

**SUBSTITUTE FOR
SENATE BILL NO. 748**

A bill to make, supplement, and adjust appropriations for various state departments and agencies and capital outlay purposes for the fiscal years ending September 30, 2020 and September 30, 2021; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS
FOR FISCAL YEAR 2020-2021

Sec. 101. There is appropriated for the various state departments and agencies and capital outlay purposes to supplement appropriations for the fiscal year ending September 30, 2021, from the following funds:

APPROPRIATION SUMMARY

1	GROSS APPROPRIATION	\$	465,072,600
2	Interdepartmental grant revenues:		
3	Total interdepartmental grants and		
4	intradepartmental transfers		0
5	ADJUSTED GROSS APPROPRIATION	\$	465,072,600
6	Federal revenues:		
7	Total federal revenues		21,744,600
8	Special revenue funds:		
9	Total local revenues		0
10	Total private revenues		0
11	Total other state restricted revenues		0
12	State general fund/general purpose	\$	443,328,000
13	Sec. 102. CAPITAL OUTLAY		
14	(1) APPROPRIATION SUMMARY		
15	GROSS APPROPRIATION	\$	1,200
16	Interdepartmental grant revenues:		
17	Total interdepartmental grants and		
18	intradepartmental transfers		0
19	ADJUSTED GROSS APPROPRIATION	\$	1,200
20	Federal revenues:		
21	Total federal revenues		0
22	Special revenue funds:		
23	Total local revenues		0
24	Total private revenues		0
25	Total other state restricted revenues		0
26	State general fund/general purpose	\$	1,200
27	(2) STATE AGENCY, COMMUNITY COLLEGE, AND		
28	UNIVERSITY PLANNING AUTHORIZATIONS		

1	Saginaw Valley State University - Brown Hall		
2	renovation - for program and planning to be		
3	paid for from university resources (estimated		
4	total authorized cost \$19,750,000; state share		
5	\$12,000,000; university share \$7,750,000)		100
6	Department of health and human services - new		
7	northern satellite psychiatric facility - for		
8	program and planning to be paid for from state		
9	resources		100
10	GROSS APPROPRIATION	\$	200
11	Appropriated from:		
12	State general fund/general purpose	\$	200
13	(3) STATE BUILDING AUTHORITY FINANCED		
14	CONSTRUCTION AUTHORIZATIONS		
15	Ferris State University - Center for Virtual		
16	Learning (total authorized cost \$29,500,000;		
17	state building authority share \$22,124,800;		
18	university share \$7,375,000; state general		
19	fund/general purpose share \$200)		100
20	Michigan Technological University - H-STEM		
21	Engineering and Health Technology Complex -		
22	Phase I (total authorized cost \$44,700,000;		
23	state building authority share \$29,699,800;		
24	university share \$15,000,000; state general		
25	fund/general purpose share \$200)		100

1	Northern Michigan University - Career Tech and	
2	Engineering Technology Facility (total	
3	authorized cost \$28,564,000; state building	
4	authority share \$19,994,800; university share	
5	\$8,569,000; state general fund/general purpose	
6	share \$200)	100
7	Oakland University - South Foundation Hall	
8	renovation and expansion (total authorized	
9	cost \$40,000,000; state building authority	
10	share \$29,999,800; university share	
11	\$10,000,000; state general fund/general	
12	purpose share \$200)	100
13	University of Michigan - Ann Arbor - Computer	
14	Science and Engineering and School of	
15	Information addition (total authorized cost	
16	\$145,000,000; state building authority share	
17	\$29,999,800; university share \$115,000,000;	
18	state general fund/general purpose \$200)	100
19	Western Michigan University - IF-1 Dunbar Hall	
20	renovation (total authorized cost \$42,730,000;	
21	state building authority share \$29,999,800;	
22	university share \$12,730,000; state general	
23	fund/general purpose \$200)	100
24	Delta College - Electronic Media Broadcasting -	
25	A Wing renovations (total authorized cost	
26	\$2,810,000; state building authority share	
27	\$1,404,800; college share \$1,405,000; state	
28	general fund/general purpose \$200)	100

1	Glen Oaks Community College - campus renovation		
2	(total authorized cost \$7,300,000; state		
3	building authority share \$3,474,800; college		
4	share \$3,825,000; state general fund/general		
5	purpose share \$200)		100
6	Henry Ford Community College - Entrepreneur and		
7	Innovation Institute/Technology Building		
8	renovation and addition (total authorized cost		
9	\$15,600,000; state building authority share		
10	\$6,699,800; college share \$8,900,000; state		
11	general fund/general purpose share \$200)		100
12	Macomb Community College - Skilled Trades and		
13	Advanced Technology Center (total authorized		
14	cost \$44,786,200; state building authority		
15	share \$14,846,900; college share \$29,939,100;		
16	state general fund/general purpose share \$200)		100
17	GROSS APPROPRIATION	\$	1,000
18	Appropriated from:		
19	State general fund/general purpose	\$	1,000
20	Sec. 103. DEPARTMENT OF HEALTH AND HUMAN		
21	SERVICES		
22	(1) APPROPRIATION SUMMARY		
23	GROSS APPROPRIATION	\$	127,962,400
24	Interdepartmental grant revenues:		
25	Total interdepartmental grants and		
26	intