs who are qualified and who apply before July 1, 2017 for the 2017-2018 academic year. Beginning with the 2018-2019 academic year, tuition grant awards shall be made to all eligible Michigan residents enrolled in undergraduate degree programs who are qualified and who apply before March 1 of each year for the next academic year.

(3) Beginning with the 2018-2019 academic year, a tuition grant may be renewed for not more than 10 semesters or its equivalent in trimesters or quarters of undergraduate education, or if an eligible applicant has not completed using the grant within 10 years after his or her eligibility is determined, whichever occurs first. The department shall determine an equivalent to 10 semesters or its equivalent in trimesters or quarters of undergraduate education for less than full-time but more than half-time students.

(3) ~~(4)~~ Pursuant to section 5 of 1966 PA 313, MCL 390.995, and subject to subsections ~~(8)-(7)~~ and ~~(9)-(8)~~, the department of treasury shall determine an actual maximum tuition grant award per student, which shall be no less than ~~\$2,000.00~~; **\$2,400.00**, that ensures that the aggregate payments for the tuition grant program do not exceed the appropriation contained in section 236 for the state tuition grant program. If the department determines that insufficient funds are available to establish a maximum award amount equal to at least ~~\$2,000.00~~; **\$2,400.00**, the department shall immediately report to the house and senate appropriations subcommittees on higher education, the house and senate fiscal agencies, and the state budget director regarding the estimated amount of additional funds necessary to establish a ~~\$2,000.00~~ **\$2,400.00** maximum award amount. If the department determines that sufficient funds are available to establish a maximum award amount equal to at least ~~\$2,000.00~~; **\$2,400.00**, the department shall immediately report to the house and senate appropriations subcommittees on higher education, the house and senate fiscal agencies, and the state budget director regarding the maximum award amount established and the projected amount of any projected year-end appropriation balance based on that maximum award amount. By February 18 of each fiscal year, the department shall analyze the status of award commitments, shall make any necessary adjustments, and shall confirm that those award commitments will not exceed the appropriation contained in section 236 for the tuition grant program. The determination and actions shall be reported to the state budget director and the house and senate fiscal agencies no later than the final day of February of each year. If award adjustments are necessary, the students shall be notified of the adjustment by March 4 of each year.

(4) ~~(5)~~ Any unexpended and unencumbered funds remaining on September 30, ~~2018-2019~~ from the amounts appropriated in section 236 for the tuition grant program for fiscal year ~~2017-2018-2018-2019~~ do not lapse on September 30, ~~2018-2019~~, but continue to be available for expenditure for tuition grants provided in the ~~2018-2019-2019-2020~~ fiscal year under a work project account. The use of these unexpended fiscal year ~~2017-2018~~ funds terminates at the end of the ~~2018-2019~~ fiscal year.

(5) ~~(6)~~ The department of treasury shall continue a proportional tuition grant maximum award level for recipients enrolled less than full-time in a given semester or term.

(6) ~~(7)~~ If the department of treasury increases the maximum award per eligible student from that provided in the previous fiscal year, it shall not have the effect of reducing the number of eligible students receiving awards in relation to the total number of eligible applicants. Any increase in the maximum grant shall be proportional for all eligible students receiving awards for that fiscal year.

(7) ~~(8)~~ Except as provided in subsection ~~(5)-(4)~~, the department of treasury shall not award more than ~~\$3,500,000.00~~ **\$4,200,000.00** in tuition grants to eligible students enrolled in the same independent nonprofit college or university in this state. Any decrease in the maximum grant shall be proportional for all eligible students enrolled in that college or university, as determined by the department. **THE LIMIT DESCRIBED IN THIS SUBSECTION DOES NOT APPLY TO ANY OTHER STUDENT FINANCIAL AID PROGRAM OR IN COMBINATION WITH ANY OTHER STUDENT FINANCIAL AID PROGRAM.**

(8) ~~(9)~~ The department of treasury shall not award tuition grants to otherwise eligible students enrolled in an independent college or university that does not report, in a form and manner directed by and satisfactory to the department of treasury, by October 31 of each year, all of the following:

(a) The number of students in the most recently completed academic year who in any academic year received a state tuition grant at the reporting institution and successfully completed a program or graduated.

(b) The number of students in the most recently completed academic year who in any academic year received a state tuition grant at the reporting institution and took a remedial education class.

(c) The number of students in the most recently completed academic year who in any academic year received a Pell grant at the reporting institution and successfully completed a program or graduated.

~~(9)~~ ~~(10)~~ By February 1, ~~2018~~, **2019**, each independent college and university participating in the tuition grant program shall report to the senate and house appropriations subcommittees on higher education, the senate and house fiscal agencies, and the state budget director on its efforts to develop and implement sexual assault response training for the institution's title IX coordinator, campus law enforcement personnel, campus public safety personnel, and any other campus personnel charged with responding to on-campus incidents, including information on sexual assault response training materials and the status of implementing sexual assault response training for institutional personnel.

Sec. 256. (1) The funds appropriated in section 236 for the tuition incentive program shall be distributed as provided in this section and pursuant to the administrative procedures for the tuition incentive program of the department of treasury.

(2) As used in this section:

(a) "Phase I" means the first part of the tuition incentive program defined as the academic period of 80 semester or 120 term credits, or less, leading to an associate degree or certificate. Students must be enrolled in a certificate or associate degree program and taking classes within the program of study for a certificate or associate degree. Tuition will not be covered for courses outside of a certificate or associate degree program.

(b) "Phase II" means the second part of the tuition incentive program which provides assistance in the third and fourth year of 4-year degree programs.

(c) "Department" means the department of treasury.

(d) "High school equivalency certificate" means that term as defined in section 4.

(3) An individual shall meet the following basic criteria and financial thresholds to be eligible for tuition incentive program benefits:

(a) To be eligible for phase I, an individual shall meet all of the following criteria:

(i) Apply for certification to the department any time after he or she begins the sixth grade but before August 31 of the school year in which he or she graduates from high school or before achieving a high school equivalency certificate.

(ii) Be less than 20 years of age at the time he or she graduates from high school with a diploma or certificate of completion or achieves a high school equivalency certificate or, for students attending a 5-year middle college approved by the Michigan department of education, be less than 21 years of age when he or she graduates from high school.

(iii) Be a United States citizen and a resident of this state according to institutional criteria.

(iv) Be at least a half-time student, earning less than 80 semester or 120 term credits at a participating educational institution within 4 years of high school graduation or achievement of a high school equivalency certificate. All program eligibility expires 6 years from high school graduation or achievement of a high school equivalency certificate.

(v) Meet the satisfactory academic progress policy of the educational institution he or she attends.

(b) To be eligible for phase II, an individual shall meet either of the following criteria in addition to the criteria in subdivision (a):

(i) Complete at least 56 transferable semester or 84 transferable term credits.

(ii) Obtain an associate degree or certificate at a participating institution.

(c) To be eligible for phase I or phase II, an individual must not be incarcerated and must be financially eligible as determined by the department. An individual is financially eligible for the tuition incentive program if he or she was eligible for Medicaid from this state for 24 months within the 36 consecutive months before application. The department shall accept certification of Medicaid eligibility only from the department of health and human services for the purposes of verifying if a person is Medicaid eligible for 24 months within the 36 consecutive months before application. Certification of eligibility may begin in the sixth grade. As used in this subdivision, "incarcerated" does not include detention of a juvenile in a state-operated or privately operated juvenile detention facility.

~~(4) Beginning in fiscal year 2017-2018, the department shall not award more than \$8,500,000.00 annually in tuition incentive program funds to eligible students enrolled in the same college or university in this state.~~

~~(4)~~ ~~(5)~~ For phase I, the department shall provide payment on behalf of a person eligible under subsection (3). The department shall only accept standard per-credit hour tuition billings and shall reject billings that are excessive or outside the guidelines for the type of educational institution.

~~(5)~~ ~~(6)~~ For phase I, all of the following apply:

(a) Payments for associate degree or certificate programs shall not be made for more than 80 semester or 120 term credits for any individual student at any participating institution.

(b) For persons enrolled at a Michigan community college, the department shall pay the current in-district tuition and mandatory fees. For persons residing in an area that is not included in any community college district, the out-of-district tuition rate may be authorized.

~~(c) For fiscal year 2017-2018, for persons enrolled at a Michigan public university, the department shall pay lower division resident tuition and mandatory fees for the current year. Beginning in fiscal year 2018-2019, for persons enrolled at a Michigan public university, the department shall pay mandatory fees for the current year and a per-credit payment that does not exceed 3 times the average community college in-district per-credit tuition rate as reported on August 1 for the immediately preceding academic year.~~

(d) For persons enrolled at a Michigan independent, nonprofit degree-granting college or university, or a Michigan federal tribally controlled community college, or Focus: HOPE, the department shall pay mandatory fees for the current year and a per-credit payment that does not exceed the average community college in-district per-credit tuition rate as reported on August 1, for the immediately preceding academic year.

(6) ~~(7)~~ A person participating in phase II may be eligible for additional funds not to exceed \$500.00 per semester or \$400.00 per term up to a maximum of \$2,000.00 subject to the following conditions:

(a) Credits are earned in a 4-year program at a Michigan degree-granting 4-year college or university.

(b) The tuition reimbursement is for coursework completed within 30 months of completion of the phase I requirements.

(7) ~~(8)~~ The department shall work closely with participating institutions to develop an application and eligibility determination process that will provide the highest level of participation and ensure that all requirements of the program are met.

(8) ~~(9)~~ Applications for the tuition incentive program may be approved at any time after the student begins the sixth grade. If a determination of financial eligibility is made, that determination is valid as long as the student meets all other program requirements and conditions.

(9) ~~(10)~~ Each institution shall ensure that all known available restricted grants for tuition and fees are used prior to billing the tuition incentive program for any portion of a student's tuition and fees.

(10) ~~(11)~~ The department shall ensure that the tuition incentive program is well publicized and that eligible Medicaid clients are provided information on the program. The department shall provide the necessary funding and staff to fully operate the program.

(11) ~~(12)~~ Any unexpended and unencumbered funds remaining on September 30, ~~2018-2019~~ from the amounts appropriated in section 236 for the tuition incentive program for fiscal year ~~2017-2018-2018-2019~~ do not lapse on September 30, ~~2018-2019~~, but continue to be available for expenditure for tuition incentive program funds provided in the ~~2018-2019-2019-2020~~ fiscal year under a work project account. The use of these unexpended fiscal year ~~2017-2018-2018-2019~~ funds terminates at the end of the ~~2018-2019-2019-2020~~ fiscal year.

(12) ~~(13)~~ The department of treasury shall collaborate with the center to use the P-20 longitudinal data system to report the following information for each qualified postsecondary institution:

(a) The number of phase I students in the most recently completed academic year who in any academic year received a tuition incentive program award and who successfully completed a degree or certificate program. Cohort graduation rates for phase I students shall be calculated using the established success rate methodology developed by the center in collaboration with the postsecondary institutions.

(b) The number of students in the most recently completed academic year who in any academic year received a Pell grant at the reporting institution and who successfully completed a degree or certificate program. Cohort graduation rates for students who received Pell grants shall be calculated using the established success rate methodology developed by the center in collaboration with the postsecondary institutions.

(13) ~~(14)~~ If a qualified postsecondary institution does not report the data necessary to comply with subsection ~~(13)-(12)~~ to the P-20 longitudinal data system, the institution shall report, in a form and manner satisfactory to the department of treasury and the center, all of the information needed to comply with subsection ~~(13)-(12)~~ by December 1, ~~2017-2019~~.

(14) ~~(15)~~ Beginning in fiscal year ~~2018-2019-2019-2020~~, if a qualified postsecondary institution does not report the data necessary to complete the reporting in subsection ~~(13)-(12)~~ to the P-20 longitudinal data system by October 15 for the prior academic year, the department of treasury shall not award phase I tuition incentive program funding to otherwise eligible students enrolled in that institution until the data are submitted.

Sec. 263. (1) Included in the appropriation in section 236 for fiscal year ~~2017-2018-2018-2019~~ for MSU AgBioResearch is \$2,982,900.00 and included in the appropriation in section 236 for MSU Extension is \$2,645,200.00 for Project GREEN. Project GREEN is intended to address critical regulatory, food safety, economic, and environmental problems faced by this state's plant-based agriculture, forestry, and processing industries. "GREEN" is an acronym for Generating Research and Extension to Meet Environmental and Economic Needs.

(2) The department of agriculture and rural development and Michigan State University, in consultation with agricultural commodity groups and other interested parties, shall develop Project GREEN and its program priorities.

Sec. 264. Included in the appropriation in section 236 for fiscal year ~~2017-2018-2018-2019~~ for Michigan State University is \$80,000.00 for the Michigan Future Farmers of America Association. This \$80,000.00 allocation shall not supplant any existing support that Michigan State University provides to the Michigan Future Farmers of America Association.

Sec. 265. (1) Payments under section 265a for performance funding **FOR FISCAL YEARS 2018-2019, 2019-2020, AND 2020-2021** shall only be made to a public university that certifies to the state budget director by August 31, ~~2017-2018~~ that its board did not adopt an increase in tuition and fee rates for resident undergraduate students after September 1, ~~2016-2017~~ for the ~~2016-2017-2017-2018~~ academic year and that its board will not adopt an increase in tuition and fee rates for resident undergraduate students for the ~~2017-2018-2018-2019~~ academic year that is greater than 3.8% or \$475.00, **\$490.00**, whichever is greater. As used in this subsection:

(a) "Fee" means any board-authorized fee that will be paid by more than 1/2 of all resident undergraduate students at least once during their enrollment at a public university, as described in the higher education institutional data inventory (HEIDI) user manual. A university increasing a fee that applies to a specific subset of students or courses shall provide sufficient information

to prove that the increase applied to that subset will not cause the increase in the average amount of board-authorized total tuition and fees paid by resident undergraduate students in the ~~2017-2018~~ **2018-2019** academic year to exceed the limit established in this subsection.

(b) "Tuition and fee rate" means the average of full-time rates paid by a majority of students in each undergraduate class, based on an unweighted average of the rates authorized by the university board and actually charged to students, deducting any uniformly rebated or refunded amounts, for the 2 semesters with the highest levels of full-time equated resident undergraduate enrollment during the academic year, as described in the higher education institutional data inventory (HEIDI) user manual.

(c) For purposes of subdivision (a), for a public university that compels resident undergraduate students to be covered by health insurance as a condition to enroll at the university, "fee" includes the annual amount a student is charged for coverage by the university-affiliated group health insurance policy if he or she does not provide proof that he or she is otherwise covered by health insurance. This subdivision does not apply to limited subsets of resident undergraduate students to be covered by health insurance for specific reasons other than general enrollment at the university.

(2) The state budget director shall implement uniform reporting requirements to ensure that a public university receiving a payment under section 265a for performance funding has satisfied the tuition restraint requirements of this section. The state budget director shall have the sole authority to determine if a public university has met the requirements of this section. Information reported by a public university to the state budget director under this subsection shall also be reported to the house and senate appropriations subcommittees on higher education and the house and senate fiscal agencies.

(3) Universities that exceed the tuition and fee rate cap described in subsection (1) shall not receive a planning or construction authorization for a state-funded capital outlay project in fiscal year ~~2018-2019~~ **or 2019-2020**, fiscal year ~~2019-2020~~ **2020-2021**, **OR FISCAL YEAR 2021-2022**.

(4) Notwithstanding any other provision of this act, the legislature may at any time adjust appropriations for a university that adopts an increase in tuition and fee rates for resident undergraduate students that exceeds the rate cap established in subsection (1).

Sec. 265a. (1) Appropriations to public universities in section 236 for fiscal year ~~2017-2018~~ **YEARS 2018-2019, 2019-2020, AND 2020-2021** for performance funding shall be paid only to a public university that complies with section 265 and certifies to the state budget director, the house and senate appropriations subcommittees on higher education, and the house and senate fiscal agencies by August 31, ~~2017-2018~~ that it complies with all of the following requirements:

(a) The university participates in reverse transfer agreements described in section 286 with at least 3 Michigan community colleges.

(b) The university does not and will not consider whether dual enrollment credits earned by an incoming student were utilized towards his or her high school graduation requirements when making a determination as to whether those credits may be used by the student toward completion of a university degree or certificate program.

(c) The university actively participates in and submits timely updates to the Michigan Transfer Network created as part of the Michigan Association of Collegiate Registrars and Admissions Officers transfer agreement.

(2) Any performance funding amounts under section 236 that are not paid to a public university because it did not comply with 1 or more requirements under subsection (1) are unappropriated and reappropriated for performance funding to those public universities that meet the requirements under subsection (1), distributed in proportion to their performance funding appropriation amounts under section 236.

(3) The state budget director shall report to the house and senate appropriations subcommittees on higher education and the house and senate fiscal agencies by September 30, ~~2017-2018~~, regarding any performance funding amounts that are not paid to a public university because it did not comply with 1 or more requirements under subsection (1) and any reappropriation of funds under subsection (2).

(4) Performance funding amounts described in section 236 are distributed based on the following formula:

(a) Proportional to each university's share of total operations funding appropriated in fiscal year 2010-2011, 50%.

(b) Based on weighted undergraduate completions in critical skills areas, 11.1%.

(c) Based on research and development expenditures, for universities classified in Carnegie classifications as doctoral universities: moderate research activity, doctoral universities: higher research activity, or doctoral universities: highest research activity only, 5.6%.

(d) Based on 6-year graduation rate, total degree completions, and institutional support as a percentage of core expenditures, and the percentage of students receiving Pell grants, scored against national Carnegie classification peers and weighted by total undergraduate fiscal year equated students, 33.3%.

(5) For purposes of determining the score of a university under subsection (4)(d), each university is assigned 1 of the following scores:

(a) A university classified as in the top 20%, a score of 3.

(b) A university classified as above national median, a score of 2.

(c) A university classified as improving, a score of 2. It is the intent of the legislature that, beginning in the ~~2018-2019~~ **2019-2020** state fiscal year, a university classified as improving is assigned a score of 1.

(d) A university that is not included in subdivision (a), (b), or (c), a score of 0.

(6) As used in this section, “Carnegie classification” means the basic classification of the university according to the most recent version of the Carnegie classification of institutions of higher education, published by the Carnegie Foundation for the Advancement of Teaching.

(7) It is the intent of the legislature to allocate more funding based on performance metrics in future years.

SEC. 265B. (1) APPROPRIATIONS TO PUBLIC UNIVERSITIES IN SECTION 236 FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2019 FOR OPERATIONS FUNDING SHALL BE REDUCED BY 10% PURSUANT TO THE PROCEDURES DESCRIBED IN SUBDIVISION (A) FOR A PUBLIC UNIVERSITY THAT FAILS TO SUBMIT CERTIFICATION TO THE STATE BUDGET DIRECTOR, THE HOUSE AND SENATE APPROPRIATIONS SUBCOMMITTEES ON HIGHER EDUCATION, AND THE HOUSE AND SENATE FISCAL AGENCIES BY AUGUST 31, 2018 THAT THE UNIVERSITY COMPLIES WITH SECTIONS 274C AND 274D AND THAT IT COMPLIES WITH ALL OF THE REQUIREMENTS DESCRIBED IN SUBDIVISIONS (B) TO (I), AS FOLLOWS:

(A) IF A UNIVERSITY FAILS TO SUBMIT CERTIFICATION, THE STATE BUDGET DIRECTOR SHALL WITHHOLD 10% OF THAT UNIVERSITY’S ANNUAL OPERATIONS FUNDING UNTIL THE UNIVERSITY SUBMITS CERTIFICATION. IF A UNIVERSITY FAILS TO SUBMIT CERTIFICATION BY THE END OF THE FISCAL YEAR, THE 10% OF ITS ANNUAL OPERATIONS FUNDING THAT IS WITHHELD SHALL LAPSE TO THE GENERAL FUND.

(B) FOR TITLE IX INVESTIGATIONS OF ALLEGED SEXUAL MISCONDUCT, THE UNIVERSITY PROHIBITS THE USE OF MEDICAL EXPERTS THAT HAVE AN ACTUAL OR APPARENT CONFLICT OF INTEREST.

(C) FOR TITLE IX INVESTIGATIONS OF ALLEGED SEXUAL MISCONDUCT, THE UNIVERSITY PROHIBITS THE ISSUANCE OF DIVERGENT REPORTS TO COMPLAINANTS, RESPONDENTS, AND ADMINISTRATION AND INSTEAD REQUIRES THAT IDENTICAL REPORTS BE ISSUED TO THEM.

(D) CONSISTENT WITH THE UNIVERSITY’S OBLIGATIONS UNDER 20 USC 1092(F), THE UNIVERSITY NOTIFIES EACH INDIVIDUAL WHO REPORTS HAVING EXPERIENCED SEXUAL ASSAULT BY A STUDENT, FACULTY MEMBER, OR STAFF MEMBER OF THE UNIVERSITY THAT THE INDIVIDUAL HAS THE OPTION TO REPORT THE MATTER TO LAW ENFORCEMENT, TO THE UNIVERSITY, TO BOTH, OR TO NEITHER, AS THE INDIVIDUAL MAY CHOOSE.

(E) THE UNIVERSITY PROVIDES BOTH OF THE FOLLOWING:

(i) FOR ALL FRESHMEN AND INCOMING TRANSFER STUDENTS ENROLLED, AN IN-PERSON SEXUAL MISCONDUCT PREVENTION PRESENTATION OR COURSE, WHICH MUST INCLUDE CONTACT INFORMATION FOR THE TITLE IX OFFICE OF THE UNIVERSITY.

(ii) FOR ALL STUDENTS NOT CONSIDERED FRESHMEN OR INCOMING TRANSFER STUDENTS, AN ONLINE OR ELECTRONIC SEXUAL MISCONDUCT PREVENTION PRESENTATION OR COURSE.

(F) THE UNIVERSITY PROHIBITS SEEKING COMPENSATION FROM THE RECIPIENT OF ANY MEDICAL PROCEDURE, TREATMENT, OR CARE PROVIDED BY A MEDICAL PROFESSIONAL WHO HAS BEEN CONVICTED OF A FELONY ARISING OUT OF THE MEDICAL PROCEDURE, TREATMENT, OR CARE.

(G) THE UNIVERSITY HAS OR PLANS TO HAVE A THIRD PARTY REVIEW ITS TITLE IX COMPLIANCE OFFICE AND RELATED POLICIES AND PROCEDURES BY THE END OF THE 2018-2019 ACADEMIC YEAR. A COPY OF THE THIRD-PARTY REVIEW SHALL BE TRANSMITTED TO THE STATE BUDGET DIRECTOR, THE HOUSE AND SENATE APPROPRIATIONS SUBCOMMITTEES ON HIGHER EDUCATION, AND THE HOUSE AND SENATE FISCAL AGENCIES. AFTER THE THIRD-PARTY REVIEW HAS BEEN CONDUCTED FOR THE 2018-2019 ACADEMIC YEAR, THE UNIVERSITY SHALL HAVE A THIRD-PARTY REVIEW ONCE EVERY THREE YEARS AND A COPY OF THE THIRD-PARTY REVIEW SHALL BE TRANSMITTED TO THE STATE BUDGET DIRECTOR, THE HOUSE AND SENATE APPROPRIATIONS SUBCOMMITTEES ON HIGHER EDUCATION, AND THE HOUSE AND SENATE FISCAL AGENCIES.

(H) THE UNIVERSITY REQUIRES THAT THE GOVERNING BOARD AND THE PRESIDENT OR CHANCELLOR OF THE UNIVERSITY RECEIVE NOT LESS THAN QUARTERLY REPORTS FROM THEIR TITLE IX COORDINATOR OR TITLE IX OFFICE. THE REPORT SHALL CONTAIN AGGREGATED DATA OF THE NUMBER OF SEXUAL MISCONDUCT REPORTS THAT THE OFFICE RECEIVED FOR THE ACADEMIC YEAR, THE TYPES OF REPORTS RECEIVED, INCLUDING REPORTS RECEIVED AGAINST EMPLOYEES, AND A SUMMARY OF THE GENERAL OUTCOMES OF THE REPORTS AND INVESTIGATIONS. A MEMBER OF THE GOVERNING BOARD MAY REQUEST TO REVIEW A TITLE IX INVESTIGATION REPORT INVOLVING A COMPLAINT AGAINST AN EMPLOYEE, AND THE UNIVERSITY SHALL PROVIDE THE REPORT IN A MANNER IT CONSIDERS APPROPRIATE. THE UNIVERSITY SHALL PROTECT THE COMPLAINANT’S ANONYMITY, AND THE REPORT SHALL NOT CONTAIN SPECIFIC IDENTIFYING INFORMATION.

(I) IF ALLEGATIONS AGAINST AN EMPLOYEE ARE MADE IN MORE THAN 1 TITLE IX COMPLAINT THAT RESULTED IN THE UNIVERSITY FINDING THAT NO MISCONDUCT OCCURRED, THE UNIVERSITY REQUIRES THAT THE TITLE IX OFFICER PROMPTLY NOTIFY THE PRESIDENT OR CHANCELLOR AND A MEMBER OF THE UNIVERSITY’S GOVERNING BOARD IN WRITING AND TAKE ALL APPROPRIATE STEPS TO ENSURE THAT THE MATTER IS BEING INVESTIGATED THOROUGHLY, INCLUDING HIRING

AN OUTSIDE INVESTIGATOR FOR FUTURE CASES INVOLVING THAT EMPLOYEE. A THIRD-PARTY TITLE IX INVESTIGATION UNDER THIS SUBDIVISION DOES NOT PROHIBIT THE UNIVERSITY FROM SIMULTANEOUSLY CONDUCTING ITS OWN TITLE IX INVESTIGATION THROUGH ITS OWN TITLE IX COORDINATOR.

(2) EACH PUBLIC UNIVERSITY THAT RECEIVES AN APPROPRIATION IN SECTION 236 SHALL ALSO CERTIFY THAT ITS PRESIDENT OR CHANCELLOR AND A MEMBER OF ITS GOVERNING BOARD HAS REVIEWED ALL TITLE IX REPORTS INVOLVING THE ALLEGED SEXUAL MISCONDUCT OF AN EMPLOYEE OF THE UNIVERSITY, AND SHALL SEND THE CERTIFICATION TO THE HOUSE AND SENATE APPROPRIATIONS SUBCOMMITTEES ON HIGHER EDUCATION, THE HOUSE AND SENATE FISCAL AGENCIES, AND THE STATE BUDGET DIRECTOR BY AUGUST 31, 2018.

(3) FOR PURPOSES OF THIS SECTION, "SEXUAL MISCONDUCT" INCLUDES, BUT IS NOT LIMITED TO, ANY OF THE FOLLOWING:

- (A) INTIMATE PARTNER VIOLENCE.**
- (B) NONCONSENSUAL SEXUAL CONDUCT.**
- (C) SEXUAL ASSAULT.**
- (D) SEXUAL EXPLOITATION.**
- (E) SEXUAL HARASSMENT.**
- (F) STALKING.**

SEC. 265C. BY FEBRUARY 1, 2019, THE MICHIGAN COMMUNITY COLLEGE ASSOCIATION, THE MICHIGAN ASSOCIATION OF STATE UNIVERSITIES, AND THE MICHIGAN INDEPENDENT COLLEGES AND UNIVERSITIES, ON BEHALF OF THEIR MEMBER COLLEGES AND UNIVERSITIES, SHALL SUBMIT TO THE SENATE AND HOUSE APPROPRIATIONS SUBCOMMITTEES ON HIGHER EDUCATION, THE SENATE AND HOUSE APPROPRIATIONS SUBCOMMITTEES ON COMMUNITY COLLEGES, THE SENATE AND HOUSE FISCAL AGENCIES, AND THE STATE BUDGET DIRECTOR A COMPREHENSIVE REPORT DETAILING THE NUMBER OF ACADEMIC PROGRAM PARTNERSHIPS BETWEEN PUBLIC COMMUNITY COLLEGES, PUBLIC UNIVERSITIES, AND PRIVATE COLLEGES AND UNIVERSITIES, INCLUDING, BUT NOT LIMITED TO, THE FOLLOWING INFORMATION:

(A) THE NAMES OF THE BACCALAUREATE DEGREE PROGRAMS OF STUDY OFFERED BY PUBLIC AND PRIVATE UNIVERSITIES ON COMMUNITY COLLEGE CAMPUSES.

(B) THE NAMES OF THE ARTICULATION AGREEMENTS FOR BACCALAUREATE DEGREE PROGRAMS OF STUDY BETWEEN PUBLIC COMMUNITY COLLEGES, PUBLIC UNIVERSITIES, AND PRIVATE COLLEGES AND UNIVERSITIES.

(C) THE NUMBER OF STUDENTS ENROLLED AND NUMBER OF DEGREES AWARDED THROUGH ARTICULATION AGREEMENTS, AND THE NUMBER OF COURSES OFFERED, NUMBER OF STUDENTS ENROLLED, AND NUMBER OF DEGREES AWARDED THROUGH ON-CAMPUS PROGRAMS NAMED IN SUBDIVISION (A) FROM JULY 1, 2017 THROUGH JUNE 30, 2018.

SEC. 265D. THE LEGISLATURE ENCOURAGES EACH PUBLIC UNIVERSITY THAT RECEIVES AN APPROPRIATION IN SECTION 236 TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH AT LEAST 1 LOCAL LAW ENFORCEMENT AGENCY WITH JURISDICTION ON OR AROUND CAMPUS FOR THE COMMUNICATION AND COORDINATION OF RESPONSES TO INCIDENTS OF SEXUAL ASSAULT.

SEC. 265E. IT IS THE INTENT OF THE LEGISLATURE THAT PUBLIC UNIVERSITIES USE A PORTION OF FUNDS RECEIVED IN SECTION 236 FOR CAMPUS SAFETY PROGRAMS, SEXUAL ASSAULT PREVENTION PROGRAMS, AND STUDENT MENTAL HEALTH PROGRAMS.

Sec. 267. All public universities shall submit the amount of tuition and fees actually charged to a full-time resident undergraduate student for academic year ~~2017-2018~~ **2018-2019** as part of their higher education institutional data inventory (HEIDI) data by August 31 of each year. A public university shall report any revisions for any semester of the reported academic year ~~2017-2018~~ **2018-2019** tuition and fee charges to HEIDI within 15 days of being adopted.

Sec. 268. (1) For the fiscal year ending September 30, ~~2018~~ **2019**, it is the intent of the legislature that funds be allocated for unfunded North American Indian tuition waiver costs incurred by public universities under 1976 PA 174, MCL 390.1251 to 390.1253, from the general fund.

(2) Appropriations in section 236(7)(f) for North American Indian tuition waivers shall be paid to universities under section 2a of 1976 PA 174, MCL 390.1252a. Allocations shall be adjusted for amounts included in university operations appropriations. If funds are insufficient to support the entire cost of waivers, amounts shall be prorated proportionate to each institution's shortfall as a percentage of its fiscal year ~~2017-2018~~ **2018-2019** state appropriation for operations.

(3) By February 15 of each year, the department of civil rights shall annually submit to the state budget director, the house and senate appropriations subcommittees on higher education, and the house and senate fiscal agencies a report on North American Indian tuition waivers for the preceding academic year that includes, but is not limited to, all of the following information:

- (a) The number of waiver applications received and the number of waiver applications approved.

(b) For each university submitting information under subsection (4), all of the following:

(i) The number of graduate and undergraduate North American Indian students enrolled each term for the previous academic year.

(ii) The number of North American Indian waivers granted each term, including to continuing education students, and the monetary value of the waivers for the previous academic year.

(iii) The number of graduate and undergraduate students attending under a North American Indian tuition waiver who withdrew from the university each term during the previous academic year. For purposes of this subparagraph, a withdrawal occurs when a student who has been awarded the waiver withdraws from the institution at any point during the term, regardless of enrollment in subsequent terms.

(iv) The number of graduate and undergraduate students attending under a North American Indian tuition waiver who successfully complete a degree or certificate program, separated by degree or certificate level, and the graduation rate for graduate and undergraduate students attending under a North American Indian tuition waiver who complete a degree or certificate within 150% of the normal time to complete, separated by the level of the degree or certificate.

(4) A public university that receives funds under section 236 shall provide to the department of civil rights any information necessary for preparing the report detailed in subsection (3), using guidelines and procedures developed by the department of civil rights.

(5) The department of civil rights may consolidate the report required under this section with the report required under section 223, but a consolidated report must separately identify data for universities and data for community colleges.

Sec. 269. For fiscal year ~~2017-2018~~, **2018-2019**, from the amount appropriated in section 236 to Central Michigan University for operations, \$29,700.00 shall be paid to Saginaw Chippewa Tribal College for the costs of waiving tuition for North American Indians under 1976 PA 174, MCL 390.1251 to 390.1253.

Sec. 270. For fiscal year ~~2017-2018~~, **2018-2019**, from the amount appropriated in section 236 to Lake Superior State University for operations, \$100,000.00 shall be paid to Bay Mills Community College for the costs of waiving tuition for North American Indians under 1976 PA 174, MCL 390.1251 to 390.1253.

Sec. 274. It is the intent of the legislature that public and private organizations that conduct human embryonic stem cell derivation subject to section 27 of article I of the state constitution of 1963 will provide information to the director of the department of health and human services by December 1, ~~2017-2018~~ that includes all of the following:

(a) Documentation that the organization conducting human embryonic stem cell derivation is conducting its activities in compliance with the requirements of section 27 of article I of the state constitution of 1963 and all relevant National Institutes of Health guidelines pertaining to embryonic stem cell derivation.

(b) A list of all human embryonic stem cell lines submitted by the organization to the National Institutes of Health for inclusion in the Human Embryonic Stem Cell Registry before and during fiscal year ~~2016-2017~~, **2017-2018**, and the status of each submission as approved, pending approval, or review completed but not yet accepted.

(c) Number of human embryonic stem cell lines derived and not submitted for inclusion in the Human Embryonic Stem Cell Registry, before and during fiscal year ~~2016-2017~~, **2017-2018**.

Sec. 274c. By February 1, ~~2018~~, **2019**, each university receiving funds under section 236 shall report to the senate and house appropriations subcommittees on higher education, the senate and house fiscal agencies, and the state budget director on its efforts to develop and implement sexual assault response training for the university's title IX coordinator, campus law enforcement personnel, campus public safety personnel, and any other campus personnel charged with responding to on-campus incidents, including information on sexual assault response training materials and the status of implementing sexual assault response training for campus personnel.

Sec. 274d. (1) By October 31, each university receiving funds under section 236 shall report to the senate and house appropriations subcommittees on higher education, the senate and house fiscal agencies, ~~and the state budget director, AND THE ATTORNEY GENERAL~~ its annual title IX report, also known as the student sexual misconduct report, issued by the title IX coordinator, as required under the federal campus save act of 2013, Public Law 113-4, section 304, 127, Stat 54, 89-92 (2013).

(2) FOR PURPOSES OF THE REPORT REQUIRED UNDER SUBSECTION (1), EACH UNIVERSITY SHALL INCLUDE A TITLE IX SUMMARY REPORT THAT INCLUDES ALL OF THE FOLLOWING INFORMATION:

(A) THE AMOUNTS AND DESCRIPTIONS OF ALL FEES INCURRED IN TITLE IX-RELATED CIVIL AND CRIMINAL LITIGATION.

(B) THE NUMBER OF TITLE IX COMPLAINTS.

(C) THE AVERAGE LENGTH OF TIME FOR INVESTIGATION AND RESOLUTION OF TITLE IX COMPLAINTS.

(D) THE AGGREGATE NUMBER OF TITLE IX CASES, INVESTIGATIONS, AND COMPLAINTS FOR EACH OF THE CATEGORIES DESCRIBED IN SUBPARAGRAPHS (i) TO (iii), SUBJECT TO SUBPARAGRAPH (iv), AS FOLLOWS:

(i) CASES INVESTIGATED FOR LESS THAN 15 DAYS.

(ii) CASES INVESTIGATED FOR AT LEAST 30 DAYS AND LESS THAN 60 DAYS.

(iii) CASES INVESTIGATED FOR 90 DAYS OR MORE.

(iv) IF, FOR ANY CATEGORY OF CASES UNDER SUBPARAGRAPHS (i) TO (iii), THERE IS AN AGGREGATE OF FEWER THAN 5 CASES INVESTIGATED, THE UNIVERSITY SHALL NOT REPORT THE AGGREGATE NUMBER OF CASES AND INSTEAD SHALL REPORT THAT FEWER THAN 5 CASES WERE INVESTIGATED.

(E) THE NUMBER OF TITLE IX APPEALS AND THE RESOLUTIONS OF THOSE APPEALS.

(F) THE NUMBER OF TITLE IX-RELATED COMPLAINTS FILED BY THE UNIVERSITY WITH LAW ENFORCEMENT AGENCIES.

Sec. 275b. (1) Each public university receiving funds under section 236 shall ensure that the public university does all of the following in its admission application process if it knows that an applicant for admission is currently serving, or has ever served, as a member of the military, the ~~national guard~~, **NATIONAL GUARD**, or the military reserves:

(a) Inform the applicant that he or she may receive academic credit for college-level training and education he or she received while serving in the military.

(b) Inform the applicant that he or she may submit a transcript of his or her college-level military training and education to the public university.

(c) If the applicant submits a transcript described in subdivision (b), evaluate that transcript and notify the applicant of what transfer credits are available to the applicant from the public university for his or her college-level military training and education.

(2) As used in this section, "transcript" includes a joint services transcript prepared for the applicant under the American council on education registry of credit recommendations.

Sec. 276. (1) Included in the appropriation for fiscal year ~~2017-2018-2018-2019~~ for each public university in section 236 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks future faculty program that is intended to increase the pool of academically or economically disadvantaged candidates pursuing faculty teaching careers in postsecondary education. Preference may not be given to applicants on the basis of race, color, ethnicity, gender, or national origin. Institutions should encourage applications from applicants who would otherwise not adequately be represented in the graduate student and faculty populations. Each public university shall apply the percentage change applicable to every public university in the calculation of appropriations in section 236 to the amount of funds allocated to the future faculty program.

(2) The program shall be administered by each public university in a manner prescribed by the workforce development agency. The workforce development agency shall use a good faith effort standard to evaluate whether a fellowship is in default.

Sec. 277. (1) Included in the appropriation for fiscal year ~~2017-2018-2018-2019~~ for each public university in section 236 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks college day program that is intended to introduce academically or economically disadvantaged schoolchildren to the potential of a college education. Preference may not be given to participants on the basis of race, color, ethnicity, gender, or national origin. Public universities should encourage participation from those who would otherwise not adequately be represented in the student population.

(2) Individual program plans of each public university shall include a budget of equal contributions from this program, the participating public university, the participating school district, and the participating independent degree-granting college. College day funds shall not be expended to cover indirect costs. Not more than 20% of the university match shall be attributable to indirect costs. Each public university shall apply the percentage change applicable to every public university in the calculation of appropriations in section 236 to the amount of funds allocated to the college day program.

(3) The program described in this section shall be administered by each public university in a manner prescribed by the workforce development agency.

Sec. 278. (1) Included in section 236 for fiscal year ~~2017-2018-2018-2019~~ is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks select student support services program for developing academically or economically disadvantaged student retention programs for 4-year public and independent educational institutions in this state. Preference may not be given to participants on the basis of race, color, ethnicity, gender, or national origin. Institutions should encourage participation from those who would otherwise not adequately be represented in the student population.

(2) An award made under this program to any 1 institution shall not be greater than \$150,000.00, and the amount awarded shall be matched on a 70% state, 30% college or university basis.

(3) The program described in this section shall be administered by the workforce development agency.

Sec. 279. (1) Included in section 236 for fiscal year ~~2017-2018-2018-2019~~ is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks college/university partnership program between 4-year public and independent colleges and universities and public community colleges, which is intended to increase the number of academically or economically disadvantaged students who transfer from community colleges into baccalaureate programs. Preference may not be given to participants on the basis of race, color, ethnicity, gender, or national origin. Institutions should encourage participation from those who would otherwise not adequately be represented in the transfer student population.

(2) The grants shall be made under the program described in this section to Michigan public and independent colleges and universities. An award to any 1 institution shall not be greater than \$150,000.00, and the amount awarded shall be matched on a 70% state, 30% college or university basis.

(3) The program described in this section shall be administered by the workforce development agency.

Sec. 280. (1) Included in the appropriation for fiscal year ~~2017-2018-2018-2019~~ for each public university in section 236 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks visiting professors program which is intended to increase

the number of instructors in the classroom to provide role models for academically or economically disadvantaged students. Preference may not be given to participants on the basis of race, color, ethnicity, gender, or national origin. Public universities should encourage participation from those who would otherwise not adequately be represented in the student population.

(2) The program described in this section shall be administered by the workforce development agency.

Sec. 281. (1) Included in the appropriation for fiscal year ~~2017-2018~~ **2018-2019** in section 236 is funding under the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks initiative for the Morris Hood, Jr. educator development program which is intended to increase the number of academically or economically disadvantaged students who enroll in and complete K-12 teacher education programs at the baccalaureate level. Preference may not be given to participants on the basis of race, color, ethnicity, gender, or national origin. Institutions should encourage participation from those who would otherwise not adequately be represented in the teacher education student population.

(2) The program described in this section shall be administered by each state-approved teacher education institution in a manner prescribed by the workforce development agency.

(3) Approved teacher education institutions may and are encouraged to use student support services funding in coordination with the Morris Hood, Jr. funding to achieve the goals of the program described in this section.

Sec. 282. Each institution receiving funds for fiscal year ~~2017-2018~~ **2018-2019** under section 278, 279, or 281 shall provide to the workforce development agency by April 15, ~~2018~~ **2019** the unobligated and unexpended funds as of March 31, ~~2018~~ **2019** and a plan to expend the remaining funds by the end of the fiscal year. Notwithstanding the award limitations in sections 278 and 279, the amount of funding reported as not being expended will be reallocated to the institutions that intend to expend all funding received under section 278, 279, or 281.

Sec. 289. (1) ~~The~~ **NOT LESS THAN EVERY 4 YEARS, THE** auditor general shall ~~periodically~~ audit higher education institutional data inventory (HEIDI) data submitted by all public universities under section 241 and may perform audits of selected public universities if determined necessary. The audits shall be based upon the definitions, requirements, and uniform reporting categories established by the state budget director in consultation with the HEIDI advisory committee. The auditor general shall submit a report of findings to the house and senate appropriations committees and the state budget director no later than July 1 of each year an audit takes place.

(2) Student credit hours reports shall not include the following:

(a) Student credit hours generated through instructional activity by faculty or staff in classrooms located outside Michigan, with the exception of instructional activity related to study-abroad programs or field programs.

(b) Student credit hours generated through distance learning instruction for students not eligible for the public university's in-state main campus resident tuition rate. However, in instances where a student is enrolled in distance education and non-distance education credit hours in a given term and the student's non-distance education enrollment is at a campus or site located within Michigan, student credit hours per the student's eligibility for in-state or out-of-state tuition rates may be reported.

(c) Student credit hours generated through credit by examination.

(d) Student credit hours generated through inmate prison programs regardless of teaching location.

(e) Student credit hours generated in new degree programs created on or after January 1, 1975 and before January 1, 2013, that were not specifically authorized for funding by the legislature, except spin-off programs converted from existing core programs, and student credit hours generated in any new degree programs created after January 1, 2013, that are specifically excluded from reporting by the legislature under this section.

(3) "Distance learning instruction" as used in subsection (2) means instruction that occurs solely in other than a traditional classroom setting where the student and instructor are in the same physical location and for which a student receives course credits and is charged tuition and fees. Examples of distance learning instruction are instruction delivered solely through the internet, cable television, teleconference, or mail.

Enacting section 1. (1) In accordance with section 30 of article IX of the state constitution of 1963, total state spending from state sources on state 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 2017 PA 143 and this amendatory act for fiscal year 2017-2018 is estimated at \$12,855,727,300.00 and state appropriations for school aid to be paid to local units of government for fiscal year 2017-2018 are estimated at \$12,668,569,700.00. 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 this amendatory act from state sources for fiscal year 2018-2019 is estimated at \$13,040,725,300.00 and state appropriations for school aid to be paid to local units of government for fiscal year 2018-2019 are estimated at \$12,847,081,000.00.

(2) In accordance with section 30 of article IX of the state constitution of 1963, total state spending from state sources for community colleges for fiscal year 2018-2019 under article II of the state school aid act of 1979, 1979 PA 94, MCL 388.1801 to 388.1830, is estimated at \$408,215,500.00 and the amount of that state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is estimated at \$408,215,500.00.

(3) In accordance with section 30 of article IX of the state constitution of 1963, total state spending from state sources for higher education for fiscal year 2018-2019 under article III of the state school aid act of 1979, 1979 PA 94, MCL 388.1836 to 388.1891, is estimated at \$1,546,206,200.00 and the amount of that state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is estimated at \$0.00.

Enacting section 2. Sections 21j, 22g, 35, 61e, 67a, 99k, 99r, 104e, and 236f of the state school aid act of 1979, 1979 PA 94, MCL 388.1621j, 388.1622g, 388.1635, 388.1667a, 388.1699k, 388.1699r, 388.1704e, and 388.1836f, are repealed effective October 1, 2018.

Enacting section 3. (1) Except as otherwise provided in subsection (2), this amendatory act takes effect October 1, 2018.

(2) Sections 11, 11m, 17c, 21f, 22a, 22b, 22g, 24, 25f, 26a, 26c, 31d, 31m, 51a, 51c, 56, 61b, 61e, 62, 94, 99h, 104, 104e, 152b, 167b, and 236f of the state school aid act of 1979, 1979 PA 94, MCL 388.1611, 388.1611m, 388.1617c, 388.1621f, 388.1622a, 388.1622b, 388.1622g, 388.1624, 388.1625f, 388.1626a, 388.1626c, 388.1631d, 388.1631m, 388.1651a, 388.1651c, 388.1656, 388.1661b, 388.1661e, 388.1662, 388.1694, 388.1699h, 388.1704, 388.1704e, 388.1752b, 388.1767b, and 388.1836f, as amended by this amendatory act, take effect upon enactment of this amendatory act.

Third: That the House and Senate agree to the title of the bill to read as follows:

A bill 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 sections 6, 11, 11a, 11j, 11k, 11m, 11s, 15, 18, 19, 20, 20d, 20f, 21f, 21h, 22a, 22b, 22d, 22g, 22m, 22n, 24, 24a, 24c, 25e, 25f, 25g, 26a, 26b, 26c, 31a, 31b, 31d, 31f, 31j, 32d, 32p, 32q, 35a, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54b, 55, 56, 61a, 61b, 61c, 62, 64b, 64d, 65, 67, 74, 81, 94, 94a, 95b, 98, 99h, 99s, 99t, 99u, 102d, 104, 104b, 104c, 104d, 104e, 107, 147, 147a, 147b, 147c, 147e, 152a, 152b, 163, 164h, 166b, 169a, 201, 201a, 206, 207a, 207b, 207c, 209, 210b, 217, 225, 226, 229, 229a, 230, 236, 236a, 236b, 236c, 241, 245, 251, 252, 256, 263, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 274d, 275b, 276, 277, 278, 279, 280, 281, 282, and 289 (MCL 388.1606, 388.1611, 388.1611a, 388.1611j, 388.1611k, 388.1611m, 388.1611s, 388.1615, 388.1618, 388.1619, 388.1620, 388.1620d, 388.1620f, 388.1621f, 388.1621h, 388.1622a, 388.1622b, 388.1622d, 388.1622g, 388.1622m, 388.1622n, 388.1624, 388.1624a, 388.1624c, 388.1625e, 388.1625f, 388.1625g, 388.1626a, 388.1626b, 388.1626c, 388.1631a, 388.1631b, 388.1631d, 388.1631f, 388.1631j, 388.1632d, 388.1632p, 388.1632q, 388.1635a, 388.1639, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1654b, 388.1655, 388.1656, 388.1661a, 388.1661b, 388.1661c, 388.1662, 388.1664b, 388.1664d, 388.1665, 388.1667, 388.1674, 388.1681, 388.1694, 388.1694a, 388.1695b, 388.1698, 388.1699h, 388.1699s, 388.1699t, 388.1699u, 388.1702d, 388.1704, 388.1704b, 388.1704c, 388.1704d, 388.1704e, 388.1707, 388.1747, 388.1747a, 388.1747b, 388.1747c, 388.1747e, 388.1752a, 388.1752b, 388.1763, 388.1764h, 388.1766b, 388.1769a, 388.1801, 388.1801a, 388.1806, 388.1807a, 388.1807b, 388.1807c, 388.1809, 388.1810b, 388.1817, 388.1825, 388.1826, 388.1829, 388.1829a, 388.1830, 388.1836, 388.1836a, 388.1836b, 388.1836c, 388.1841, 388.1845, 388.1851, 388.1852, 388.1856, 388.1863, 388.1864, 388.1865, 388.1865a, 388.1867, 388.1868, 388.1869, 388.1870, 388.1874, 388.1874c, 388.1874d, 388.1875b, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880, 388.1881, 388.1882, and 388.1889), sections 6, 11a, 11j, 11k, 11m, 11s, 15, 18, 20, 20d, 20f, 22a, 22b, 22d, 22g, 24, 24a, 24c, 25f, 25g, 26a, 26b, 26c, 31b, 31d, 31f, 32p, 32q, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54b, 55, 56, 61a, 61b, 62, 64b, 65, 67, 74, 81, 94, 94a, 98, 99s, 104, 104d, 147, 147b, 147c, 152a, 152b, 201, 201a, 206, 207a, 207b, 207c, 209, 210b, 217, 225, 226, 229, 229a, 230, 236, 236a, 236b, 236c, 241, 245, 251, 252, 256, 263, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 276, 277, 278, 279, 280, 281, and 282, as amended and sections 21h, 22m, 22n, 147e, 164h, and 274d as added by 2017 PA 108, sections 11, 21f, 25e, 31a, 31j, 32d, 35a, 61c, 64d, 95b, 99h, 99t, 102d, 104c, 107, 147a, and 166b as amended and sections 99u and 104e as added by 2017 PA 143, section 19 as amended by 2016 PA 533, section 104b as amended by 2016 PA 249, section 163 as amended by 2015 PA 85, section 169a as amended by 1997 PA 93, section 275b as added by 2015 PA 44, and section 289 as amended by 2013 PA 60, and by adding sections 17c, 22p, 25h, 31m, 35b, 54d, 61d, 61e, 99v, 167b, 209a, 210f, 215, 236f, 245a, 265b, 265c, 265d, and 265e; and to repeal acts and parts of acts.

Tim Kelly
Laura Cox
Conferees for the House

Dave Hildenbrand
Arlan B. Meekhof
Conferees for the Senate

The question being on the adoption of the conference report,

The first conference report was adopted, a majority of the members serving voting therefor, as follows:

Roll Call No. 445

Yeas—25

Booher
Brandenburg

Horn
Hune

Marleau
Meekhof

Robertson
Schmidt

Colbeck
Emmons
Green
Hansen
Hildenbrand

Knezek
Knollenberg
Kowall
MacGregor

Nofs
O'Brien
Pavlov
Proos

Schuitmaker
Shirkey
Stamas
Zorn

Nays—11

Ananich
Bieda
Conyers

Gregory
Hertel
Hood

Hopgood
Jones
Rocca

Warren
Young

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

Senator Kowall moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator Kowall moved that the rules be suspended and that the following bills, now on Committee Reports, be placed on the General Orders calendar for consideration today:

House Bill No. 5139

House Bill No. 5141

House Bill No. 5142

House Bill No. 5145

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the Senate returned to the order of

General Orders

Senator Kowall moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President pro tempore, Senator Schuitmaker, designated Senator Hansen as Chairperson.

After some time spent therein, the Committee arose; and the President pro tempore, Senator Schuitmaker, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bill:

House Bill No. 5142, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 6 and 163 (MCL 388.1606 and 388.1763), section 6 as amended by 2017 PA 108 and section 163 as amended by 2015 PA 85.

The bill was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 5139, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1166a. Substitute (S-1).

The following is the amendment to the substitute recommended by the Committee of the Whole:

1. Amend page 2, following line 6, by inserting:

“(3) THIS SECTION SHALL BE KNOWN AND MAY BE CITED AS “THE SUPERINTENDENT BRIAN WHISTON CAREER PATHWAYS LAW”.”.

The Senate agreed to the substitute as amended recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 5141, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 553a, 1231, 1233, 1233b, and 1249 (MCL 380.553a, 380.1231, 380.1233, 380.1233b, and 380.1249), section 553a as amended by 2011 PA 277, section 1231 as amended by 2016 PA 192, section 1233 as amended by 2017 PA 151, section 1233b as amended by 1995 PA 289, and section 1249 as amended by 2016 PA 170.

Substitute (S-3).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 5145, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 1531, 1531j, 1531k, and 1536 (MCL 380.1531, 380.1531j, 380.1531k, and 380.1536), section 1531 as amended by 2015 PA 159, sections 1531j and 1531k as added by 2015 PA 173, and section 1536 as amended by 2009 PA 205.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of
Third Reading of Bills

Senator Kowall moved that the rules be suspended and that the following bills, now on the order of Third Reading of Bills, be placed on their immediate passage at the head of the Third Reading of Bills calendar:

House Bill No. 5139

House Bill No. 5141

House Bill No. 5142

House Bill No. 5145

The motion prevailed, a majority of the members serving voting therefor.

The following bill was read a third time:

House Bill No. 5139, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding section 1166a.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 446

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to make appropriations for certain purposes; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts;”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5141, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 553a, 1231, 1233, 1233b, 1249, and 1531 (MCL 380.553a, 380.1231, 380.1233, 380.1233b, 380.1249, and 380.1531), section 553a as amended by 2011 PA 277, section 1231 as amended by 2016 PA 192, section 1233 as amended by 2017 PA 151, section 1233b as amended by 1995 PA 289, section 1249 as amended by 2016 PA 170, and section 1531 as amended by 2015 PA 159.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 447

Yeas—25

Booher	Horn	Marleau	Robertson
Brandenburg	Hune	Meekhof	Schmidt
Colbeck	Jones	Nofs	Schuitmaker
Emmons	Knollenberg	O’Brien	Shirkey
Green	Kowall	Pavlov	Stamas
Hansen	MacGregor	Proos	Zorn
Hildenbrand			

Nays—11

Ananich	Gregory	Hopgood	Warren
Bieda	Hertel	Knezek	Young
Conyers	Hood	Rocca	

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to make appropriations for certain purposes; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts;”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5142, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 6 and 163 (MCL 388.1606 and 388.1763), section 6 as amended by 2017 PA 108 and section 163 as amended by 2015 PA 85.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 448

Yeas—25

Booher	Horn	Marleau	Robertson
Brandenburg	Hune	Meekhof	Schmidt
Colbeck	Jones	Nofs	Schuitmaker
Emmons	Knollenberg	O’Brien	Shirkey
Green	Kowall	Pavlov	Stamas
Hansen	MacGregor	Proos	Zorn
Hildenbrand			

Nays—11

Ananich	Gregory	Hopgood	Warren
Bieda	Hertel	Knezek	Young
Conyers	Hood	Rocca	

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“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.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5145, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 1531, 1531j, 1531k, and 1536 (MCL 380.1531, 380.1531j, 380.1531k, and 380.1536), section 1531 as amended by 2015 PA 159, sections 1531j and 1531k as added by 2015 PA 173, and section 1536 as amended by 2009 PA 205.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 449**Yeas—30**

Ananich	Gregory	Kowall	Proos
Bieda	Hansen	MacGregor	Robertson
Booher	Hertel	Marleau	Schmidt
Brandenburg	Hildenbrand	Meekhof	Schuitmaker
Colbeck	Horn	Nofs	Shirkey
Conyers	Hune	O’Brien	Stamas
Emmons	Jones	Pavlov	Zorn
Green	Knollenberg		

Nays—6

Hood	Knezek	Warren	Young
Hopgood	Rocca		

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to make appropriations for certain purposes; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts.”

The Senate agreed to the full title.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator Kowall moved that the rules be suspended and that the following bills, now on Committee Reports, be placed on the General Orders calendar for consideration today:

House Bill No. 4185

House Bill No. 4198

House Bill No. 4265

House Bill No. 5739

House Bill No. 5740

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the Senate returned to the order of

General Orders

Senator Kowall moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President pro tempore, Senator Schuitmaker, designated Senator Hansen as Chairperson.

After some time spent therein, the Committee arose; and the President pro tempore, Senator Schuitmaker, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

House Bill No. 4871, entitled

A bill to amend 1961 PA 120, entitled “An act to authorize the development or redevelopment of principal shopping districts and business improvement districts; to permit the creation of certain boards; to provide for the operation of principal shopping districts and business improvement districts; to provide for the creation, operation, and dissolution of business improvement zones; and to authorize the collection of revenue and the bonding of certain local governmental units for the development or redevelopment projects,” by amending sections 10, 10a, 10c, 10f, 10g, and 10k (MCL 125.990, 125.990a, 125.990c, 125.990f, 125.990g, and 125.990k), as amended by 2013 PA 126.

House Bill No. 4031, entitled

A bill to establish the Lions of Michigan Foundation fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

House Bill No. 5278, entitled

A bill to amend 1978 PA 389, entitled “An act to provide for the prevention and treatment of domestic violence; to develop and establish policies, procedures, and standards for providing domestic violence assistance programs and services; to create a domestic violence prevention and treatment board and prescribe its powers and duties; to establish a domestic violence prevention and treatment fund and provide for its use; to prescribe powers and duties of the family independence agency; to prescribe immunities and liabilities of certain persons and officials; and to prescribe penalties

for violations of this act,” by amending the title and sections 1, 2, 4, and 11 (MCL 400.1501, 400.1502, 400.1504, and 400.1511), the title as amended by 2001 PA 192, section 1 as amended by 2000 PA 84, and section 11 as amended by 2002 PA 732.

House Bill No. 4475, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 301, 503, 2106, 2133, and 72118 (MCL 324.301, 324.503, 324.2106, 324.2133, and 324.72118), section 301 as amended by 2004 PA 587, section 503 as amended by 2012 PA 294, sections 2106 and 2133 as added by 1995 PA 60, and section 72118 as added by 2016 PA 288, and by adding subpart 17 to part 21.

House Bill No. 5805, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 17755 (MCL 333.17755), as amended by 2018 PA 41.

House Bill No. 4705, entitled

A bill to amend 2006 PA 384, entitled “Driver education provider and instructor act,” by amending section 37 (MCL 256.657), as amended by 2014 PA 317.

House Bill No. 5673, entitled

A bill to amend 2001 PA 142, entitled “Michigan memorial highway act,” (MCL 250.1001 to 250.2080) by adding section 4b.

House Bill No. 5740, entitled

A bill to establish the Kiwanis fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

House Bill No. 4185, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 636 (MCL 257.636).
The bills were placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 4030, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 435 (MCL 206.435), as amended by 2016 PA 184.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 4069, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1233 (MCL 380.1233), as amended by 2016 PA 192.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with amendment, the following bill:

House Bill No. 5811, entitled

A bill to amend 2003 PA 238, entitled “Michigan notary public act,” by amending sections 15, 25, and 27 (MCL 55.275, 55.285, and 55.287), section 15 as amended by 2006 PA 510, section 25 as amended by 2006 PA 426, and section 27 as amended by 2006 PA 155, and by adding sections 26b and 54.

The following is the amendment recommended by the Committee of the Whole:

1. Amend page 6, line 1, after "**BEGINNING**" by striking out "**JANUARY 1**" and inserting "**MARCH 30**".

The Senate agreed to the amendment recommended by the Committee of the Whole, and the bill as amended was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 5739, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2016 PA 184.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 4198, entitled

A bill to amend 2006 PA 384, entitled "Driver education provider and instructor act," by amending section 37 (MCL 256.657), as amended by 2014 PA 317.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 4265, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 636 and 637 (MCL 257.636 and 257.637).

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of

Third Reading of Bills

Senator Kowall moved that the rules be suspended and that the following bills, now on the order of Third Reading of Bills, be placed on their immediate passage:

House Bill No. 4871

House Bill No. 4030

House Bill No. 4031

House Bill No. 5278

House Bill No. 4475

House Bill No. 4069

House Bill No. 5805

House Bill No. 5811

House Bill No. 4705

House Bill No. 5673

House Bill No. 4185

House Bill No. 4198

House Bill No. 4265

House Bill No. 5739

House Bill No. 5740

The motion prevailed, a majority of the members serving voting therefor.

Senator Kowall moved that the following bills be placed at the head of the Third Reading of Bills calendar:

House Bill No. 5417

House Bill No. 5406

House Bill No. 5408

House Bill No. 5335

House Bill No. 5379
House Bill No. 4918
House Bill No. 4176
House Bill No. 4828
House Bill No. 5664
House Bill No. 5645
House Bill No. 5738
House Bill No. 5741
House Bill No. 5761
House Bill No. 5762
House Bill No. 5763
House Bill No. 5769
House Bill No. 5775
House Bill No. 5884
House Bill No. 5885
House Bill No. 5886
House Bill No. 5887
House Bill No. 5888
House Bill No. 5892
House Bill No. 5893
House Bill No. 5894
House Bill No. 5895
House Bill No. 5990
House Bill No. 5993
House Bill No. 5995
House Bill No. 5996
House Bill No. 5997
House Bill No. 5998
House Bill No. 5999
House Bill No. 6000
House Bill No. 6001
House Bill No. 6002
House Bill No. 6003
House Bill No. 6004
House Bill No. 6005
House Bill No. 4871
House Bill No. 4030
House Bill No. 4031
House Bill No. 5278
House Bill No. 4475
House Bill No. 4069
House Bill No. 5805
House Bill No. 5811
House Bill No. 4705
House Bill No. 5673
House Bill No. 4185
House Bill No. 4198
House Bill No. 4265
House Bill No. 5739
House Bill No. 5740

The motion prevailed.

The following bill was read a third time:

House Bill No. 5417, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 40111 and 43513 (MCL 324.40111 and 324.43513), section 40111 as amended by 2015 PA 185 and section 43513 as amended by 2013 PA 108.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 450**Yeas—33**

Ananich	Hansen	Knollenberg	Proos
Bieda	Hertel	Kowall	Robertson
Booher	Hildenbrand	MacGregor	Rocca
Brandenburg	Hopgood	Marleau	Schmidt
Colbeck	Horn	Meekhof	Schuitmaker
Conyers	Hune	Nofs	Shirkey
Emmons	Jones	O'Brien	Stamas
Green	Knezek	Pavlov	Zorn
Gregory			

Nays—3

Hood	Warren	Young
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Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to protect the people’s right to hunt and fish; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5406, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding part 50.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 451**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker

Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to protect the people’s right to hunt and fish; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5408, entitled

A bill to amend 1951 PA 51, entitled “An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to promote safe and efficient travel for motor vehicle drivers, bicyclists, pedestrians, and other legal users of roads, streets, and highways; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state

transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts,” by amending section 9a (MCL 247.659a), as amended by 2012 PA 298.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 452

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5335, entitled

A bill to create the Michigan infrastructure council; and to prescribe the powers and duties of certain state and local agencies and officials.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 453

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5379, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1179 (MCL 380.1179), as amended by 2013 PA 187.

The question being on the passage of the bill,

Senator Hopgood offered the following amendment:

1. Amend page 4, line 22, after “**SUBSTANCE**” by striking out the balance of the subdivision and inserting “**INCLUDES A SKIN BARRIER PRODUCT FOR THE PROTECTION OF SKIN INCLUDING SUNSCREEN LOTIONS OR CREAMS, INSECT REPELLANT LOTIONS OR CREAMS, OR EMOLLIENT CREAMS OR OINTMENTS THAT ARE USED FOR SHORT-TERM RELIEF OF ITCHING ON INTACT SKIN. UNITED STATES FOOD AND DRUG ADMINISTRATION APPROVED, OVER-THE-COUNTER TOPICAL SUBSTANCE DOES NOT INCLUDE TOPICAL SUBSTANCES USED TO TREAT CONDITIONS THAT ARE POTENTIALLY COMMUNICABLE OR REQUIRE A MEDICAL DIAGNOSIS FOR EFFECTIVE TREATMENT, A SUBSTANCE USED ON A REGULAR BASIS FOR A CHRONIC MEDICAL CONDITION, OR ANTI-ITCH LOTIONS OR CREAMS.**”.

The amendment was not adopted, a majority of the members serving not voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 454

Yeas—35

Ananich	Hansen	Kowall	Rocca
Bieda	Hertel	MacGregor	Schmidt
Booher	Hildenbrand	Marleau	Schuitmaker
Brandenburg	Hood	Meekhof	Shirkey
Colbeck	Horn	Nofs	Stamas
Conyers	Hune	O'Brien	Warren
Emmons	Jones	Pavlov	Young
Green	Knezek	Proos	Zorn
Gregory	Knollenberg	Robertson	

Nays—1

Hopgood

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to make appropriations for certain purposes; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4918, entitled

A bill to amend 1976 PA 331, entitled “Michigan consumer protection act,” by amending section 3 (MCL 445.903), as amended by 2010 PA 195, and by adding section 3k.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 455

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to prohibit certain methods, acts, and practices in trade or commerce; to prescribe certain powers and duties; to provide for certain remedies, damages, and penalties; to provide for the promulgation of rules; to provide for certain investigations; and to prescribe penalties;”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4176, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 698 (MCL 257.698), as amended by 2017 PA 37.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 456**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0**Excused—1**

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of

operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of manufacturers, the manufacturers of certain devices, the manufacturers of automated technology, upfitters, owners, and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to regulate and certify the manufacturers of certain devices; to provide for approval and certification of installers and servicers of certain devices; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4828, entitled

A bill to amend 2001 PA 142, entitled “Michigan memorial highway act,” (MCL 250.1001 to 250.2080) by adding section 11b.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 457

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to consolidate prior acts naming certain Michigan highways; to provide for the naming of certain highways; to prescribe certain duties of the state transportation department; and to repeal acts and parts of acts and certain resolutions.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5664, entitled

A bill to amend 2001 PA 142, entitled “Michigan memorial highway act,” (MCL 250.1001 to 250.2080) by adding section 51a.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 458

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to consolidate prior acts naming certain Michigan highways; to provide for the naming of certain highways; to prescribe certain duties of the state transportation department; and to repeal acts and parts of acts and certain resolutions,”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5645, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 2163a (MCL 600.2163a), as amended by 2012 PA 170.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 459

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt

Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of the courts, and of the judges and other officers of the courts; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in the courts; pleading, evidence, practice, and procedure in civil and criminal actions and proceedings in the courts; to provide for the powers and duties of certain state governmental officers and entities; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5738, entitled

A bill to amend 1947 PA 267, entitled “An act defining the boundaries between Minnesota, Michigan and Wisconsin, adopting an interstate compact in relation thereto and directing the governor to execute and witness the compact in the name of the state, and to appropriate moneys therefor;” by repealing section 8 (MCL 2.208).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 460

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5741, entitled

A bill to repeal 1927 PA 282, entitled "An act to create a commission to act in co-operation with the attorney general and with any like commission or officials of the state of Wisconsin to designate and mark the overland boundary between the states of Wisconsin and Michigan, and to make an appropriation therefor," (MCL 2.221).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 461**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0**Excused—1**

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5761, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by repealing section 106 (MCL 750.106).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 462

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to revise, consolidate, codify, and add to the statutes relating to crimes; to define crimes and prescribe the penalties and remedies; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at criminal trials; to provide for liability for damages; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5762, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 4701 (MCL 600.4701), as amended by 2014 PA 539.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 463

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca

Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of the courts, and of the judges and other officers of the courts; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in the courts; pleading, evidence, practice, and procedure in civil and criminal actions and proceedings in the courts; to provide for the powers and duties of certain state governmental officers and entities; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5763, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16e of chapter XVII (MCL 777.16e), as amended by 2015 PA 213.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 464

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5769, entitled

A bill to repeal 1956 PA 181, entitled “An act to authorize the department of social welfare to acquire options on a site for and to purchase, subject to the approval of the state administrative board, a site for a boys’ vocational school; to authorize planning for site utilization and the preparation of plans; to make appropriations therefor and to repeal certain acts and parts of acts.” (MCL 803.211 to 803.215).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 465

Yeas—35

Ananich	Hansen	Kowall	Rocca
Bieda	Hildenbrand	MacGregor	Schmidt
Booher	Hood	Marleau	Schuitmaker
Brandenburg	Hopgood	Meekhof	Shirkey
Colbeck	Horn	Nofs	Stamas
Conyers	Hune	O’Brien	Warren
Emmons	Jones	Pavlov	Young
Green	Knezek	Proos	Zorn
Gregory	Knollenberg	Robertson	

Nays—1

Hertel

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5775, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by repealing section 59 (MCL 750.59).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 466**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0**Excused—1**

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to revise, consolidate, codify, and add to the statutes relating to crimes; to define crimes and prescribe the penalties and remedies; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at criminal trials; to provide for liability for damages; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5884, entitled

A bill to repeal 1925 PA 177, entitled “An act to protect and promote the public health and welfare, and to provide for the construction, maintenance and operation of hospitals and sanatoriums for the treatment of tuberculosis; and to make an appropriation therefor,” (MCL 332.151 to 332.164).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 467

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5885, entitled

A bill to amend 1987 PA 230, entitled “Municipal health facilities corporations act,” by amending section 305 (MCL 331.1305), as amended by 2002 PA 484.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 468

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey

Conyers
Emmons
Green
Gregory

Horn
Hune
Jones
Knezek

Nofs
O'Brien
Pavlov
Proos

Stamas
Warren
Young
Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to authorize certain local governmental units to incorporate municipal health facilities corporations and subsidiary municipal health facilities corporations for establishing, modifying, operating, and managing health services and acquiring, constructing, adding to, repairing, remodeling, renovating, equipping, and re-equipping hospitals and other health care facilities and related purposes; to provide for the application of this act to existing municipal hospitals and for the transfer of ownership of hospital funds and personal property; to validate and ratify the existence, organization, actions, proceedings, and board membership of existing organizations acting as county public hospitals; to provide for the appointment of trustees; to grant certain powers of a public body corporate to health facilities corporations and subsidiary health facilities corporations; to empower certain local governmental units to encumber property for the benefit of, transfer or make property available to, issue bonds to construct facilities to be used by, appropriate funds for, and levy a tax for, municipal health facilities corporations and subsidiary municipal health facilities corporations; to empower certain local governmental units to guarantee obligations of municipal health facilities corporations and subsidiary municipal health facilities corporations and to permit certain local governmental units to pledge their full faith and credit to pay such guaranties; to provide for transfer of ownership or operation of health care facilities and health services to nonprofit health care organizations; to authorize municipal health facilities corporations and subsidiary municipal health facilities corporations to borrow money and issue notes for the purposes of meeting expenses of operation and to issue corporation obligations for the purpose of acquisition, construction, repair, remodeling, equipping or re-equipping of health care facilities and for the refinancing, refunding, or refunding in advance of indebtedness of the municipal health facilities corporations or the subsidiary municipal health facilities corporations or of indebtedness of certain local governmental units undertaken on their behalf; to authorize municipal health facilities corporations and subsidiary municipal health facilities corporations to enter into mortgages, deeds of trust, and other agreements for security which may include provisions for the appointment of receivers; to exempt obligations and property of municipal health facilities corporations and subsidiary municipal health facilities corporations from taxation; and to provide other rights, powers, and duties of municipal health facilities corporations and subsidiary municipal health facilities corporations.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5886, entitled

A bill to amend 1945 PA 109, entitled “An act to protect and promote the public health and welfare and to enable boards of supervisors of certain counties to acquire, own, construct, establish, maintain and operate hospitals, county general hospitals, sanatoria and other institutions for the treatment of persons suffering from contagious and infectious diseases and for the treatment of indigent persons suffering from any physical ailment or impairment, and for temporary detention of mentally ill patients, both non-indigent and indigent, to authorize emergency treatment for emergency cases, to levy a tax therefor, appoint hospital trustees, authorize operation of hospitals by boards of county institutions, provide

suitable means for the care of such afflicted persons, to limit the liability of counties maintaining such hospitals in respect to such cases, and to repeal acts inconsistent herewith," by amending section 13 (MCL 331.213).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 469

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5887, entitled

A bill to amend 1913 PA 350, entitled "An act to enable counties to establish and maintain public hospitals, levy a tax and issue bonds therefor, borrow money and issue bonds and notes therefor, elect hospital trustees, maintain training schools for nurses, maintain nursing home facilities, provide suitable means for the care of tuberculous persons, and to make possible the ultimate establishment of an adequate supply of hospitals," by amending section 4 (MCL 331.154).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 470

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas

Emmons
Green
Gregory

Hune
Jones
Knezek

O'Brien
Pavlov
Proos

Warren
Young
Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5888, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 109 (MCL 400.109), as amended by 2017 PA 253.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 471

Yeas—36

Ananich
Bieda
Booher
Brandenburg
Colbeck
Conyers
Emmons
Green
Gregory

Hansen
Hertel
Hildenbrand
Hood
Hopgood
Horn
Hune
Jones
Knezek

Knollenberg
Kowall
MacGregor
Marleau
Meekhof
Nofs
O'Brien
Pavlov
Proos

Robertson
Rocca
Schmidt
Schuitmaker
Shirkey
Stamas
Warren
Young
Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect the welfare of the people of this state; to provide general assistance, hospitalization, infirmary and medical care to poor or unfortunate persons; to provide for compliance by this state with the social security act; to provide protection, welfare and services to aged persons, dependent children, the blind, and the permanently and totally disabled; to administer programs and services for the prevention and treatment of delinquency, dependency and neglect of children; to create a state department of social services; to prescribe the powers and duties of the department; to provide for the interstate and intercounty transfer of dependents; to create county and district departments of social services; to create within certain county departments, bureaus of social aid and certain divisions and offices thereunder; to prescribe the powers and duties of the departments, bureaus and officers; to provide for appeals in certain cases; to prescribe the powers and duties of the state department with respect to county and district departments; to prescribe certain duties of certain other state departments, officers, and agencies; to make an appropriation; to prescribe penalties for the violation of the provisions of this act; and to repeal certain parts of this act on specific dates.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5892, entitled

A bill to repeal 1935 PA 195, entitled “An act to provide for the establishment of probation recovery camps; to prescribe the powers and duties of the state prison commission with respect thereto; to designate persons eligible for entrance in said camps, and to declare the effect of this act,” (MCL 798.1 to 798.6).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 472

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5893, entitled

A bill to repeal 1963 PA 145, entitled "An act to authorize the establishment and maintenance of youth conservation rehabilitation camps; to define the powers and duties of the department of social welfare; and to make appropriations therefor," (MCL 803.321 to 803.323).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 473

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5894, entitled

A bill to repeal 1965 PA 145, entitled "An act to transfer camp LaVictoire from the state department of corrections to the state department of social welfare; and to authorize its operation as a conservation-rehabilitation camp," (MCL 803.331 to 803.333).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 474

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker

Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5895, entitled

A bill to repeal 1962 PA 229, entitled "An act to make appropriations for various state institutions, departments, commissions, boards, agencies and certain state purposes related to public welfare services for the fiscal year ending June 30, 1963, to provide for the expenditure of such appropriations, and to provide for the disposition of fees and other income received by the various state agencies," (MCL 803.317 to 803.317).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 475

Yeas—34

Ananich	Hansen	MacGregor	Rocca
Bieda	Hildenbrand	Marleau	Schmidt
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Nofs	Shirkey
Colbeck	Horn	O'Brien	Stamas
Conyers	Hune	Pavlov	Warren
Emmons	Jones	Proos	Young
Green	Knollenberg	Robertson	Zorn
Gregory	Kowall		

Nays—2

Hertel

Knezek

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5990, entitled

A bill to amend 1966 PA 291, entitled “Firefighters training council act,” by repealing section 7 (MCL 29.367).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 476**Yeas—26**

Booher	Hildenbrand	Marleau	Robertson
Brandenburg	Horn	Meekhof	Schmidt
Colbeck	Hune	Nofs	Schuitmaker
Emmons	Jones	O’Brien	Shirkey
Green	Knollenberg	Pavlov	Stamas
Gregory	Kowall	Proos	Zorn
Hansen	MacGregor		

Nays—10

Ananich	Hertel	Knezek	Warren
Bieda	Hood	Rocca	Young
Conyers	Hopgood		

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to create the firefighters training council; to prescribe the powers and duties of the council, the state fire marshal, and certain fire departments and other organizations; to create the firefighters training council fund and to provide for allocations from the fund to local agencies of government participating in a firefighters training program; and to make an appropriation.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5993, entitled

A bill to amend 1931 PA 189, entitled “The insect pest and plant disease act,” by amending section 9 (MCL 286.209), as amended by 2012 PA 106.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 477

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to regulate the sale and distribution of nursery stock, plants, and plant products; to prevent the introduction into and the dissemination within this state of insect pests and plant diseases; to provide for the destruction and control of insect pests and plant diseases; to provide for the destruction or treatment of certain plants or plant products; to provide for the licensure and inspection of certain persons and activities under certain circumstances; to impose certain powers and duties on the director of agriculture; to create certain restricted funds for certain department activities and to allow allocation of those funds throughout the department; to provide for the promulgation of rules; to prescribe penalties and civil sanctions; and to provide remedies.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5995, entitled

A bill to amend 1994 PA 39, entitled “Veteran right to employment services act,” by repealing section 4 (MCL 35.1094).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 478**Yeas—26**

Booher	Horn	Meekhof	Rocca
Brandenburg	Hune	Nofs	Schmidt
Colbeck	Jones	O'Brien	Schuitmaker
Emmons	Knollenberg	Pavlov	Shirkey
Green	Kowall	Proos	Stamas
Hansen	MacGregor	Robertson	Zorn
Hildenbrand	Marleau		

Nays—10

Ananich	Gregory	Hopgood	Warren
Bieda	Hertel	Knezek	Young
Conyers	Hood		

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to require those agencies and departments administering federally or state funded employment services or job training programs to provide, to the extent permitted by federal law, effective and equitable service to veterans.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5996, entitled

A bill to amend 2001 PA 266, entitled “Grade A milk law of 2001,” by amending section 33a (MCL 288.503a), as amended by 2008 PA 136.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 479**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to regulate the production, transportation, handling, processing, delivery, and sale of grade A milk and milk products; to define grade A milk and milk products and to establish standards and requirements for grade A milk and milk products; to provide for dairy food safety; to provide for the sampling, sampling analysis, and transportation of milk and milk products; to regulate the labeling, manufacture, distribution, and sale of milk and milk products for the protection of the consuming public and to prevent fraud and deception by prohibiting the misbranding, adulteration, manufacture, distribution, and sale of milk and milk products; to provide for enforcement; to provide for licenses and permits and revocation of licenses and permits; to impose certain fees; to require certain security arrangements of milk plants to ensure the prompt payment of producers; to prescribe powers and duties of certain state departments and officers; to provide for uniform standards and uniform inspection; to provide for promulgation of rules; to provide for certain remedies and penalties; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5997, entitled

A bill to amend 1988 PA 511, entitled “Community corrections act,” by repealing section 12 (MCL 791.412).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 480

Yeas—27

Booher	Hildenbrand	Marleau	Rocca
Brandenburg	Horn	Meekhof	Schmidt
Colbeck	Hune	Nofs	Schuitmaker
Emmons	Jones	O’Brien	Shirkey
Green	Knollenberg	Pavlov	Stamas
Gregory	Kowall	Proos	Zorn
Hansen	MacGregor	Robertson	

Nays—9

Ananich	Hertel	Hopgood	Warren
Bieda	Hood	Knezek	Young
Conyers			

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for the funding of community-based corrections programs through local governmental subdivisions or certain nonprofit agencies; to prescribe the powers and duties of certain state officers and agencies; to provide for community corrections advisory boards and prescribe their powers and duties; to create an office of community alternatives and a state community corrections board within the department of corrections and prescribe their powers and duties; and to provide for the promulgation of rules.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5998, entitled

A bill to amend 1893 PA 123, entitled “An act to provide for the maintenance, supervision and government of the Michigan school for the blind, and to repeal all acts and parts of acts inconsistent herewith,” by repealing section 11 (MCL 393.111).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 481**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0**Excused—1**

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5999, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by repealing section 3721 (MCL 500.3721).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 482

Yeas—26

Booher	Horn	Meekhof	Rocca
Brandenburg	Hune	Nofs	Schmidt
Colbeck	Jones	O’Brien	Schuitmaker
Emmons	Knollenberg	Pavlov	Shirkey
Green	Kowall	Proos	Stamas
Hansen	MacGregor	Robertson	Zorn
Hildenbrand	Marleau		

Nays—10

Ananich	Gregory	Hopgood	Warren
Bieda	Hertel	Knezek	Young
Conyers	Hood		

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to revise, consolidate, and classify the laws relating to the insurance and surety business; to regulate the incorporation or formation of domestic insurance and surety companies and associations and the admission of foreign and alien companies and associations; to provide their rights, powers, and immunities and to prescribe the conditions on which companies and associations organized, existing, or authorized under this act may exercise their powers; to provide the rights, powers, and immunities and to prescribe the conditions on which other persons, firms, corporations, associations, risk retention groups, and purchasing groups engaged in an insurance or surety business may exercise their powers; to provide for the imposition of a privilege fee on domestic insurance companies and associations and the state accident fund; to provide for the imposition of a tax on the business of foreign and alien companies and associations; to provide for the imposition of a tax on risk retention groups and purchasing groups; to provide for the imposition of a tax on the business of surplus line agents; to provide for the imposition of regulatory fees on certain insurers; to provide for assessment fees on certain health maintenance organizations; to modify tort liability arising out of certain accidents; to

provide for limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and regulation of the insurance and surety business within this state; to provide for regulation over worker’s compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority; to provide certain powers and duties upon certain officials, departments, and authorities of this state; to provide for an appropriation; to repeal acts and parts of acts; and to provide penalties for the violation of this act.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 6000, entitled

A bill to amend 2011 PA 256, entitled “Michigan fireworks safety act,” by repealing section 21 (MCL 28.471).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 483

Yeas—34

Ananich	Hansen	MacGregor	Rocca
Bieda	Hildenbrand	Marleau	Schmidt
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Nofs	Shirkey
Colbeck	Horn	O’Brien	Stamas
Conyers	Hune	Pavlov	Warren
Emmons	Jones	Proos	Young
Green	Knollenberg	Robertson	Zorn
Gregory	Kowall		

Nays—2

Hertel	Knezek
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Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to revise, consolidate, and codify the laws relating to certain fireworks; to regulate the purchase, possession, sale, and use of certain fireworks; to establish a fireworks safety fund; to establish a fireworks safety fee; to provide for the transfer and expenditure of funds; to prescribe the powers and duties of certain state agencies; to provide for penalties and remedies; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 6001, entitled

A bill to amend 1984 PA 387, entitled “State food stamp distribution act,” by repealing section 15 (MCL 400.765).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 484

Yeas—35

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Zorn
Gregory	Knezek	Proos	

Nays—1

Young

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to establish a system for distributing food stamps; and to prescribe certain powers and duties of certain state agencies.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 6002, entitled

A bill to amend 1972 PA 230, entitled “Stille-DeRossett-Hale single state construction code act,” by amending section 28 (MCL 125.1528), as amended by 2016 PA 409.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 485**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0**Excused—1**

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to create a construction code commission and prescribe its functions; to authorize the director to promulgate rules with recommendations from each affected board relating to the construction, alteration, demolition, occupancy, and use of buildings and structures; to prescribe energy conservation standards for the construction of certain buildings; to provide for statewide approval of premanufactured units; to provide for the testing of new devices, materials, and techniques for the construction of buildings and structures; to define the classes of buildings and structures affected by the act; to provide for administration and enforcement of the act; to create a state construction code fund; to prohibit certain conduct; to establish penalties, remedies, and sanctions for violations of the act; to repeal acts and parts of acts; and to provide an appropriation.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 6003, entitled

A bill to amend 1984 PA 44, entitled “Motor fuels quality act,” by amending sections 6 and 9i (MCL 290.646 and 290.649i), section 6 as amended by 2016 PA 466 and section 9i as amended by 2006 PA 104.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 486**Yeas—35**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey

Conyers
Emmons
Green
Gregory

Horn
Hune
Jones
Knezek

Nofs
O'Brien
Pavlov
Proos

Stamas
Young
Zorn

Nays—1

Warren

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide purity and quality standards for motor fuels; to regulate the transfer, sale, dispensing, or offering motor fuels for sale; to provide for an inspection and testing program; to provide for the powers and duties of certain state agencies; to prescribe certain powers of the governor; to provide for the licensing of certain persons engaged in the transfer, sale, dispensing, or offering of motor fuels for sale; to regulate stage I vapor-recovery systems at certain facilities; to provide for fees; to make appropriations; and to provide remedies and prescribe fines and penalties.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 6004, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 527a (MCL 206.527a), as amended by 2018 PA

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 487

Yeas—27

Booher
Brandenburg
Colbeck
Emmons
Green
Gregory
Hansen

Hildenbrand
Horn
Hune
Jones
Knollenberg
Kowall
MacGregor

Marleau
Meekhof
Nofs
O'Brien
Pavlov
Proos
Robertson

Rocca
Schmidt
Schuitmaker
Shirkey
Stamas
Zorn

Nays—9

Ananich
Bieda
Conyers

Hertel
Hood

Hopgood
Knezek

Warren
Young

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement by lien and otherwise of taxes on or measured by net income and on certain commercial, business, and financial activities; to prescribe the manner and time of making reports and paying the taxes, and the functions of public officers and others as to the taxes; to permit the inspection of the records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits and refunds of the taxes; to prescribe penalties for the violation of this act; to provide an appropriation; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 6005, entitled

A bill to amend 1990 PA 250, entitled “DNA identification profiling system act,” by amending section 6 (MCL 28.176), as amended by 2014 PA 457.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 488**Yeas—27**

Booher	Hildenbrand	Marleau	Rocca
Brandenburg	Horn	Meekhof	Schmidt
Colbeck	Hune	Nofs	Schuitmaker
Emmons	Jones	O’Brien	Shirkey
Green	Knollenberg	Pavlov	Stamas
Gregory	Kowall	Proos	Zorn
Hansen	MacGregor	Robertson	

Nays—9

Ananich	Hertel	Hopgood	Warren
Bieda	Hood	Knezek	Young
Conyers			

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for a DNA identification profiling system; to provide for the collection of samples from individuals arrested for committing or attempting to commit a felony offense or an offense that would be a felony if committed by an adult, certain prisoners, convicted offenders, and juvenile offenders and the analysis of those samples; to provide for retention, disposal, and expunction of samples and profiles under certain circumstances; and to prescribe the powers and duties of certain state departments and county agencies.”.

The Senate agreed to the full title.

Senator Kowall moved that a respectful message be sent to the House of Representatives requesting the return of the following bill:

House Bill No. 5142

The motion prevailed.

Recess

Senator Kowall moved that the Senate recess until 5:00 p.m.

The motion prevailed, the time being 4:01 p.m.

The Senate reconvened at the expiration of the recess and was called to order by the President pro tempore, Senator Schuitmaker.

By unanimous consent the Senate returned to the order of

General Orders

Senator Kowall moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President pro tempore, Senator Schuitmaker, designated Senator Hansen as Chairperson.

After some time spent therein, the Committee arose; and the President pro tempore, Senator Schuitmaker, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

Senate Bill No. 416, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 49 (MCL 750.49), as amended by 2006 PA 129.

Senate Bill No. 965, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 9106 (MCL 324.9106), as amended by 2005 PA 55.

Senate Bill No. 910, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 6 and 163 (MCL 388.1606 and 388.1763), section 6 as amended by 2017 PA 108 and section 163 as amended by 2015 PA 85.

Senate Bill No. 980, entitled

A bill to amend 1996 PA 160, entitled “Postsecondary enrollment options act,” by amending section 3 (MCL 388.513), as amended by 2018 PA 11.

Senate Bill No. 981, entitled

A bill to amend 1966 PA 225, entitled “Carnival-amusement safety act of 1966,” by amending section 9 (MCL 408.659).

The bills were placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 110, entitled

A bill to amend 1988 PA 226, entitled "An act to limit the powers of a local governmental unit regarding the leasing of private residential property," by amending section 1 (MCL 123.411).

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 909, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 553a, 1231, 1233, 1233b, and 1531i (MCL 380.553a, 380.1231, 380.1233, 380.1233b, and 380.1531i), section 553a as amended by 2011 PA 277, section 1231 as amended by 2016 PA 192, section 1233 as amended by 2017 PA 151, section 1233b as amended by 1995 PA 289, and section 1531i as added by 2009 PA 202.

Substitute (S-2).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 331, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 17001 and 17021 (MCL 333.17001 and 333.17021), as amended by 2016 PA 379, and by adding sections 16338, 17091, 17092, 17093, 17094, 17095, and 17096.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 683, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16215, 16322, 16501, 16511, 16521, 16525, and 16529 (MCL 333.16215, 333.16322, 333.16501, 333.16511, 333.16521, 333.16525, and 333.16529), section 16215 as amended by 2005 PA 211, sections 16322, 16501, 16525, and 16529 as added by 2006 PA 30, section 16511 as amended by 2006 PA 397, and section 16521 as amended by 2010 PA 79, and by adding sections 16513, 16515, and 16517.

Substitute (S-3).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 901, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 18001 (MCL 333.18001), as amended by 2016 PA 379.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 929, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 20921b. Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 1029, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 7604 (MCL 500.7604), as amended by 1994 PA 226, and by adding chapter 55.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

Senator Kowall moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President pro tempore, Senator Schuitmaker, designated Senator Hansen as Chairperson.

After some time spent therein, the Committee arose; and the President pro tempore, Senator Schuitmaker, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

Senate Bill No. 895, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 6431 and 6452 (MCL 600.6431 and 600.6452).

Senate Bill No. 896, entitled

A bill to amend 2016 PA 343, entitled "Wrongful imprisonment compensation act," by amending section 7 (MCL 691.1757).

Senate Bill No. 209, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 10a.

The bills were placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 455, entitled

A bill to amend 1932 (1st Ex Sess) PA 40, entitled "An act to provide for the designation of depositories for public moneys; to prescribe the effect thereof on the liability for such deposits; to suspend the requirement of surety bonds from depositories of public moneys; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending sections 1, 2, 4, and 6 (MCL 129.11, 129.12, 129.14, and 129.16), sections 2 and 4 as amended and section 6 as added by 1997 PA 33; and to repeal acts and parts of acts.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 257, entitled

A bill to create an athletes with an intellectual disability empowerment commission; and to prescribe the powers and duties of certain state agencies and officials.

Substitute (S-3).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 635, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 3240 (MCL 600.3240), as amended by 2014 PA 431.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 650, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending sections 57e and 57g (MCL 400.57e and 400.57g), section 57e as amended by 2011 PA 131 and section 57g as amended by 2014 PA 375.

Substitute (S-3).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with amendment, the following bill:

Senate Bill No. 882, entitled

A bill to amend 1976 PA 267, entitled "Open meetings act," by amending section 8 (MCL 15.268), as amended by 1996 PA 464.

The following is the amendment recommended by the Committee of the Whole:

1. Amend page 4, line 3, after "STAFF." by inserting "AS USED IN THIS SUBDIVISION, "SCHOOL BOARD" MEANS ANY OF THE FOLLOWING:

(i) THAT TERM AS DEFINED IN SECTION 3 OF THE REVISED SCHOOL CODE, 1976 PA 451, MCL 380.3.

(ii) A BOARD OF DIRECTORS OF A PUBLIC SCHOOL ACADEMY AS DESCRIBED IN SECTION 502 OF THE REVISED SCHOOL CODE, 1976 PA 451, MCL 380.502.

(iii) THE LOCAL GOVERNING BOARD OF A PUBLIC COMMUNITY OR JUNIOR COLLEGE AS DESCRIBED IN SECTION 7 OF ARTICLE VIII OF THE STATE CONSTITUTION OF 1963."

The Senate agreed to the amendment recommended by the Committee of the Whole, and the bill as amended was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of
Third Reading of Bills

The following bill was read a third time:

House Bill No. 4871, entitled

A bill to amend 1961 PA 120, entitled "An act to authorize the development or redevelopment of principal shopping districts and business improvement districts; to permit the creation of certain boards; to provide for the operation of principal shopping districts and business improvement districts; to provide for the creation, operation, and dissolution of business improvement zones; and to authorize the collection of revenue and the bonding of certain local governmental units for the development or redevelopment projects," by amending sections 10, 10a, 10c, 10f, 10g, and 10k (MCL 125.990, 125.990a, 125.990c, 125.990f, 125.990g, and 125.990k), as amended by 2013 PA 126.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 489

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 4030, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 435 (MCL 206.435), as amended by 2016 PA 184.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 490**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0**Excused—1**

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement by lien and otherwise of taxes on or measured by net income and on certain commercial, business, and financial activities; to prescribe the manner and time of making reports and paying the taxes, and the functions of public officers and others as to the taxes; to permit the inspection of the records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits and refunds of the taxes; to prescribe penalties for the violation of this act; to provide an appropriation; and to repeal acts and parts of acts.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4031, entitled

A bill to establish the Lions of Michigan Foundation fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 491

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Pros	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5278, entitled

A bill to amend 1978 PA 389, entitled “An act to provide for the prevention and treatment of domestic violence; to develop and establish policies, procedures, and standards for providing domestic violence assistance programs and services; to create a domestic violence prevention and treatment board and prescribe its powers and duties; to establish a domestic violence prevention and treatment fund and provide for its use; to prescribe powers and duties of the family independence agency; to prescribe immunities and liabilities of certain persons and officials; and to prescribe penalties for violations of this act,” by amending the title and sections 1, 2, 4, and 11 (MCL 400.1501, 400.1502, 400.1504, and 400.1511), the title as amended by 2001 PA 192, section 1 as amended by 2000 PA 84, and section 11 as amended by 2002 PA 732.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 492

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca

Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The Senate agreed to the title of the bill.

The Assistant President pro tempore, Senator O'Brien, resumed the Chair.

The following bill was read a third time:

House Bill No. 4475, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 301, 503, 2106, 2133, and 72118 (MCL 324.301, 324.503, 324.2106, 324.2133, and 324.72118), section 301 as amended by 2004 PA 587, section 503 as amended by 2012 PA 294, sections 2106 and 2133 as added by 1995 PA 60, and section 72118 as added by 2016 PA 288, and by adding subpart 17 to part 21.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 493

Yeas—24

Booher	Hildenbrand	Marleau	Robertson
Brandenburg	Horn	Meekhof	Schmidt
Colbeck	Hune	Nofs	Schuitmaker
Emmons	Knollenberg	O'Brien	Shirkey
Green	Kowall	Pavlov	Stamas
Hansen	MacGregor	Proos	Zorn

Nays—12

Ananich	Gregory	Hopgood	Rocca
Bieda	Hertel	Jones	Warren
Conyers	Hood	Knezek	Young

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to protect the people’s right to hunt and fish; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4069, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1233 (MCL 380.1233), as amended by 2017 PA 151.

The question being on the passage of the bill,

Senator Ananich offered the following amendment:

1. Amend page 3, line 22, after “COLLEGE” by inserting “**AND, FOR SUBSTITUTE TEACHING IN GRADES 9 TO 12, IS AT LEAST 22 YEARS OF AGE**”.

The amendment was adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 494

Yeas—26

Ananich	Hildenbrand	Marleau	Robertson
Booher	Horn	Meekhof	Schmidt
Brandenburg	Hune	Nofs	Schuitmaker
Colbeck	Jones	O'Brien	Shirkey
Emmons	Knollenberg	Pavlov	Stamas
Green	Kowall	Proos	Zorn
Hansen	MacGregor		

Nays—10

Bieda	Hertel	Knezek	Warren
Conyers	Hood	Rocca	Young
Gregory	Hopgood		

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to make appropriations for certain purposes; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts;”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5805, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 17755 (MCL 333.17755), as amended by 2018 PA 41.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 495

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for the qualification, appointment, and regulation of notaries; to provide for the levy, assessment, and collection of certain service charges and fees and to provide for their disposition; to create certain funds for certain purposes; to provide for liability for certain persons; to provide for the admissibility of certain evidence; to prescribe powers and duties of certain state agencies and local officers; to provide for remedies and penalties; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4705, entitled

A bill to amend 2006 PA 384, entitled “Driver education provider and instructor act,” by amending section 37 (MCL 256.657), as amended by 2014 PA 317.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 497

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for the certification of driver education providers; to prescribe certain record-keeping and program requirements for driver education providers; to provide for the certification of driver education instructors; to prescribe the powers and duties of certain persons and departments; to prescribe certain fees; to establish a fund in the state treasury; to prescribe remedies, sanctions, and penalties; and to rescind administrative rules.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5673, entitled

A bill to amend 2001 PA 142, entitled “Michigan memorial highway act,” (MCL 250.1001 to 250.2080) by adding section 4b.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 498

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to consolidate prior acts naming certain Michigan highways; to provide for the naming of certain highways; to prescribe certain duties of the state transportation department; and to repeal acts and parts of acts and certain resolutions,”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4185, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 636 (MCL 257.636).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 499

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker

Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of manufacturers, the manufacturers of certain devices, the manufacturers of automated technology, upfitters, owners, and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to regulate and certify the manufacturers of certain devices; to provide for approval and certification of installers and servicers of certain devices; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4198, entitled

A bill to amend 2006 PA 384, entitled “Driver education provider and instructor act,” by amending section 37 (MCL 256.657), as amended by 2014 PA 317.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 500

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren

Green
Gregory

Jones
Knezek

Pavlov
Proos

Young
Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for the certification of driver education providers; to prescribe certain record-keeping and program requirements for driver education providers; to provide for the certification of driver education instructors; to prescribe the powers and duties of certain persons and departments; to prescribe certain fees; to establish a fund in the state treasury; to prescribe remedies, sanctions, and penalties; and to rescind administrative rules.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4265, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 637 (MCL 257.637).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 501

Yeas—35

Ananich
Bieda
Booher
Brandenburg
Colbeck
Conyers
Emmons
Green
Gregory

Hansen
Hertel
Hildenbrand
Hood
Hopgood
Horn
Hune
Jones
Knezek

Kowall
MacGregor
Marleau
Meekhof
Nofs
O'Brien
Pavlov
Proos
Robertson

Rocca
Schmidt
Schuitmaker
Shirkey
Stamas
Warren
Young
Zorn

Nays—1

Knollenberg

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of manufacturers, the manufacturers of certain devices, the manufacturers of automated technology, upfitters, owners, and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to regulate and certify the manufacturers of certain devices; to provide for approval and certification of installers and servicers of certain devices; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5739, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 435 (MCL 206.435), as amended by 2016 PA 184.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 502**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0**Excused—1**

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement by lien and otherwise of taxes on or measured by net income and on certain commercial, business, and financial activities; to prescribe the manner and time of making reports and paying the taxes, and the functions of public officers and others as to the taxes; to permit the inspection of the records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits and refunds of the taxes; to prescribe penalties for the violation of this act; to provide an appropriation; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5740, entitled

A bill to establish the Kiwanis fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 503

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The Senate agreed to the title of the bill.

By unanimous consent the Senate returned to the order of

General Orders

Senator Kowall moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the Assistant President pro tempore, Senator O'Brien, designated Senator Hansen as Chairperson.

After some time spent therein, the Committee arose; and the Assistant President pro tempore, Senator O'Brien, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 5908, entitled

A bill to amend 2014 PA 86, entitled "Local community stabilization authority act," by amending sections 5 and 17 (MCL 123.1345 and 123.1357), section 5 as amended by 2015 PA 122 and section 17 as amended by 2017 PA 102.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of

Messages from the House

The House of Representatives returned, in accordance with the request of the Senate

House Bill No. 5142, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 6 and 163 (MCL 388.1606 and 388.1763), section 6 as amended by 2017 PA 108 and section 163 as amended by 2015 PA 85.

The bill was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of

Third Reading of Bills

Senator Kowall moved to reconsider the vote by which the following bill was passed:

House Bill No. 5142, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 6 and 163 (MCL 388.1606 and 388.1763), section 6 as amended by 2017 PA 108 and section 163 as amended by 2015 PA 85.

The motion prevailed, a majority of the members serving voting therefor.

The question being on the passage of the bill,

Senator Horn offered the following substitute:

Substitute (S-1).

The substitute was adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 504

Yeas—25

Booher	Horn	Marleau	Robertson
Brandenburg	Hune	Meekhof	Schmidt
Colbeck	Jones	Nofs	Schuitmaker
Emmons	Knollenberg	O'Brien	Shirkey
Green	Kowall	Pavlov	Stamas
Hansen	MacGregor	Proos	Zorn
Hildenbrand			

Nays—11

Ananich	Gregory	Hopgood	Warren
Bieda	Hertel	Knezek	Young
Conyers	Hood	Rocca	

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

Senator Kowall moved that the rules be suspended and that the following bill, now on the order of Third Reading of Bills, be placed on its immediate passage at the head of the Third Reading of Bills calendar:

House Bill No. 5908

The motion prevailed, a majority of the members serving voting therefor.

The following bill was read a third time:

House Bill No. 5908, entitled

A bill to amend 2014 PA 86, entitled "Local community stabilization authority act," by amending sections 17 and 18 (MCL 123.1357 and 123.1358), section 17 as amended by 2017 PA 102.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 505**Yeas—28**

Booher	Hildenbrand	Marleau	Rocca
Brandenburg	Horn	Meekhof	Schmidt
Colbeck	Hune	Nofs	Schuitmaker
Emmons	Jones	O'Brien	Shirkey
Green	Knollenberg	Pavlov	Stamas
Hansen	Kowall	Proos	Young
Hertel	MacGregor	Robertson	Zorn

Nays—7

Bieda	Gregory	Hopgood	Warren
Conyers	Hood	Knezek	

Excused—1

Casperson

Not Voting—1

Ananich

In The Chair: O'Brien

Senator Kowall moved to reconsider the vote by which the bill was passed.

The motion prevailed, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 506**Yeas—27**

Booher	Hildenbrand	Marleau	Schmidt
Brandenburg	Horn	Meekhof	Schuitmaker
Colbeck	Hune	Nofs	Shirkey
Emmons	Jones	O'Brien	Stamas
Green	Knollenberg	Pavlov	Young
Hansen	Kowall	Proos	Zorn
Hertel	MacGregor	Robertson	

Nays—9

Ananich	Gregory	Hopgood	Rocca
Bieda	Hood	Knezek	Warren
Conyers			

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to create a metropolitan authority; to prescribe the powers, duties, and jurisdictions of the metropolitan authority; to prescribe the powers and duties of certain state officials; to levy, collect, and distribute a tax; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

Senator Kowall moved that the rules be suspended and that the following bills, now on the order of Third Reading of Bills, be placed on their immediate passage:

Senate Bill No. 416

Senate Bill No. 110

Senate Bill No. 965

Senate Bill No. 909

Senate Bill No. 910

Senate Bill No. 980

Senate Bill No. 331

Senate Bill No. 683

Senate Bill No. 901

Senate Bill No. 929

Senate Bill No. 1029

Senate Bill No. 981

The motion prevailed, a majority of the members serving voting therefor.

Senator Kowall moved that the following bills be placed at the head of the Third Reading of Bills calendar:

Senate Bill No. 784

Senate Bill No. 786

Senate Bill No. 827

Senate Bill No. 906
Senate Bill No. 907
Senate Bill No. 711
Senate Bill No. 416
Senate Bill No. 110
Senate Bill No. 965
Senate Bill No. 909
Senate Bill No. 910
Senate Bill No. 980
Senate Bill No. 331
Senate Bill No. 683
Senate Bill No. 901
Senate Bill No. 929
Senate Bill No. 1029
Senate Bill No. 981
 The motion prevailed.

The following bill was read a third time:

Senate Bill No. 784, entitled

A bill to amend 1996 PA 193, entitled “Michigan do-not-resuscitate procedure act,” by amending sections 2, 3a, 4, 8, 9, 10, and 11 (MCL 333.1052, 333.1053a, 333.1054, 333.1058, 333.1059, 333.1060, and 333.1061), sections 2 and 11 as amended by 2017 PA 157 and section 3a as added and sections 4, 8, 9, and 10 as amended by 2013 PA 155, and by adding section 3b.

The question being on the passage of the bill,
 Senator Jones offered the following substitute:
 Substitute (S-3).

The substitute was adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,
 The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 507

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The Senate agreed to the title of the bill.

Senator Warren asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Warren’s statement is as follows:

I rise, colleagues, to ask you to support this important legislative package to ensure that schools around the state respect parents’ do-not-resuscitate orders for their children.

I became involved with this legislation after learning about what some families whose children are living with complicated, life-limiting medical conditions experience in our public schools. In particular, I am truly touched by the trust that Dawn Krause has placed in me to honor the memory of her son, Willy Pickett, by ensuring that, in the heartbreaking circumstance where a child receives a terminal diagnosis, his or her parents may be assured that the care plan that they have developed will be followed.

Senate Bill No. 784 makes it clear, in the event that their child is facing a life-limiting diagnosis, that parents may work with their child’s medical team to determine whether a do-not-resuscitate order is appropriate, that schools will follow the appropriate process to ensure that everyone who needs to know that a DNR order exists is told, and provide legal protection for school personnel who perform comfort care measures while the child is with them during the school day.

Senate Bill No. 786 is very simple. It makes changes to the guardianship laws to ensure that legal guardians have the same rights as parents in these ridiculously challenging situations.

Taken together, these bills are about empowering parents with the knowledge that in the event they have to make the unimaginably difficult decision to sign a do-not-resuscitate order for their child, that their choices will be respected.

I’m proud to have worked with a wide-ranging group of stakeholders to ensure that this legislation before us today was as strong as possible, and I would like to say thank you to my colleague from the 24th District for his partnership on this legislation, to each of you for your consideration, and to the families that have trusted us to honor their children with our votes today. I ask for your support.

The following bill was read a third time:

Senate Bill No. 786, entitled

A bill to amend 1998 PA 386, entitled “Estates and protected individuals code,” by amending section 5215 (MCL 700.5215), as amended by 2000 PA 469.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 508

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 827, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding sections 1180 and 1181.

The question being on the passage of the bill,

Senator Jones offered the following substitute:

Substitute (S-2).

The substitute was adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 509

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The Senate agreed to the title of the bill.

The President pro tempore, Senator Schuitmaker, resumed the Chair.

The following bill was read a third time:

Senate Bill No. 906, entitled

A bill to amend 1933 PA 167, entitled “General sales tax act,” by amending section 4a (MCL 205.54a), as amended by 2018 PA 113.

The question being on the passage of the bill,

Senator Knezek offered the following amendment:

1. Amend page 10, following line 23, by inserting:

“Enacting section 1. It is the intent of the legislature to annually appropriate sufficient funds from the state general fund to the state school aid fund created in section 11 of article IX of the state constitution of 1963 to fully compensate for any loss of revenue to the state school aid fund resulting from the enactment of this amendatory act.”.

The amendment was not adopted, a majority of the members serving not voting therefor.

The Assistant President pro tempore, Senator O’Brien, resumed the Chair.

The question being on the passage of the bill,
The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 510

Yeas—26

Booher	Horn	Meekhof	Rocca
Brandenburg	Hune	Nofs	Schmidt
Colbeck	Jones	O’Brien	Schuitmaker
Emmons	Knollenberg	Pavlov	Shirkey
Green	Kowall	Proos	Stamas
Hansen	MacGregor	Robertson	Zorn
Hildenbrand	Marleau		

Nays—10

Ananich	Gregory	Hopgood	Warren
Bieda	Hertel	Knezek	Young
Conyers	Hood		

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 907, entitled

A bill to amend 1937 PA 94, entitled “Use tax act,” by amending section 4 (MCL 205.94), as amended by 2018 PA 114.

The question being on the passage of the bill,

Senator Knezek offered the following amendment:

1. Amend page 14, following line 23, by inserting:

“Enacting section 1. It is the intent of the legislature to annually appropriate sufficient funds from the state general fund to the state school aid fund created in section 11 of article IX of the state constitution of 1963 to fully compensate for any loss of revenue to the state school aid fund resulting from the enactment of this amendatory act.”.

The amendment was not adopted, a majority of the members serving not voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 511

Yeas—26

Booher	Horn	Meekhof	Rocca
Brandenburg	Hune	Nofs	Schmidt
Colbeck	Jones	O’Brien	Schuitmaker
Emmons	Knollenberg	Pavlov	Shirkey

Green
Hansen
Hildenbrand

Kowall
MacGregor
Marleau

Proos
Robertson

Stamas
Zorn

Nays—10

Ananich
Bieda
Conyers

Gregory
Hertel
Hood

Hopgood
Knezek

Warren
Young

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 711, entitled

A bill to amend 1978 PA 639, entitled "Hertel-Law-T. Stopczynski port authority act," by amending sections 2, 8, 9, and 12 (MCL 120.102, 120.108, 120.109, and 120.112).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 512

Yeas—33

Ananich
Bieda
Booher
Brandenburg
Conyers
Emmons
Green
Gregory
Hansen

Hertel
Hildenbrand
Hood
Hopgood
Horn
Jones
Knezek
Knollenberg

Kowall
MacGregor
Marleau
Meekhof
Nofs
O'Brien
Pavlov
Proos

Robertson
Rocca
Schmidt
Shirkey
Stamas
Warren
Young
Zorn

Nays—3

Colbeck

Hune

Schuitmaker

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

Senator Stamas offered to amend the title to read as follows:

A bill to amend 1978 PA 639, entitled "Hertel-Law-T. Stopczynski port authority act," by amending sections 2, 8, 9, and 12 (MCL 120.102, 120.108, 120.109, and 120.112) and by adding section 16A.

The amendment to the title was adopted.

The Senate agreed to the title as amended.

The following bill was read a third time:

Senate Bill No. 416, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 49 (MCL 750.49), as amended by 2006 PA 129.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 513

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 110, entitled

A bill to amend 1988 PA 226, entitled "An act to limit the powers of a local governmental unit regarding the leasing of private residential property," by amending section 1 (MCL 123.411).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 514**Yeas—32**

Ananich	Hertel	Kowall	Robertson
Bieda	Hildenbrand	MacGregor	Rocca
Booher	Hood	Marleau	Schmidt
Brandenburg	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Green	Jones	O'Brien	Warren
Gregory	Knezek	Pavlov	Young
Hansen	Knollenberg	Pros	Zorn

Nays—4

Colbeck	Emmons	Hune	Schuitmaker
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Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 965, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 9106 (MCL 324.9106), as amended by 2005 PA 55.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 515**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Pros	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 909, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 553a, 1231, 1233, 1233b, and 1531i (MCL 380.553a, 380.1231, 380.1233, 380.1233b, and 380.1531i), section 553a as amended by 2011 PA 277, section 1231 as amended by 2016 PA 192, section 1233 as amended by 2017 PA 151, section 1233b as amended by 1995 PA 289, and section 1531i as amended by 2018 PA 106.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 516**Yeas—24**

Booher	Hildenbrand	Marleau	Robertson
Brandenburg	Horn	Meekhof	Schmidt
Colbeck	Hune	Nofs	Schuitmaker
Emmons	Knollenberg	O'Brien	Shirkey
Green	Kowall	Pavlov	Stamas
Hansen	MacGregor	Pros	Zorn

Nays—12

Ananich	Gregory	Hopgood	Rocca
Bieda	Hertel	Jones	Warren
Conyers	Hood	Knezek	Young

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 910, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 6 and 163 (MCL 388.1606 and 388.1763), section 6 as amended by 2017 PA 108 and section 163 as amended by 2015 PA 85.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 517

Yeas—24

Booher	Hildenbrand	Marleau	Robertson
Brandenburg	Horn	Meekhof	Schmidt
Colbeck	Hune	Nofs	Schuitmaker
Emmons	Knollenberg	O’Brien	Shirkey
Green	Kowall	Pavlov	Stamas
Hansen	MacGregor	Proos	Zorn

Nays—12

Ananich	Gregory	Hopgood	Rocca
Bieda	Hertel	Jones	Warren
Conyers	Hood	Knezek	Young

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 980, entitled

A bill to amend 1996 PA 160, entitled “Postsecondary enrollment options act,” by amending section 3 (MCL 388.513), as amended by 2018 PA 11.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 518

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker

Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 331, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 17001 and 17021 (MCL 333.17001 and 333.17021), as amended by 2016 PA 379, and by adding sections 16338, 17091, 17092, 17093, 17094, 17095, 17096, and 17097.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 519

Yeas—33

Ananich	Hildenbrand	Kowall	Robertson
Bieda	Hood	MacGregor	Rocca
Booher	Hopgood	Marleau	Schmidt
Brandenburg	Horn	Meekhof	Shirkey
Conyers	Hune	Nofs	Stamas
Emmons	Jones	O'Brien	Warren
Green	Knezek	Pavlov	Young
Gregory	Knollenberg	Proos	Zorn
Hertel			

Nays—3

Colbeck	Hansen	Schuitmaker
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Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 683, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16215, 16322, 16501, 16511, 16521, 16525, and 16529 (MCL 333.16215, 333.16322, 333.16501, 333.16511, 333.16521, 333.16525, and 333.16529), section 16215 as amended by 2005 PA 211, sections 16322, 16501, 16525, and 16529 as added by 2006 PA 30, section 16511 as amended by 2006 PA 397, and section 16521 as amended by 2010 PA 79, and by adding sections 16513, 16515, and 16517.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 520**Yeas—33**

Ananich	Hildenbrand	Kowall	Robertson
Bieda	Hood	MacGregor	Rocca
Booher	Hopgood	Marleau	Schmidt
Brandenburg	Horn	Meekhof	Shirkey
Conyers	Hune	Nofs	Stamas
Emmons	Jones	O'Brien	Warren
Green	Knezek	Pavlov	Young
Gregory	Knollenberg	Proos	Zorn
Hertel			

Nays—3

Colbeck	Hansen	Schuitmaker
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Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 901, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 18001 (MCL 333.18001), as amended by 2016 PA 379.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 521**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0**Excused—1**

Casperson

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 929, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 20921b.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 522**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0**Excused—1**

Casperson

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 1029, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 7604 (MCL 500.7604), as amended by 1994 PA 226, and by adding chapter 55.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 523**Yeas—35**

Ananich	Hertel	Kowall	Rocca
Bieda	Hildenbrand	MacGregor	Schmidt
Booher	Hood	Marleau	Schuitmaker
Brandenburg	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn
Hansen	Knollenberg	Robertson	

Nays—1

Colbeck

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 981, entitled

A bill to amend 1966 PA 225, entitled "Carnival-amusement safety act of 1966," by amending section 9 (MCL 408.659).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 524**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0**Excused—1**

Casperson

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

Senator Kowall moved that the rules be suspended and that the following bills, now on the order of Third Reading of Bills, be placed on their immediate passage at the head of the Third Reading of Bills calendar:

Senate Bill No. 455**Senate Bill No. 257****Senate Bill No. 635****Senate Bill No. 895****Senate Bill No. 896****Senate Bill No. 650****Senate Bill No. 209**

The motion prevailed, a majority of the members serving voting therefor.

The following bill was read a third time:

Senate Bill No. 455, entitled

A bill to amend 1932 (1st Ex Sess) PA 40, entitled "An act to provide for the designation of depositories for public moneys; to prescribe the effect thereof on the liability for such deposits; to suspend the requirement of surety bonds from depositories of public moneys; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending sections 1, 2, 4, and 6 (MCL 129.11, 129.12, 129.14, and 129.16), sections 2 and 4 as amended and section 6 as added by 1997 PA 33; and to repeal acts and parts of acts.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 525**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca

Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 257, entitled

A bill to create an athletes with intellectual and developmental disabilities empowerment commission; and to prescribe the powers and duties of certain state agencies and officials.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 526

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The Senate agreed to the title of the bill.

Senator Conyers asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Conyers’ statement is as follows:

I just wanted to speak briefly to this. We worked very closely with Special Olympics. Michigan is a fantastic state, we have some of the best natural resources in the country, and we think that folks with a physical or intellectual disability from all around our country and all around the world should have the opportunity to compete here. This bill would bring together thought leaders from universities, health care, as well as the sports world, to see just how we can show off the best of our state and bring everyone here to enjoy it just like we do.

The following bill was read a third time:

Senate Bill No. 635, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 3240 (MCL 600.3240), as amended by 2014 PA 431.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 527

Yeas—34

Ananich	Hertel	Kowall	Robertson
Bieda	Hildenbrand	MacGregor	Rocca
Booher	Hood	Marleau	Schmidt
Brandenburg	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn
Hansen	Knollenberg		

Nays—2

Colbeck	Schuitmaker
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Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 895, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 6431 and 6452 (MCL 600.6431 and 600.6452).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 528

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 896, entitled

A bill to amend 2016 PA 343, entitled “Wrongful imprisonment compensation act,” by amending section 7 (MCL 691.1757).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 529

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 650, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending sections 57e and 57g (MCL 400.57e and 400.57g), section 57e as amended by 2011 PA 131 and section 57g as amended by 2014 PA 375.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 530

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 209, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 10a.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 531

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

By unanimous consent the Senate returned to the order of

Messages from the House

Senator Kowall moved that consideration of the following bills be postponed for today:

Senate Bill No. 35

Senate Bill No. 874

Senate Bill No. 880

The motion prevailed.

Senate Bill No. 652, entitled

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending sections 33, 39a, 40, 41, 42, 43, 44, 45, and 47 (MCL 24.233, 24.239a, 24.240, 24.241, 24.242, 24.243, 24.244, 24.245, and 24.247), sections 33 and 47 as amended and section 39a as added by 1999 PA 262, section 40 as amended by 2011 PA 243, sections 41 and 42 as amended by 2004 PA 491, section 43 as amended by 1989 PA 288, and sections 44 and 45 as amended by 2016 PA 513, and by adding sections 65 and 66.

Substitute (H-4).

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 532**Yeas—25**

Booher	Horn	Marleau	Robertson
Brandenburg	Hune	Meekhof	Schmidt
Colbeck	Jones	Nofs	Schuitmaker
Emmons	Knollenberg	O'Brien	Shirkey
Green	Kowall	Pavlov	Stamas
Hansen	MacGregor	Proos	Zorn
Hildenbrand			

Nays—11

Ananich	Gregory	Hopgood	Warren
Bieda	Hertel	Knezek	Young
Conyers	Hood	Rocca	

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the title as amended.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 653, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 1301 (MCL 324.1301), as amended by 2014 PA 215, and by adding sections 1313 and 1315.

Substitute (H-5).

The question being on concurring in the substitute made to the bill by the House,
 The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 533**Yeas—25**

Booher	Horn	Marleau	Robertson
Brandenburg	Hune	Meekhof	Schmidt
Colbeck	Jones	Nofs	Schuitmaker
Emmons	Knollenberg	O'Brien	Shirkey
Green	Kowall	Pavlov	Stamas
Hansen	MacGregor	Proos	Zorn
Hildenbrand			

Nays—11

Ananich
Bieda
Conyers

Gregory
Hertel
Hood

Hopgood
Knezek
Rocca

Warren
Young

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title as amended.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 654, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding part 26.

Substitute (H-1).

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 534**Yeas—25**

Booher
Brandenburg
Colbeck
Emmons
Green
Hansen
Hildenbrand

Horn
Hune
Jones
Knollenberg
Kowall
MacGregor

Marleau
Meekhof
Nofs
O'Brien
Pavlov
Pros

Robertson
Schmidt
Schuitmaker
Shirkey
Stamas
Zorn

Nays—11

Ananich
Bieda
Conyers

Gregory
Hertel
Hood

Hopgood
Knezek
Rocca

Warren
Young

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the full title.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 330, entitled

A bill to amend 1949 PA 300, entitled “An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of manufacturers, the manufacturers of certain devices, the manufacturers of automated technology, upfitters, owners, and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to regulate and certify the manufacturers of certain devices; to provide for approval and certification of installers and servicers of certain devices; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date,” by amending section 904 (MCL 257.904), as amended by 2018 PA 50.

Substitute (H-1).

The question being on concurring in the substitute made to the bill by the House,
The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 535

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the title as amended.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 816, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2016 PA 184.

Substitute (H-1).

The question being on concurring in the substitute made to the bill by the House,
 The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 536

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the full title.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 817, entitled

A bill to establish the Michigan World War II Legacy Memorial fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

The House of Representatives has passed the bill and ordered that the bill be given immediate effect.

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1016, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 635 (MCL 206.635), as amended by 2018 PA 31.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 848, entitled

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, capital outlay, the judicial branch, and the legislative branch for the fiscal years ending September 30, 2018 and September 30, 2019 and for other fiscal years; to provide for certain conditions on appropriations; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

(For Conference Report, see Senate Journal No. 60, p. 1074.)

The House of Representatives has adopted the report of the Committee of Conference.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 302, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending the heading of subpart 1 of part 21 and amending sections 301, 503, 504, 1901, 1903, 2010, 2101, 2104, 2106, 2126, 2130, 2131, 2132, 2136, 35501, 35502, 35503, 40501, 52502, 52503, 52506, and 72118 (MCL 324.301, 324.503, 324.504, 324.1901, 324.1903, 324.2010, 324.2101, 324.2104, 324.2106, 324.2126, 324.2130, 324.2131, 324.2132, 324.2136, 324.35501, 324.35502, 324.35503, 324.40501, 324.52502, 324.52503, 324.52506, and 324.72118), section 301 as amended and section 2010 as added by 2004 PA 587, section 503 as amended by 2012 PA 294, section 504 as amended by 2009 PA 47, sections 1901, 2101, 2106, 2130, and 2136 as added by 1995 PA 60, section 1903 as amended by 2011 PA 117, section 2104 as amended by 1998 PA 28, section 2126 as amended by 2011 PA 323, sections 2131 and 2132 as amended by 2012 PA 622, sections 35501, 35502, and 35503 as added by 1995 PA 59, section 40501 as amended by 2008 PA 416, sections 52502, 52503, and 52506 as added by 2004 PA 125, and section 72118 as added by 2016 PA 288, and by adding sections 2132a, 2137, and 2138; and to repeal acts and parts of acts.

The House of Representatives has substituted (H-6) the bill.

The House of Representatives has passed the bill as substituted (H-6), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to protect the people's right to hunt and fish; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," by amending the heading of subpart 1 of part 21 and sections 504, 1901, 1903, 2010, 2101, 2104, 2126, 2130, 2131, 2132, 2136, 40501, 52502, 52503, and 52506 (MCL 324.504, 324.1901, 324.1903, 324.2010, 324.2101, 324.2104, 324.2126, 324.2130, 324.2131, 324.2132, 324.2136, 324.40501, 324.52502, 324.52503, and 324.52506), section 504 as amended by 2009 PA 47, sections 1901, 2101, 2130, and 2136 as added by 1995 PA 60, section 1903 as amended by 2018 PA 166, section 2010 as added by 2004 PA 587, section 2104 as amended by 1998 PA 28, section 2126 as amended by 2011 PA 323, sections 2131 and 2132 as amended by 2012 PA 622, section 40501 as amended by 2008 PA 416, and sections 52502, 52503, and 52506 as added by 2004 PA 125, and by adding sections 2132a, 2137, and 2138.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 537**Yeas—24**

Booher
Brandenburg

Hildenbrand
Horn

Marleau
Meekhof

Robertson
Schmidt

Colbeck	Hune	Nofs	Schuitmaker
Emmons	Knollenberg	O'Brien	Shirkey
Green	Kowall	Pavlov	Stamas
Hansen	MacGregor	Proos	Zorn

Nays—12

Ananich	Gregory	Hopgood	Rocca
Bieda	Hertel	Jones	Warren
Conyers	Hood	Knezek	Young

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the title as amended.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 303, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 2134, 2135, 2154, and 51106 (MCL 324.2134, 324.2135, 324.2154, and 324.51106), sections 2134 and 2135 as added by 1995 PA 60 and sections 2154 and 51106 as amended by 2012 PA 604.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 538**Yeas—24**

Booher	Hildenbrand	Marleau	Robertson
Brandenburg	Horn	Meekhof	Schmidt
Colbeck	Hune	Nofs	Schuitmaker
Emmons	Knollenberg	O'Brien	Shirkey
Green	Kowall	Pavlov	Stamas
Hansen	MacGregor	Proos	Zorn

Nays—12

Ananich	Gregory	Hopgood	Rocca
Bieda	Hertel	Jones	Warren
Conyers	Hood	Knezek	Young

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the full title.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 684, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1278b (MCL 380.1278b), as amended by 2014 PA 209.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the full title.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 685, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1277 (MCL 380.1277), as amended by 2016 PA 532.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the full title.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 988, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 117a (MCL 400.117a), as amended by 2018 PA 22.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,
 Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 539**Yeas—36**

Ananich
 Bieda
 Booher

Hansen
 Hertel
 Hildenbrand

Knollenberg
 Kowall
 MacGregor

Robertson
 Rocca
 Schmidt

Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

The President, Lieutenant Governor Calley, resumed the Chair.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1015, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 20161 (MCL 333.20161), as amended by 2016 PA 189.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 540

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the full title.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 916, entitled

A bill to amend 1917 PA 350, entitled “An act to regulate and license second hand dealers and junk dealers; and to prescribe penalties for the violation of the provisions of this act,” by amending sections 1, 2, 3, 4, and 5 (MCL 445.401, 445.402, 445.403, 445.404, and 445.405), sections 1 and 2 as amended by 2008 PA 432, section 3 as amended by 2006 PA 675, and sections 4 and 5 as amended by 2008 PA 428.

The House of Representatives has passed the bill and ordered that the bill be given immediate effect.

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 622, entitled

A bill to amend 2001 PA 142, entitled “Michigan memorial highway act,” (MCL 250.1001 to 250.2080) by adding section 12a.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 2001 PA 142, entitled “An act to consolidate prior acts naming certain Michigan highways; to provide for the naming of certain highways; to prescribe certain duties of the state transportation department; and to repeal acts and parts of acts and certain resolutions,” (MCL 250.1001 to 250.2080) by adding section 12b.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 541

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title as amended.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 459, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 20a.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the full title.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 640, entitled

A bill to amend 1982 PA 432, entitled "Motor bus transportation act," by amending section 4 (MCL 474.104), as amended by 2016 PA 349.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the full title.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 672, entitled

A bill to amend 1963 PA 181, entitled "Motor carrier safety act of 1963," by amending section 5 (MCL 480.15), as amended by 2017 PA 116.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the full title.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 196, entitled

A bill to amend 2008 PA 525, entitled "Fostering futures scholarship trust fund act," by amending section 9 (MCL 722.1029), as amended by 2014 PA 530.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the full title.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 197, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2016 PA 184.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 542

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the full title.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 888, entitled

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending sections 5 and 124 (MCL 38.1305 and 38.1424), section 5 as amended by 2017 PA 92 and section 124 as amended by 2012 PA 300, and by adding section 42a.

The House of Representatives has substituted (H-3) the bill.

The House of Representatives has passed the bill as substituted (H-3), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,
 Senator Kowall moved that the rule be suspended.
 The motion prevailed, a majority of the members serving voting therefor.
 The question being on concurring in the substitute made to the bill by the House,
 The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 543**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0**Excused—1**

Casperson

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the full title.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 344, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1278d.
 The House of Representatives has substituted (H-2) the bill.

The House of Representatives has passed the bill as substituted (H-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,
 Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 544**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca

Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the full title.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 946, entitled

A bill to create and operate a Going pro talent program; to provide monetary awards to certain employers to train certain employees; to prescribe the duties and powers of certain state agencies and certain state and local officials; to create certain funds; and to provide for the distribution of money.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1) and ordered that it be given immediate effect.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 545

Yeas—33

Ananich	Hertel	Kowall	Robertson
Bieda	Hildenbrand	MacGregor	Rocca
Booher	Hood	Marleau	Schmidt
Brandenburg	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Jones	O'Brien	Warren
Green	Knezek	Pavlov	Young
Gregory	Knollenberg	Proos	Zorn
Hansen			

Nays—3

Colbeck

Hune

Schuitmaker

Excused—1

Casperson

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 941, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 2 (MCL 388.1602), as amended by 2011 PA 62, and by adding article V.

The House of Representatives has substituted (H-2) the bill.

The House of Representatives has passed the bill as substituted (H-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 546**Yeas—34**

Ananich	Hertel	MacGregor	Rocca
Bieda	Hildenbrand	Marleau	Schmidt
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Nofs	Shirkey
Colbeck	Horn	O'Brien	Stamas
Conyers	Jones	Pavlov	Warren
Green	Knezek	Proos	Young
Gregory	Knollenberg	Robertson	Zorn
Hansen	Kowall		

Nays—2

Emmons

Hune

Excused—1

Casperson

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the full title.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 942, entitled

A bill to amend 1975 PA 222, entitled “Higher education loan authority act,” by amending sections 2 and 4 (MCL 390.1152 and 390.1154), section 2 as amended by 1987 PA 206 and section 4 as amended by 2007 PA 34, and by adding section 8a.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 547

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the full title.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 175, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1278a (MCL 380.1278a), as amended by 2015 PA 186.

The House of Representatives has amended the bill as follows:

1. Amend page 9, line 10, by striking out all of enacting section 1.

The House of Representatives has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the amendment made to the bill by the House,

The amendment was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 548

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 343, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1278c (MCL 380.1278c), as added by 2014 PA 288.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 757, entitled

A bill to amend 2016 PA 407, entitled "Skilled trades regulation act," by amending section 733 (MCL 339.5733), as amended by 2017 PA 125.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 758, entitled

A bill to amend 1972 PA 230, entitled "Stille-DeRossett-Hale single state construction code act," by amending section 28a (MCL 125.1528a), as amended by 2017 PA 126.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1000, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 504, 506, 511, 705, 4113, 8206, 43540a, 47102, 48735, 71507, 72118, 80205, and 81129 (MCL 324.504, 324.506, 324.511, 324.705, 324.4113, 324.8206, 324.43540a, 324.47102, 324.48735, 324.71507, 324.72118, 324.80205, and 324.81129), section 504 as amended by 2009 PA 47, section 705 as added by 1995 PA 60, section 4113 as amended by 2010 PA 302, section 8206 as added by 2001 PA 176, section 43540a as added by 2005 PA 116, section 47102 as added by 1995 PA 57, section 48735 as amended by 2003 PA 270, section 71507 as added by 1995 PA 58, section 72118 as added by 2016 PA 288, section 80205 as amended by 2012 PA 61, and section 81129 as amended by 2013 PA 249; and to repeal acts and parts of acts.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1001, entitled

A bill to amend 1994 PA 203, entitled "Foster care and adoption services act," by amending section 8 (MCL 722.958), as amended by 2015 PA 106.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1002, entitled

A bill to amend 1984 PA 22, entitled "Michigan civilian conservation corps act," by amending section 12a (MCL 409.312a), as amended by 2012 PA 578.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1003, entitled

A bill to amend 2001 PA 267, entitled "Manufacturing milk law of 2001," by amending section 110a (MCL 288.670a), as amended by 2008 PA 147.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1004, entitled

A bill to repeal 1881 PA 33, entitled "An act to provide for the publication of monthly crop and stock reports," (MCL 285.21 to 285.22).

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1005, entitled

A bill to amend 1969 PA 287, entitled "An act to regulate pet shops, animal control shelters, and animal protection shelters; to establish uniform procedures and minimum requirements for adoption of dogs, cats, and ferrets; and to prescribe penalties and civil fines and to provide remedies," by amending section 4 (MCL 287.334), as amended by 2007 PA 79.

The House of Representatives has passed the bill and ordered that the bill be given immediate effect.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1006, entitled

A bill to amend 1981 PA 93, entitled "Michigan right to farm act," by amending section 4 (MCL 286.474), as amended by 1999 PA 261.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1007, entitled

A bill to amend 2000 PA 92, entitled "Food law," by amending section 4116 (MCL 289.4116), as amended by 2007 PA 114.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1008, entitled

A bill to amend 1955 PA 162, entitled "An act to provide for the licensing and inspection of agricultural liming material and to regulate the sale thereof; and to prescribe penalties for the violations of the provisions of this act," by amending section 5 (MCL 290.535).

The House of Representatives has passed the bill and ordered that the bill be given immediate effect.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1009, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending sections 11a, 40, and 65c (MCL 791.211a, 791.240, and 791.265c), section 11a as amended by 1998 PA 204, section 40 as added by 2006 PA 487, and section 65c as amended by 1993 PA 34.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1010, entitled

A bill to amend 1964 PA 286, entitled "An act to provide for the organization, powers, and duties of the state transportation commission and the state transportation department; to provide for the appointment, powers, and duties of the state transportation director; to abolish the office of state highway commissioner and the commissioner's advisory board and to transfer their powers and duties; to provide for penalties and remedies; and to repeal certain acts and parts of acts," by amending section 13 (MCL 247.813).

The House of Representatives has passed the bill and ordered that the bill be given immediate effect.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1011, entitled

A bill to amend 1945 PA 327, entitled "Aeronautics code of the state of Michigan," by repealing section 32 (MCL 259.32).

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 915, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 717 and 722 (MCL 257.717 and 257.722), section 717 as amended by 2014 PA 391 and section 722 as amended by 2017 PA 80.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Recess

Senator Kowall moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 8:19 p.m.

8:39 p.m.

The Senate was called to order by the Assistant President pro tempore, Senator O'Brien.

By unanimous consent the Senate returned to the order of

Third Reading of Bills

Senator Kowall moved that the following bill be placed at the head of the Third Reading of Bills calendar:

House Bill No. 5095

The motion prevailed.

House Bill No. 5095, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 3112 (MCL 324.3112), as amended by 2005 PA 33.

(Rule 3.311 was suspended to permit reconsideration of the bill on December 13, 2017, the motion to reconsider prevailed, and further consideration was postponed. See Senate Journal No. 102 of 2017, p. 1893.)

The question being on the passage of the bill,
 Senator Green offered the following substitute:
 Substitute (S-1).

The question being on the adoption of the substitute,
 Senator Green offered the following amendments to the substitute:

1. Amend page 4, line 4, after “**151.1510(A)(1)**” by inserting “**OR SALTWATER FLUSHING UNDER 33 CFR 401.30**”.
2. Amend page 4, line 8, after “**WATER**” by striking out “**TREATMENT**” and inserting “**MANAGEMENT**”.
3. Amend page 4, following line 12, by inserting:

“(D) A VESSEL USING WATER FROM A PUBLIC WATER SYSTEM UNDER 33 CFR 151.1510(A)(4) SHALL UTILIZE A METHOD TO SUFFICIENTLY CLEAN BALLAST WATER TANKS PRIOR TO USING WATER FROM A PUBLIC WATER SUPPLY SYSTEM AS BALLAST WATER AS APPROVED BY THE DEPARTMENT.” and relettering the remaining subdivisions.

4. Amend page 4, line 14, after “**STANDARD**” by striking out “**THAT**”.

The amendments to the substitute were adopted.

The substitute as amended was adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 549

Yeas—26

Booher	Hildenbrand	Marleau	Robertson
Brandenburg	Horn	Meekhof	Schmidt
Colbeck	Hune	Nofs	Schuitmaker
Emmons	Knezek	O’Brien	Shirkey
Green	Knollenberg	Pavlov	Stamas
Hansen	Kowall	Proos	Zorn
Hertel	MacGregor		

Nays—10

Ananich	Gregory	Jones	Warren
Bieda	Hood	Rocca	Young
Conyers	Hopgood		

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

By unanimous consent the Senate returned to the order of
Messages from the House

Senate Bill No. 889, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 1233b and 1531 (MCL 380.1233b and 380.1531), section 1233b as amended by 1995 PA 289 and section 1531 as amended by 2015 PA 159.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 226, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 2559 (MCL 600.2559), as amended by 2012 PA 558.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 542, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 8316b.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 550

Yeas—24

Booher	Hildenbrand	Marleau	Robertson
Brandenburg	Horn	Meekhof	Schmidt
Colbeck	Hune	Nofs	Schuitmaker
Emmons	Knollenberg	O’Brien	Shirkey
Green	Kowall	Pavlov	Stamas
Hansen	MacGregor	Pros	Zorn

Nays—12

Ananich	Gregory	Hopgood	Rocca
Bieda	Hertel	Jones	Warren
Conyers	Hood	Knezek	Young

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the full title.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 836, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 722 (MCL 257.722), as amended by 2017 PA 80.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 551

Yeas—25

Booher	Horn	Marleau	Robertson
Brandenburg	Hune	Meekhof	Schmidt
Colbeck	Jones	Nofs	Schuitmaker
Emmons	Knollenberg	O’Brien	Shirkey
Green	Kowall	Pavlov	Stamas
Hansen	MacGregor	Pros	Zorn
Hildenbrand			

Nays—11

Ananich	Gregory	Hopgood	Warren
Bieda	Hertel	Knezek	Young
Conyers	Hood	Rocca	

Excused—1

Casperson

Not Voting—0

In The Chair: O’Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the full title.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 178, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 811e and 811h (MCL 257.811e and 257.811h), as amended by 2016 PA 327, and by adding sections 811cc, 811dd, 811ee, 811ff, and 811gg.

The House of Representatives has substituted (H-2) the bill.

The House of Representatives has passed the bill as substituted (H-2), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1949 PA 300, entitled "An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of manufacturers, the manufacturers of certain devices, the manufacturers of automated technology, upfitters, owners, and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to regulate and certify the manufacturers of certain devices; to provide for approval and certification of installers and servicers of certain devices; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date," by amending sections 811e and 811h (MCL 257.811e and 257.811h), as amended by 2016 PA 327, and by adding sections 811cc, 811dd, 811ee, and 811ff.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 552

Yeas—35

Ananich	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn
Hansen	Knollenberg	Robertson	

Nays—1

Bieda

Excused—1

Casperson

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the title as amended.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 908, entitled

A bill to authorize the state administrative board to accept from the city of Lansing property located in Ingham County; to reconvey the property to the city of Lansing with certain restrictions on the use of the property removed; to provide for the powers and duties of state departments, agencies, and officers in regard to the property; and to provide for the disposition of revenue from the conveyance.

The House of Representatives has passed the bill and ordered that the bill be given immediate effect.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1036, entitled

A bill to authorize the department of technology, management, and budget to convey or transfer parcels of state-owned property in Ionia, Grand Traverse, and Tuscola Counties; to prescribe conditions for the conveyances; to provide for the powers and duties of certain state departments in regard to the property; and to provide for the disposition of revenue derived from the conveyances.

The House of Representatives has amended the bill as follows:

1. Amend page 8, following line 8, by inserting:

“CARO PROPERTY

Surplus parcels of land owned by this state in sections 19 and 20 of T12N, R9E, Indian Fields Township, Tuscola County, Michigan, generally, not legally, described as follows:

Bounded on the west by Handy Road; on the north by W. Caro Rd.; and to the east and south by the Cass River.

Bounded on the east and south by Chambers Road; and to the north and west by the Cass River.”.

The House of Representatives has passed the bill as amended and ordered that it be given immediate effect.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the amendment made to the bill by the House,

The amendment was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 553**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0**Excused—1**

Casperson

Not Voting—0

In The Chair: O’Brien

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

By unanimous consent the Senate returned to the order of

Conference Reports

Senator Kowall moved that Joint Rule 9 be suspended to permit immediate consideration of the conference reports relative to the following bills:

Senate Bill No. 851

Senate Bill No. 853

Senate Bill No. 854

Senate Bill No. 856

Senate Bill No. 857

Senate Bill No. 859

Senate Bill No. 862

Senate Bill No. 863

The motion prevailed, a majority of the members serving voting therefor.

Senator Kowall moved that the Secretary of the Senate be directed to print only the conference report cover sheets in the Journal relative to the following bills:

Senate Bill No. 851

Senate Bill No. 853

Senate Bill No. 854

Senate Bill No. 856

Senate Bill No. 857

Senate Bill No. 859

Senate Bill No. 862

Senate Bill No. 863

The motion prevailed.

Senator Booher submitted the following:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 851, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 201, 201a, 206, 207a, 207b, 207c, 209, 210b, 217, 225, 226, 229, 229a, and 230 (MCL 388.1801, 388.1801a, 388.1806, 388.1807a, 388.1807b, 388.1807c, 388.1809, 388.1810b, 388.1817, 388.1825, 388.1826, 388.1829, 388.1829a, and 388.1830), as amended by 2017 PA 108, and by adding section 209a.

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

(attached)

Third: That the Senate and House agree to the title of the bill to read as follows:

A bill 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 sections 201, 201a, 206, 207a, 207b, 207c, 209, 210b, 217, 225, 226, 229, 229a, and 230 (MCL 388.1801, 388.1801a, 388.1806, 388.1807a, 388.1807b,

388.1807c, 388.1809, 388.1810b, 388.1817, 388.1825, 388.1826, 388.1829, 388.1829a, and 388.1830), as amended by 2017 PA 108, and by adding sections 209a, 210f, and 215.

Darwin L. Booher
Tonya Schuitmaker
David Knezek
Conferees for the Senate

Chris Afendoulis
Steve Marino
Henry Yanez
Conferees for the House

Senator Hansen submitted the following:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 853, entitled

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

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

(attached)

Third: That the Senate and House agree to the title of the bill to read as follows:

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

Goeff Hansen
Dave Hildenbrand
Hoon-Yung Hopgood
Conferees for the Senate

Tim Kelly
Shane Hernandez
Robert L. Kosowski
Conferees for the House

Senator Green submitted the following:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 854, entitled

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

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

(attached)

Third: That the Senate and House agree to the title of the bill to read as follows:

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

Mike Green
Peter MacGregor
Hoon-Yung Hopgood
Conferees for the Senate

Mary Whiteford
Scott VanSingel
Yousef Rabhi
Conferees for the House

Senator MacGregor submitted the following:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 856, entitled

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

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

(attached)

Third: That the Senate and House agree to the title of the bill to read as follows:

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

Peter MacGregor
Dave Hildenbrand
Conferees for the Senate

Edward J. Canfield, D.O.
Sue Allor
Conferees for the House

Senator Schuitmaker submitted the following:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 857, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 236, 236a, 236b, 236c, 241, 245, 251, 252, 256, 263, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 274d, 275b, 276, 277, 278, 279, 280, 281, 282, and 289 (MCL 388.1836, 388.1836a, 388.1836b, 388.1836c, 388.1841, 388.1845, 388.1851, 388.1852, 388.1856, 388.1863, 388.1864, 388.1865, 388.1865a, 388.1867, 388.1868, 388.1869, 388.1870, 388.1874, 388.1874c, 388.1874d, 388.1875b, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880, 388.1881, 388.1882, and 388.1889), sections 236, 236a, 236b, 236c, 241, 245, 251, 252, 256, 263, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 276, 277, 278, 279, 280, 281, and 282 as amended and section 274d as added by 2017 PA 108, section 275b as added by 2015 PA 44, and section 289 as amended by 2013 PA 60, and by adding sections 245a, 265b, 274e, and 274f.

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

(attached)

Third: That the Senate and House agree to the title of the bill to read as follows:

A bill 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 sections 236, 236a, 236b, 236c, 241, 245, 251, 252, 256, 263, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 274d, 275b, 276, 277, 278, 279, 280, 281, 282, and 289 (MCL 388.1836, 388.1836a, 388.1836b, 388.1836c, 388.1841, 388.1845, 388.1851, 388.1852, 388.1856, 388.1863, 388.1864, 388.1865, 388.1865a, 388.1867, 388.1868, 388.1869, 388.1870, 388.1874, 388.1874c, 388.1874d, 388.1875b, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880, 388.1881, 388.1882, and 388.1889), sections 236, 236a, 236b, 236c, 241, 245, 251, 252, 256, 263, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 276, 277, 278, 279, 280, 281, and 282 as amended and section 274d as added by 2017 PA 108, section 275b as added by 2015 PA 44, and section 289

as amended by 2013 PA 60, and by adding sections 236f, 245a, 265b, 265c, 265d, and 265e; and to repeal acts and parts of acts.

Tonya Schuitmaker
Peter MacGregor
Curtis Hertel Jr.
Conferees for the Senate

Kimberly LaSata
Larry C. Inman
Jon Hoadley
Conferees for the House

Senator Proos submitted the following:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 859, entitled

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

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

(attached)

Third: That the Senate and House agree to the title of the bill to read as follows:

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

John Proos
Tonya Schuitmaker
Coleman Young II
Conferees for the Senate

Rob VerHeulen
Tommy Brann
Kristy Pagan
Conferees for the House

Senator Green submitted the following:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 862, entitled

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

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

(attached)

Third: That the Senate and House agree to the title of the bill to read as follows:

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

Mike Green
Darwin L. Booher
Hoon-Yung Hopgood
Conferees for the Senate

Sue Allor
Roger Victory
Kristy Pagan
Conferees for the House

Senator Hansen submitted the following:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning
Senate Bill No. 863, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 6, 11, 11a, 11j, 11k, 11m, 11s, 18, 19, 20, 20d, 20f, 21h, 22a, 22b, 22d, 22m, 22n, 24, 24a, 24c, 25f, 25g, 26a, 26b, 26c, 31a, 31d, 31f, 31j, 32d, 32p, 32q, 35a, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54b, 55, 56, 61a, 61b, 61c, 62, 64b, 65, 67, 74, 81, 94, 94a, 95b, 98, 99h, 99r, 99s, 99t, 99u, 102d, 104, 104c, 107, 147, 147a, 147b, 147c, 147e, 152a, 152b, 163, 166b, and 169a (MCL 388.1606, 388.1611, 388.1611a, 388.1611j, 388.1611k, 388.1611m, 388.1611s, 388.1618, 388.1619, 388.1620, 388.1620d, 388.1620f, 388.1621h, 388.1622a, 388.1622b, 388.1622d, 388.1622m, 388.1622n, 388.1624, 388.1624a, 388.1624c, 388.1625f, 388.1625g, 388.1626a, 388.1626b, 388.1626c, 388.1631a, 388.1631d, 388.1631f, 388.1631j, 388.1632d, 388.1632p, 388.1632q, 388.1635a, 388.1639, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1654b, 388.1655, 388.1656, 388.1661a, 388.1661b, 388.1661c, 388.1662, 388.1664b, 388.1665, 388.1667, 388.1674, 388.1681, 388.1694, 388.1694a, 388.1695b, 388.1698, 388.1699h, 388.1699r, 388.1699s, 388.1699t, 388.1699u, 388.1702d, 388.1704, 388.1704c, 388.1707, 388.1747, 388.1747a, 388.1747b, 388.1747c, 388.1747e, 388.1752a, 388.1752b, 388.1763, 388.1766b, and 388.1769a), sections 6, 11a, 11j, 11k, 11m, 11s, 18, 20, 20d, 20f, 22a, 22b, 22d, 24, 24a, 24c, 25f, 25g, 26a, 26b, 26c, 31d, 31f, 32p, 32q, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54b, 55, 56, 61a, 61b, 62, 64b, 65, 67, 74, 81, 94, 94a, 98, 99s, 104, 147, 147b, 147c, 152a, and 152b as amended and sections 21h, 22m, 22n, and 147e as added by 2017 PA 108, sections 11, 31a, 31j, 32d, 35a, 61c, 95b, 99h, 99r, 99t, 102d, 104c, 107, 147a, and 166b as amended and section 99u as added by 2017 PA 143, section 19 as amended by 2016 PA 533, section 163 as amended by 2015 PA 85, and section 169a as amended by 1997 PA 93, and by adding sections 22p, 54c, 54d, 95c, and 99v; and to repeal acts and parts of acts.

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

(attached)

Third: That the Senate and House agree to the title of the bill to read as follows:

A bill 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 sections 6, 11, 11a, 11j, 11k, 11m, 11s, 15, 18, 19, 20, 20d, 20f, 21f, 21h, 22a, 22b, 22d, 22g, 22m, 22n, 24, 24a, 24c, 25e, 25f, 25g, 26a, 26b, 26c, 31a, 31b, 31d, 31f, 31j, 32d, 32p, 32q, 35a, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54b, 55, 56, 61a, 61b, 61c, 62, 64b, 64d, 65, 67, 74, 81, 94, 94a, 95b, 98, 99h, 99s, 99t, 99u, 102d, 104, 104b, 104c, 104d, 104e, 107, 147, 147a, 147b, 147c, 147e, 152a, 152b, 163, 164h, 166b, and 169a (MCL 388.1606, 388.1611, 388.1611a, 388.1611j, 388.1611k, 388.1611m, 388.1611s, 388.1615, 388.1618, 388.1619, 388.1620, 388.1620d, 388.1620f, 388.1621f, 388.1621h, 388.1622a, 388.1622b, 388.1622d, 388.1622g, 388.1622m, 388.1622n, 388.1624, 388.1624a, 388.1624c, 388.1625e, 388.1625f, 388.1625g, 388.1626a, 388.1626b, 388.1626c, 388.1631a, 388.1631b, 388.1631d, 388.1631f, 388.1631j, 388.1632d, 388.1632p, 388.1632q, 388.1635a, 388.1639, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1654b, 388.1655, 388.1656, 388.1661a, 388.1661b, 388.1661c, 388.1662, 388.1664b, 388.1664d, 388.1665, 388.1667, 388.1674, 388.1681, 388.1694, 388.1694a, 388.1695b, 388.1698, 388.1699h, 388.1699s, 388.1699t, 388.1699u, 388.1702d, 388.1704, 388.1704b, 388.1704c, 388.1704d, 388.1704e, 388.1707, 388.1747, 388.1747a, 388.1747b, 388.1747c, 388.1747e, 388.1752a, 388.1752b, 388.1763, 388.1764h, 388.1766b, and 388.1769a), sections 6, 11a, 11j, 11k, 11m, 11s, 15, 18, 20, 20d, 20f, 22a, 22b, 22d, 22g, 24, 24a, 24c, 25f, 25g, 26a, 26b, 26c, 31b, 31d, 31f, 32p, 32q, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54b, 55, 56, 61a, 61b, 62, 64b, 65, 67, 74, 81, 94, 94a, 98, 99s, 104, 104d, 147, 147b, 147c, 152a, and 152b as amended and sections 21h, 22m, 22n, 147e, and 164h as added by 2017 PA 108, sections 11, 21f, 25e, 31a, 31j, 32d, 35a, 61c, 64d, 95b, 99h, 99t, 102d, 104c, 107, 147a, and 166b as amended and sections 99u and 104e as added by 2017 PA 143, section 19 as amended by 2016 PA 533, section 104b as amended by 2016 PA 249, section 163 as amended by 2015 PA 85, and section 169a as amended by 1997 PA 93, and by adding sections 17c, 22p, 25h, 31m, 35b, 54d, 61d, 61e, 99v, and 167b; and to repeal acts and parts of acts.

Goeff Hansen
Dave Hildenbrand
Conferees for the Senate

Tim Kelly
Shane Hernandez
Conferees for the House

Senator Kowall moved that the following bills, now on the order of Conference Reports, be referred to the Committee on Appropriations:

Senate Bill No. 851, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 201, 201a, 206, 207a, 207b, 207c, 209, 210b, 217, 225, 226, 229, 229a, and 230 (MCL 388.1801, 388.1801a, 388.1806, 388.1807a, 388.1807b, 388.1807c, 388.1809, 388.1810b, 388.1817, 388.1825, 388.1826, 388.1829, 388.1829a, and 388.1830), as amended by 2017 PA 108, and by adding section 209a.

Senate Bill No. 853, entitled

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

Senate Bill No. 854, entitled

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

Senate Bill No. 856, entitled

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

Senate Bill No. 857, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 236, 236a, 236b, 236c, 241, 245, 251, 252, 256, 263, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 274d, 275b, 276, 277, 278, 279, 280, 281, 282, and 289 (MCL 388.1836, 388.1836a, 388.1836b, 388.1836c, 388.1841, 388.1845, 388.1851, 388.1852, 388.1856, 388.1863, 388.1864, 388.1865, 388.1865a, 388.1867, 388.1868, 388.1869, 388.1870, 388.1874, 388.1874c, 388.1874d, 388.1875b, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880, 388.1881, 388.1882, and 388.1889), sections 236, 236a, 236b, 236c, 241, 245, 251, 252, 256, 263, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 276, 277, 278, 279, 280, 281, and 282 as amended and section 274d as added by 2017 PA 108, section 275b as added by 2015 PA 44, and section 289 as amended by 2013 PA 60, and by adding sections 245a, 265b, 274e, and 274f.

Senate Bill No. 859, entitled

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

Senate Bill No. 862, entitled

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

Senate Bill No. 863, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 6, 11, 11a, 11j, 11k, 11m, 11s, 18, 19, 20, 20d, 20f, 21h, 22a, 22b, 22d, 22m, 22n, 24, 24a, 24c, 25f, 25g, 26a, 26b, 26c, 31a, 31d, 31f, 31j, 32d, 32p, 32q, 35a, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54b, 55, 56, 61a, 61b, 61c, 62, 64b, 65, 67, 74, 81, 94, 94a, 95b, 98, 99h, 99r, 99s, 99t, 99u, 102d, 104, 104c, 107, 147, 147a, 147b, 147c, 147e, 152a, 152b, 163, 166b, and 169a (MCL 388.1606, 388.1611, 388.1611a, 388.1611j, 388.1611k, 388.1611m, 388.1611s, 388.1618, 388.1619, 388.1620, 388.1620d, 388.1620f, 388.1621h, 388.1622a, 388.1622b, 388.1622d, 388.1622m, 388.1622n, 388.1624, 388.1624a, 388.1624c, 388.1625f, 388.1625g, 388.1626a, 388.1626b, 388.1626c, 388.1631a, 388.1631d, 388.1631f, 388.1631j, 388.1632d, 388.1632p, 388.1632q, 388.1635a, 388.1639, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1654b, 388.1655, 388.1656, 388.1661a, 388.1661b, 388.1661c, 388.1662, 388.1664b, 388.1665, 388.1667, 388.1674, 388.1681, 388.1694, 388.1694a, 388.1695b, 388.1698, 388.1699h, 388.1699r, 388.1699s, 388.1699t, 388.1699u, 388.1702d, 388.1704, 388.1704c, 388.1707, 388.1747, 388.1747a, 388.1747b, 388.1747c, 388.1747e, 388.1752a, 388.1752b, 388.1763, 388.1766b, and 388.1769a), sections 6, 11a, 11j, 11k, 11m, 11s, 18, 20, 20d, 20f, 22a, 22b, 22d, 24, 24a, 24c, 25f, 25g, 26a, 26b, 26c, 31d, 31f, 32p, 32q, 39, 39a, 41, 51a, 51c, 51d, 53a, 54,

54b, 55, 56, 61a, 61b, 62, 64b, 65, 67, 74, 81, 94, 94a, 98, 99s, 104, 147, 147b, 147c, 152a, and 152b as amended and sections 21h, 22m, 22n, and 147e as added by 2017 PA 108, sections 11, 31a, 31j, 32d, 35a, 61c, 95b, 99h, 99r, 99t, 102d, 104c, 107, 147a, and 166b as amended and section 99u as added by 2017 PA 143, section 19 as amended by 2016 PA 533, section 163 as amended by 2015 PA 85, and section 169a as amended by 1997 PA 93, and by adding sections 22p, 54c, 54d, 95c, and 99v; and to repeal acts and parts of acts.

The motion prevailed.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator Kowall moved that the following bill, now on the order of General Orders, be referred to the Committee on Appropriations:

House Bill No. 5578, entitled

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, the judicial branch, and the legislative branch for the fiscal year ending September 30, 2019; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

The motion prevailed.

Senator Kowall moved that the following bills, now on the order of General Orders, be referred to the Committee on Government Operations:

House Bill No. 5422, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.713) by adding section 254.

House Bill No. 5421, entitled

A bill to amend 1964 PA 284, entitled "City income tax act," by amending sections 31 and 44 of chapter 2 (MCL 141.631 and 141.644), section 31 as amended by 1988 PA 120.

House Bill No. 5420, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending sections 8, 12, 30, 30a, 51, 52, 512, and 607 (MCL 206.8, 206.12, 206.30, 206.30a, 206.51, 206.52, 206.512, and 206.607), section 12 as amended by 2003 PA 45, section 30 as amended by 2017 PA 149, section 30a as added by 2012 PA 224, section 51 as amended by 2016 PA 266, sections 52 and 512 as amended by 2011 PA 38, and section 607 as amended by 2011 PA 306; and to repeal acts and parts of acts.

House Bill No. 5080, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 732c.

House Bill No. 5045, entitled

A bill to amend 2008 PA 23, entitled "Enhanced driver license and enhanced official state personal identification card act," by amending section 4 (MCL 28.304).

House Bill No. 5042, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 732b (MCL 257.732b), as added by 2014 PA 283.

Senate Bill No. 701, entitled

A bill to amend 1976 PA 267, entitled "Open meetings act," by amending section 3 (MCL 15.263), as amended by 2016 PA 504.

Senate Bill No. 700, entitled

A bill to amend 2001 PA 34, entitled "Revised municipal finance act," by amending section 518 (MCL 141.2518), as amended by 2015 PA 46.

Senate Bill No. 687, entitled

A bill to amend 2012 PA 436, entitled "Local financial stability and choice act," by amending the title and section 2 (MCL 141.1542), section 2 as amended by 2015 PA 110, and by adding sections 9a and 9b.

Senate Bill No. 449, entitled

A bill to authorize the department of technology, management, and budget to convey parcels of state-owned property in Ingham County; to provide for powers and duties of state departments, agencies, and officers and branches of state government in regard to the property; and to provide for disposition of revenue derived from the conveyances.

The motion prevailed.

Recess

Senator Kowall moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 9:03 p.m.

9:10 p.m.

The Senate was called to order by the Assistant President pro tempore, Senator O'Brien.

By unanimous consent the Senate proceeded to the order of

Introduction and Referral of Bills

Senators Knezek, Ananich, Bieda, Gregory, Hertel, Conyers, Young and Hood introduced

Senate Joint Resolution T, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 1 of article II, to revise the age requirement for voting.

The joint resolution was read a first and second time by title and referred to the Committee on Elections and Government Reform.

Senator Schuitmaker introduced

Senate Bill No. 1061, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 74127.

The bill was read a first and second time by title and referred to the Committee on Outdoor Recreation and Tourism.

The President pro tempore, Senator Schuitmaker, resumed the Chair.

Senators Bieda, Conyers, Knezek, Hood, Ananich, Young and Warren introduced

Senate Bill No. 1062, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 497c, 523, 523a, 761, and 813 (MCL 168.497c, 168.523, 168.523a, 168.761, and 168.813), section 497c as added and sections 523, 761, and 813 as amended by 2012 PA 523 and section 523a as added by 2004 PA 92.

The bill was read a first and second time by title and referred to the Committee on Elections and Government Reform.

Senators Bieda, Conyers, Knezek, Hood, Ananich, Young and Warren introduced

Senate Bill No. 1063, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 726 (MCL 168.726) and by adding sections 750a and 750b.

The bill was read a first and second time by title and referred to the Committee on Elections and Government Reform.

Senators Knezek, Ananich, Bieda, Gregory, Hertel, Conyers, Young and Hood introduced

Senate Bill No. 1064, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 492, 495, and 510 (MCL 168.492, 168.495, and 168.510), section 492 as amended by 2010 PA 253 and section 495 as amended by 1995 PA 87; and to repeal acts and parts of acts.

The bill was read a first and second time by title and referred to the Committee on Elections and Government Reform.

Senators Horn, Schmidt, Hansen, Proos, Hertel and Knezek introduced

Senate Bill No. 1065, entitled

A bill relating to the solicitation, promotion, and staging of large special events in this state; to provide support for solicitation of large special events; to assist nonprofit convention and tourist bureaus; to provide for the creation and administration of certain funds; to provide for certain grants to support large special events in this state; to allocate certain revenues; to establish the functions and duties of certain state departments and agencies; and to make certain appropriations.

The bill was read a first and second time by title and referred to the Committee on Economic Development and International Investment.

Senators Proos, Schmidt, Hertel and Knezek introduced

Senate Bill No. 1066, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 21 (MCL 205.111), as amended by 2015 PA 263.

The bill was read a first and second time by title and referred to the Committee on Economic Development and International Investment.

Senators Knezek, Schmidt, Proos and Hertel introduced

Senate Bill No. 1067, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 25 (MCL 205.75), as amended by 2015 PA 262.

The bill was read a first and second time by title and referred to the Committee on Economic Development and International Investment.

Senators Hertel, Schmidt and Knezek introduced

Senate Bill No. 1068, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending sections 1201, 1203, and 1207 (MCL 436.2201, 436.2203, and 436.2207).

The bill was read a first and second time by title and referred to the Committee on Economic Development and International Investment.

Senator Jones introduced

Senate Bill No. 1069, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 532 (MCL 436.1532), as amended by 2018 PA 104.

The bill was read a first and second time by title and referred to the Committee on Regulatory Reform.

Senator Hune introduced

Senate Bill No. 1070, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2543 (MCL 600.2543), as amended by 2004 PA 328.

The bill was read a first and second time by title and referred to the Committee on Judiciary.

Senator Hansen introduced

Senate Bill No. 1071, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 415 (MCL 436.1415), as added by 2013 PA 100.

The bill was read a first and second time by title and referred to the Committee on Regulatory Reform.

Senator Kowall introduced

Senate Bill No. 1072, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 1301, 41301, 41302, 41303, 41306, and 41325 (MCL 324.1301, 324.41301, 324.41302, 324.41303, 324.41306, and 324.41325), section 1301 as amended by 2018 PA 36, sections 41301, 41302, 41303, and 41306 as amended by 2014 PA 537, and section 41325 as added by 2009 PA 91, and by adding sections 41329, 41331, 41333, 41335, 41337, and 41341; and to repeal acts and parts of acts.

The bill was read a first and second time by title and referred to the Committee on Natural Resources.

House Bill No. 5778, entitled

A bill to amend 2000 PA 274, entitled "Large carnivore act," by amending sections 2, 3, 14, and 22 (MCL 287.1102, 287.1103, 287.1114, and 287.1122), section 2 as amended by 2016 PA 305 and section 22 as amended by 2013 PA 8, and by adding sections 22a, 22b, and 22c.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Agriculture.

House Bill No. 5837, entitled

A bill to amend 1976 PA 448, entitled "Michigan energy employment act of 1976," (MCL 460.801 to 460.848) by adding section 36a.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Energy and Technology.

House Bill No. 5854, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 30312d (MCL 324.30312d), as amended by 2013 PA 98, and by adding section 30312f.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Natural Resources.

House Bill No. 5855, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 30301 (MCL 324.30301), as amended by 2012 PA 247.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Natural Resources.

House Bill No. 5942, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 235b.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Judiciary.

House Bill No. 5943, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16m of chapter XVII (MCL 777.16m), as amended by 2014 PA 192.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Judiciary.

House Bill No. 5955, entitled

A bill to limit the authority of political subdivisions to impose licensing regulation.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Michigan Competitiveness.

House Bill No. 5956, entitled

A bill to amend 1846 RS 16, entitled "Of the powers and duties of townships, the election and duties of township officers, and the division of townships," (MCL 41.1a to 41.110c) by adding section 3b.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Michigan Competitiveness.

House Bill No. 5957, entitled

A bill to amend 1909 PA 278, entitled "The home rule village act," by amending section 24 (MCL 78.24), as amended by 2012 PA 11.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Michigan Competitiveness.

House Bill No. 5958, entitled

A bill to amend 1945 PA 246, entitled "An act to authorize township boards to adopt ordinances and regulations to secure the public health, safety and general welfare; to provide for the establishment of a township police department; to provide for policing of townships by certain law enforcement officers and agencies; to provide for the publication of ordinances; to prescribe powers and duties of township boards and certain local and state officers and agencies; to provide sanctions; and to repeal all acts and parts of acts in conflict with the act," by amending section 1 (MCL 41.181), as amended by 2012 PA 9.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Michigan Competitiveness.

House Bill No. 5959, entitled

A bill to amend 1947 PA 359, entitled "The charter township act," by amending section 15 (MCL 42.15).

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Michigan Competitiveness.

House Bill No. 5960, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending section 4i (MCL 117.4i), as amended by 2017 PA 214.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Michigan Competitiveness.

House Bill No. 5961, entitled

A bill to amend 1895 PA 215, entitled "The fourth class city act," by amending section 1 of chapter XI (MCL 91.1), as amended by 1994 PA 19.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Michigan Competitiveness.

House Bill No. 5962, entitled

A bill to amend 1851 PA 156, entitled "An act to define the powers and duties of the county boards of commissioners of the several counties, and to confer upon them certain local, administrative and legislative powers; and to prescribe penalties for the violation of the provisions of this act," (MCL 46.1 to 46.32) by adding section 11e.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Michigan Competitiveness.

House Bill No. 5963, entitled

A bill to amend 1895 PA 3, entitled "The general law village act," by amending section 2 of chapter VII (MCL 67.2), as amended by 1994 PA 16.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Michigan Competitiveness.

House Bill No. 5964, entitled

A bill to amend 1973 PA 139, entitled "An act to provide forms of county government; to provide for county managers and county executives and to prescribe their powers and duties; to abolish certain departments, boards, commissions, and authorities; to provide for transfer of certain powers and functions; to prescribe powers of a board of county commissioners and elected officials; to provide organization of administrative functions; to transfer property; to retain ordinances and

laws not inconsistent with this act; to provide methods for abolition of a unified form of county government; and to prescribe penalties and provide remedies,” (MCL 45.551 to 45.573) by adding section 6c.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Michigan Competitiveness.

House Bill No. 5965, entitled

A bill to amend 1966 PA 293, entitled “An act to provide for the establishment of charter counties; to provide for the election of charter commissioners; to prescribe their powers and duties; to prohibit certain acts of a county board of commissioners after the approval of the election of a charter commission; to prescribe the mandatory and permissive provisions of a charter; to provide for the exercise by a charter county of certain powers whether or not authorized by its charter; and to prescribe penalties and provide remedies,” (MCL 45.501 to 45.521) by adding section 15d.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Michigan Competitiveness.

House Bill No. 6025, entitled

A bill to amend 2001 PA 142, entitled “Michigan memorial highway act,” (MCL 250.1001 to 250.2080) by adding section 3b.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Transportation.

House Bill No. 6028, entitled

A bill to amend 1990 PA 187, entitled “The pupil transportation act,” by amending sections 11, 33, 49, 51, 55, and 65 (MCL 257.1811, 257.1833, 257.1849, 257.1851, 257.1855, and 257.1865), sections 11 and 33 as amended by 2006 PA 107, section 49 as amended by 2006 PA 108, section 51 as amended by 2010 PA 93, and section 55 as amended by 2006 PA 320.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Transportation.

House Bill No. 6050, entitled

A bill to amend 2000 PA 274, entitled “Large carnivore act,” by amending section 22 (MCL 287.1122), as amended by 2013 PA 8.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Agriculture.

Recess

Senator Kowall moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 9:20 p.m.

9:34 p.m.

The Senate was called to order by the President pro tempore, Senator Schuitmaker.

By unanimous consent the Senate returned to the order of

Messages from the House

House Bill No. 4069, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1233 (MCL 380.1233), as amended by 2017 PA 151.

The House of Representatives has substituted (H-3) the Senate substitute (S-1).

The House of Representatives has concurred in the Senate substitute (S-1) as substituted (H-3) and agreed to the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,
 Senator Kowall moved that the rule be suspended.
 The motion prevailed, a majority of the members serving voting therefor.
 The question being on concurring in the House substitute made to the Senate substitute,
 The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 554**Yeas—25**

Booher	Horn	Marleau	Robertson
Brandenburg	Hune	Meekhof	Schmidt
Colbeck	Jones	Nofs	Schuitmaker
Emmons	Knollenberg	O'Brien	Shirkey
Green	Kowall	Pavlov	Stamas
Hansen	MacGregor	Proos	Zorn
Hildenbrand			

Nays—11

Ananich	Gregory	Hopgood	Warren
Bieda	Hertel	Knezek	Young
Conyers	Hood	Rocca	

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

By unanimous consent the Senate returned to the order of
Third Reading of Bills

Senator Kowall moved that the rules be suspended and that the following bill, now on the order of Third Reading of Bills, be placed on its immediate passage at the head of the Third Reading of Bills calendar:

Senate Bill No. 882

The motion prevailed, a majority of the members serving voting therefor.

The following bill was read a third time:

Senate Bill No. 882, entitled

A bill to amend 1976 PA 267, entitled "Open meetings act," by amending section 8 (MCL 15.268), as amended by 1996 PA 464.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 555**Yeas—36**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca

Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Casperson

Not Voting—0

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

By unanimous consent the Senate returned to the order of
Motions and Communications

Senator Kowall moved that the rules be suspended and that the following resolution, now on Committee Reports, be placed on the Resolutions calendar for consideration today:

Senate Resolution No. 173

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the Senate proceeded to the order of
Resolutions

Senator Kowall moved that consideration of the following resolutions be postponed for today:

Senate Concurrent Resolution No. 10

Senate Resolution No. 105

Senate Concurrent Resolution No. 20

Senate Concurrent Resolution No. 21

Senate Resolution No. 153

Senate Resolution No. 149

The motion prevailed.

Senate Resolution No. 30.

A resolution to urge the Congress of the United States to continue the Meals on Wheels program.

The question being on the adoption of the resolution,

The resolution was adopted.

Senators MacGregor, Stamas, Booher and Emmons offered the following concurrent resolution:

Senate Concurrent Resolution No. 35.

A concurrent resolution to request the federal government release the draft toxicological profile on PFAS, develop a national environmental limit for PFAS, and increase coordination and funding support.

Whereas, Perfluoroalkyl and polyfluoroalkyl substances (PFAS) found in groundwater are a growing concern in Michigan and across the country. To date, certain PFAS have been detected in the water at 15 locations, including 30 individual sites, across the state of Michigan. Nearly half of the other states also have sites where PFAS have been found; and

Whereas, The state of Michigan has been a national leader in efforts to identify the scope of this problem through the establishment of the Michigan PFAS Action Response Team (MPART) to develop a response strategy using a cooperative approach that coordinates efforts among 10 state departments, local governmental units, and federal and local agencies to address PFAS contamination; and

Whereas, Understanding the risks posed by PFAS based on the most current science is critical to protecting the health of Michigan residents, through increased focus on human data collection and analyses. New research must be conducted and incorporated into our response, including the development of a national standard for exposure that protects the public health; and

Whereas, A draft scientific assessment prepared by the federal Agency for Toxic Substances and Disease Registry (ATSDR) has not been released to the public for comment and is purported to contain information that indicates infants, breastfeeding mothers, and other sensitive populations may be at risk from exposure to certain PFAS at levels lower than what was previously and currently thought; and

Whereas, It is essential the federal government remain transparent in its deliberations on this issue to maintain public trust and protect the public health. Release of the draft assessment will ensure it receives the broadest review from experts across the country so that it may accurately inform decisions at the federal, state, and local level; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we request the federal government release the draft toxicological profile prepared by the Agency for Toxic Substances and Disease Registry on PFAS; and be it further

Resolved, That we urge the federal government to ensure states receive the necessary funding to carry out efforts needed to protect the public health and to follow Michigan's example and increase coordination of federal agencies working on this issue to ensure the most effective response; and be it further

Resolved, That we urge the United States Environmental Protection Agency to establish a national, uniform, enforceable limit for PFAS in the environment; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the United States Secretary of Health and Human Services, the Director of the Agency for Toxic Substances and Disease Registry, the Administrator of the United States Environmental Protection Agency, the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

Pursuant to rule 3.204, the concurrent resolution was referred to the Committee on Government Operations.

Senators Green, Hansen, Hildenbrand, Jones, Knollenberg, Marleau, Pavlov, Proos and Schmidt were named co-sponsors of the concurrent resolution.

Senate Resolution No. 173.

A resolution to recognize June 2018 as the 50th Anniversary of the Michigan District Judges Association.

The question being on the adoption of the following committee amendments:

1. Amend the title, after the second "the" by striking out "Michigan District Judges Association" and inserting "establishment of the Michigan District Court system".

2. Amend the Resolved clause, after the fourth "the" by striking out "Michigan District Judges Association" and inserting "establishment of the Michigan District Court system".

The amendments were adopted.

The resolution as amended was adopted.

House Concurrent Resolution No. 24.

A concurrent resolution to request the federal government release the draft toxicological profile on PFAS, develop a national environmental limit for PFAS, and increase coordination and funding support.

Whereas, Perfluoroalkyl and polyfluoroalkyl substances (PFAS) found in groundwater are a growing concern in Michigan and across the country. To date, certain PFAS have been detected in the water at 15 locations, including 30 individual sites, across the state of Michigan. Nearly half of the other states also have sites where PFAS have been found; and

Whereas, The state of Michigan has been a national leader in efforts to identify the scope of this problem through the establishment of the Michigan PFAS Action Response Team (MPART) to develop a response strategy using a cooperative approach that coordinates efforts among 10 state departments, local governmental units, and federal and local agencies to address PFAS contamination; and

Whereas, Understanding the risks posed by PFAS based on the most current science is critical to protecting the health of Michigan residents, through increased focus on human data collection and analyses. New research must be conducted and incorporated into our response, including the development of a national standard for exposure that protects the public health; and

Whereas, A draft scientific assessment prepared by the federal Agency for Toxic Substances and Disease Registry (ATSDR) has not been released to the public for comment and is purported to contain information that indicates infants, breastfeeding mothers, and other sensitive populations may be at risk from exposure to certain PFAS at levels lower than what was previously and currently thought; and

Whereas, It is essential the federal government remain transparent in its deliberations on this issue to maintain public trust and protect the public health. Release of the draft assessment will ensure it receives the broadest review from experts across the country so that it may accurately inform decisions at the federal, state, and local level; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we request the federal government release the draft toxicological profile prepared by the Agency for Toxic Substances and Disease Registry on PFAS; and be it further

Resolved, That we urge the federal government to ensure states receive the necessary funding to carry out efforts needed to protect the public health and to follow Michigan's example and increase coordination of federal agencies working on this issue to ensure the most effective response; and be it further

Resolved, That we urge the United States Environmental Protection Agency to establish a national, uniform, enforceable limit for PFAS in the environment; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the United States Secretary of Health and Human Services, the Director of the Agency for Toxic Substances and Disease Registry, the Administrator of the United States Environmental Protection Agency, the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The House of Representatives has adopted the concurrent resolution.

Pursuant to rule 3.204, the concurrent resolution was referred to the Committee on Government Operations.

Senators Booher, Green, Hansen, Hildenbrand, Jones, Knollenberg, MacGregor, Marleau, Proos and Schmidt were named co-sponsors of the concurrent resolution.

House Concurrent Resolution No. 25.

A concurrent resolution prescribing the legislative schedule.

Resolved by the House of Representatives, (the Senate concurring), That when the House adjourns on Tuesday, June 12, 2018, it stands adjourned until Wednesday, July 25, 2018, at 10:00 a.m.; when it adjourns on Wednesday, July 25, 2018, it stands adjourned until Wednesday, August 15, 2018, at 10:00 a.m.; and when it adjourns on Wednesday, August 15, 2018, it stands adjourned until Wednesday, September 5, 2018, at 1:30 p.m.; and be it further

Resolved, That when the Senate adjourns on Tuesday, June 12, 2018, it stands adjourned until Wednesday, July 25, 2018, at 10:00 a.m.; when it adjourns on Wednesday, July 25, 2018, it stands adjourned until Wednesday, August 15, 2018, at 10:00 a.m.; and when it adjourns on Wednesday, August 15, 2018, it stands adjourned until Tuesday, September 4, 2018, at 10:00 a.m.

The House of Representatives has adopted the concurrent resolution.

Pending the order that, under rule 3.204, the concurrent resolution be referred to the Committee on Government Operations,

Senator Kowall moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The concurrent resolution was adopted.

House Concurrent Resolution No. 23.

A concurrent resolution to urge the Congress and President of the United States to take certain actions to counter manipulation of the oil market by the Organization of Petroleum Exporting Countries.

Whereas, Michigan's automotive industry plays a major role in the state's economy, employing nearly 975,000 people; and

Whereas, The Organization of Petroleum Exporting Countries (OPEC) has deliberately and routinely influenced the price of oil by manipulating global supply. This cartel's manipulation most recently took place in 2014 when OPEC responded to growing U.S. shale production by maintaining high petroleum production despite falling oil prices; and

Whereas, OPEC's market management efforts and price fixing strategy create long-term uncertainty for employment in Michigan's automotive sector. These efforts influence consumer automobile preferences and undermine investment in U.S. industries, including automobile manufacturing; and

Whereas, A bill is pending in Congress, H.R. 545, that would create the United States Commission on the Organization of Petroleum Exporting Countries to investigate and address any practices on the part of OPEC that prevent or reduce competition in the global oil market; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we urge Congress to pass and the President to sign legislation that would establish a commission to investigate and address any practices on the part of OPEC that prevent or reduce competition in the global oil market; and be it further

Resolved, That we urge the President, if Congress does not pass relevant legislation, to take executive action to establish and appoint a one-year commission of experts to investigate OPEC and make recommendations to counter market manipulation and price volatility caused by this cartel, and to help protect our energy and national security; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The House of Representatives has adopted the concurrent resolution.

Pursuant to rule 3.204, the concurrent resolution was referred to the Committee on Government Operations.

Senator Marleau was named co-sponsor of the concurrent resolution.

Senate Concurrent Resolution No. 34.

A concurrent resolution of tribute offered as a memorial for Raymond D. Dzendzel, former member of the House of Representatives and the Senate.

(For text of resolution, see Senate Journal No. 58, p. 983.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator Kowall moved that, pursuant to rule 1.114, upon receipt of Senate bills returned from the House of Representatives, the Secretary of the Senate be directed to proceed with the enrollment printing and presentation of the bills to the Governor.

The motion prevailed.

By unanimous consent the Senate proceeded to the order of

Statements

Senators Knezek and Colbeck asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Knezek's statement is as follows:

As you know, we are in the process of rewriting the social studies curriculum here in the state of Michigan, and if you are anything like me, you believe that historians should write our history textbooks, you believe that teachers should teach those textbooks, and you believe that politicians should probably keep their noses out of both of those pieces of business. Unfortunately, as we learned earlier today in a wonderful article, one of our colleagues in this chamber is attempting to exert an undue amount of influence on the process of rewriting our social studies curriculum, and it is not hyperbole for me to say that they are quite literally attempting to rewrite history.

So, let me jump into some of the things that are being proposed as new curriculum standards here in the state of Michigan. First, a complete rebranding for the Ku Klux Klan, and I quote, to say that "the KKK was founded as an anti-Republican organization, not an anti-black organization." Truly a mind-numbing sentence. Second, to say that every reference to the common good should be eliminated, to say that every reference to diversity should be eliminated, and to say that every reference to justice should be eliminated; and the next two components, Madam President—the amount of mental gymnastics that has to go into putting these two sentences side-by-side, it truly is impressive—No. 1, to reduce any reference to one of the three Abrahamic faiths. As you may have guessed, this individual wants to reduce any reference to the faith of Islam and to Muslims, and then in the very next sentence, wants to add a section to our curriculum to talk about the erosion of religious freedom. Imagine being so ignorant and so bigoted, and, at the same time, such a delicate little snowflake that you have to eliminate the existence of another faith's religion from our curriculum and to then talk about how you yourself are the one being persecuted.

Let me continue, Madam President. Five references to the NAACP and the role that they played in desegregation eliminated. Every reference to the LGBT community eliminated. Every reference to *Roe v. Wade* eliminated. When talking about expanding civil rights for immigrants or members of the disability community, eliminated. Every reference to

climate change eliminated. And the last one, again, truly mind-numbing, to eliminate the phrase “core democratic values.” When I was in high school, I understood the phrase “core democratic values” to refer to core values of our democracy. However, the good Senator believes the word “democratic” references the Democratic Party. We as high schoolers understood the difference. Imagine being so focused on requiring the English language to be taught as the state language here in Michigan, to be so focused on English being required of every single immigrant as they set foot in this state, and at the same time struggling with the concept of capitalization. What a disappointment. Perhaps the individual should focus more on English language arts and a little less on the process of social studies.

Madam President, it does not take a rocket scientist to understand that we cannot move forward as a state until we accept our past as a state. We may not be proud of some of that history, and certainly we may not agree with some of that history, but we owe it to our children to teach them that history. That is what the Founders of this country meant when they spoke about a more perfect union—to ensure that the good things that we do in this country continue and the bad things in this country go away.

I hope that the people of Michigan will stand with me as we move forward in ensuring that everyone has a seat at the table and the history of every Michigander is preserved in our social studies curriculum.

Senator Colbeck’s statement, in which Senator Knollenberg concurred, is as follows:

I’d like to start with a quote from one of my favorite presidents, Ronald Reagan, who once said, “The trouble with our Liberal friends is not that they’re ignorant; it’s just that they know so much that isn’t so.” I am afraid that applies to my colleague from the 5th District in regards to these social studies standards.

When it comes to those social study standards we had a nice little discussion. Back in 2015, there was a submittal from the State Board of Education for some standards. I got together with 17 other legislators and signed a letter that had about 15 different issues with those standards because they were not politically neutral and they were not accurate. For example, they would promote Islam to the exclusion of any other religion; they would promote LGBT rights to the exclusion of religious conscience; they would promote progressive policies to the exclusion of conservative policies. I didn’t think that was right. I didn’t propose to go off and eliminate the discussion of Islam like he suggests. I didn’t promote the elimination of the discussion of any of those topics. All I wanted to do was make sure we had a balanced discussion of both of those topics, that we had a balanced discussion perspective. After all, this is going into the education of our students.

A lot of the stuff that he is promoting, frankly, is not true. There is a lot of stuff that was explicitly added in some of the standards before that was removed as referenced, but that isn’t because we didn’t want teachers to go off and teach it. It was because it fell into a detail level that was not the same as all the standards. So we can say we eliminated references to the KKK and all the other stuff that is out there, but you know what? When we actually went into the discussions, we found out that whenever we wanted to talk about some of these different issues, we actually had an adult conversation on it with the people who were involved in these focus groups.

We didn’t go around calling people names, as has been the custom of the Senator from the 5th District here. He seems to make a habit of that. I think we are called to a higher calling than that here in Senate. We are called to have an adult conversation. That is what we had during this focus group. We had people from various and very diverse political ideologies coming together under the basic objective of making sure that our social studies standards for the next generation of leaders for this state were going to be politically neutral and accurate. I believe we achieved that. Are these the standards that I would have written from scratch? Heck no. But you know what? We had a lot of discussions where we had people make compromises across the board, and we came up with something that I was happy to say was politically neutral and accurate.

A lot of people dealing with the complete opposite side of the world view from me appreciated the discussion because we did have an adult conversation. I wish that adult conversation would extend here to the Senate floor. I really do. As we go forward into the public comment period for these social studies standards, there are a lot of people trying to politicize it. We have news outlets that are trying to politicize it. We need to face the fact that there is a culture where this is going on. Unfortunately, it is our schools that are on the front line. There are some people who don’t want to hear the other side of the discussion. They don’t want to hear about conservative policies.

These standards actually make sure that we don’t exclude any of the other voices out there. We don’t exclude the sensitive topics around racism, we don’t exclude the sensitive topics around LGBT rights. What we do is we put them in context of what is going on in our society where we have a counterbalance with it, and we have other people with other perspectives that need to be heard as well.

You may try to shout down and ridicule and belittle people who are just simply trying to have a balanced discussion on it. I, for one, am proud of the results that we had out of this focus group. It took two years of serious discussions. It has been four years in an attempt to have a serious discussion and we haven’t had that adult conversation from the Senator from the 5th District. You should talk to some of the other people who participated in that focus group because they did have a mature discussion and we came up with something that was very well done, I believe, and it was on some very sensitive subjects.

I just want to say, for those who are curious about what is in those standards, go look at them. Look at them in context of the standards we started with and be the judge of whether or not we achieved the objective of being politically neutral or accurate. I believe we achieved that goal.

Announcements of Printing and Enrollment

The Secretary announced that the following House bills were received in the Senate and filed on Tuesday, June 12:

House Bill Nos.	4926	4927	4928	5143	5680	5778	5837	5854	5855	5889	5942	5943	5955	5956
	5957	5958	5959	5960	5961	5962	5963	5964	5965	6013	6014	6015	6025	6028
	6050	6076												

The Secretary announced the enrollment printing and presentation to the Governor on Friday, June 8, for his approval the following bills:

Enrolled Senate Bill No. 731 at 9:45 a.m.
Enrolled Senate Bill No. 732 at 9:47 a.m.
Enrolled Senate Bill No. 733 at 9:49 a.m.
Enrolled Senate Bill No. 734 at 9:51 a.m.
Enrolled Senate Bill No. 735 at 9:53 a.m.
Enrolled Senate Bill No. 736 at 9:55 a.m.
Enrolled Senate Bill No. 737 at 9:57 a.m.
Enrolled Senate Bill No. 738 at 9:59 a.m.
Enrolled Senate Bill No. 739 at 10:01 a.m.
Enrolled Senate Bill No. 740 at 10:03 a.m.
Enrolled Senate Bill No. 871 at 10:05 a.m.
Enrolled Senate Bill No. 872 at 10:07 a.m.

The Secretary announced that the following bills were printed and filed on Thursday, June 7, and are available at the Michigan Legislature website:

Senate Bill Nos.	1054	1055	1056	1057	1058	1059	1060							
House Bill Nos.	6124	6125	6126	6127	6128	6129	6130	6131	6132	6133	6134	6135	6136	6137
	6138	6139	6140	6141	6142	6143	6144	6145						

Committee Reports

The Committee on Appropriations reported

House Bill No. 5985, entitled

A bill to amend 2013 PA 93, entitled "Michigan indigent defense commission act," by amending sections 3, 5, 7, 9, 11, 13, 15, and 17 (MCL 780.983, 780.985, 780.987, 780.989, 780.991, 780.993, 780.995, and 780.997), sections 3, 5, and 11 as amended by 2016 PA 439, section 9 as amended by 2016 PA 440, section 13 as amended by 2016 PA 441, section 15 as amended by 2016 PA 442, and section 17 as amended by 2016 PA 443, and by adding section 22.

With the recommendation that the substitute (S-2) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

David S. Hildenbrand
 Chairperson

To Report Out:

Yeas: Senators Hildenbrand, MacGregor, Hansen, Stamas, Schuitmaker, Booher, Shirkey, Proos, Nofs, Green, Gregory, Hopgood, Hertel, Knezek and Young

Nays: Senator Knollenberg

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Appropriations submitted the following:

Meeting held on Wednesday, June 6, 2018, at 2:00 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Hildenbrand (C), MacGregor, Hansen, Stamas, Schuitmaker, Knollenberg, Booher, Shirkey, Proos, Nofs, Green, Marleau, Gregory, Hopgood, Hertel, Knezek and Young

The Committee on Economic Development and International Investment reported

House Bill No. 5139, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1166a. With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Kenneth B. Horn
Chairperson

To Report Out:

Yeas: Senators Horn, Schmidt, Brandenburg, Emmons, MacGregor, Conyers and Bieda

Nays: Senator Warren

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Economic Development and International Investment reported

House Bill No. 5141, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 553a, 1231, 1233, 1233b, and 1249 (MCL 380.553a, 380.1231, 380.1233, 380.1233b, and 380.1249), section 553a as amended by 2011 PA 277, section 1231 as amended by 2016 PA 192, section 1233 as amended by 2017 PA 151, section 1233b as amended by 1995 PA 289, and section 1249 as amended by 2016 PA 170.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Kenneth B. Horn
Chairperson

To Report Out:

Yeas: Senators Horn, Schmidt, Brandenburg, Emmons and MacGregor

Nays: Senators Warren, Conyers and Bieda

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Economic Development and International Investment reported

House Bill No. 5142, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 6 and 163 (MCL 388.1606 and 388.1763), section 6 as amended by 2017 PA 108 and section 163 as amended by 2015 PA 85.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Kenneth B. Horn
Chairperson

To Report Out:

Yeas: Senators Horn, Schmidt, Brandenburg, Emmons and MacGregor

Nays: Senators Warren, Conyers and Bieda

The bill was referred to the Committee of the Whole.

The Committee on Economic Development and International Investment reported

House Bill No. 5145, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1531, 1531j, 1531k, and 1536 (MCL 380.1531, 380.1531j, 380.1531k, and 380.1536), section 1531 as amended by 2015 PA 159, sections 1531j and 1531k as added by 2015 PA 173, and section 1536 as amended by 2009 PA 205.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Kenneth B. Horn
Chairperson

To Report Out:

Yeas: Senators Horn, Schmidt, Brandenburg, Emmons, MacGregor and Conyers

Nays: Senators Warren and Bieda

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Economic Development and International Investment submitted the following:
 Meeting held on Thursday, June 7, 2018, at 1:30 p.m., Room 1200, Binsfeld Office Building
 Present: Senators Horn (C), Schmidt, Brandenburg, Emmons, MacGregor, Warren, Conyers and Bieda
 Excused: Senator Stamas

The Committee on Finance reported

House Bill No. 5739, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2016 PA 184.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Jack M. Brandenburg
 Chairperson

To Report Out:

Yeas: Senators Brandenburg, Robertson, Knollenberg, Proos, Bieda and Warren

Nays: None

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Finance reported

House Bill No. 5740, entitled

A bill to establish the Kiwanis fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Jack M. Brandenburg
 Chairperson

To Report Out:

Yeas: Senators Brandenburg, Robertson, Knollenberg, Proos, Bieda and Warren

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Finance submitted the following:

Meeting held on Tuesday, June 12, 2018, at 9:15 a.m., Room 1100, Binsfeld Office Building

Present: Senators Brandenburg (C), Robertson, Knollenberg, Proos, Bieda and Warren

Excused: Senator Casperson

The Committee on Judiciary reported

House Bill No. 4185, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 636 (MCL 257.636).

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Rick Jones
 Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Emmons and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Judiciary reported

House Bill No. 4198, entitled

A bill to amend 2006 PA 384, entitled "Driver education provider and instructor act," by amending section 37 (MCL 256.657), as amended by 2014 PA 317.

With the recommendation that the bill pass.
The committee further recommends that the bill be given immediate effect.

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Emmons and Bieda
Nays: None
The bill was referred to the Committee of the Whole.

The Committee on Judiciary reported

House Bill No. 4265, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 636 and 637 (MCL 257.636 and 257.637).

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.
The committee further recommends that the bill be given immediate effect.

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Emmons and Bieda
Nays: None
The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Judiciary reported

Senate Resolution No. 173.

A resolution to recognize June 2018 as the 50th Anniversary of the Michigan District Judges Association.
(For text of resolution, see Senate Journal No. 58, p. 984.)

With the recommendation that the following amendments be adopted and that the resolution then be adopted:

1. Amend the title, after the second "the" by striking out "Michigan District Judges Association" and inserting "establishment of the Michigan District Court system".
2. Amend the Resolved clause, after the fourth "the" by striking out "Michigan District Judges Association" and inserting "establishment of the Michigan District Court system".

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Emmons and Bieda
Nays: None
The resolution and the amendments recommended by the committee were placed on the order of Resolutions.

COMMITTEE ATTENDANCE REPORT

The Committee on Judiciary submitted the following:

Meeting held on Tuesday, June 12, 2018, at 9:30 a.m., Room 1300, Binsfeld Office Building
Present: Senators Jones (C), Schuitmaker, Emmons and Bieda
Excused: Senator Rocca

COMMITTEE ATTENDANCE REPORT

The Conference Committee on Licensing and Regulatory Affairs (HB 5574) submitted the following:

Meeting held on Tuesday, June 5, 2018, at 3:00 p.m., Room 424, Capitol Building
Present: Senators Knollenberg, Marleau and Young

COMMITTEE ATTENDANCE REPORT

The Conference Committee on Insurance and Financial Services (HB 5575) submitted the following:

Meeting held on Tuesday, June 5, 2018, at 3:15 p.m., Room 424, Capitol Building
Present: Senators Knollenberg, Marleau and Young

COMMITTEE ATTENDANCE REPORT

The Senate Fiscal Agency Board of Governors submitted the following:
Meeting held on Wednesday, June 6, 2018, at 9:30 a.m., Rooms 402 and 403, Capitol Building
Present: Senators Hildenbrand (C), Meekhof, MacGregor, Ananich and Gregory

COMMITTEE ATTENDANCE REPORT

The Conference Committee on General Government (HB 5567) submitted the following:
Meeting held on Thursday, June 7, 2018, at 11:30 a.m., Room 352, House Appropriations, 3rd Floor, Capitol Building
Present: Senators Stamas, Nofs and Young

COMMITTEE ATTENDANCE REPORT

The Conference Committee on Health and Human Services (SB 856) submitted the following:
Meeting held on Thursday, June 7, 2018, at 3:00 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building
Present: Senators MacGregor (C), Hildenbrand and Gregory

COMMITTEE ATTENDANCE REPORT

The Conference Committee on the General Omnibus (SB 848) submitted the following:
Meeting held on Tuesday, June 12, 2018, at 9:00 a.m., Room 352, House Appropriations, 3rd Floor, Capitol Building
Present: Senators Hildenbrand (C), Meekhof and Gregory

Senator Kowall moved that the Senate adjourn.
The motion prevailed, the time being 10:00 p.m.

Pursuant to House Concurrent Resolution No. 25, the President pro tempore, Senator Schuitmaker, declared the Senate adjourned until Wednesday, July 25, 2018, at 10:00 a.m.

JEFFREY F. COBB
Secretary of the Senate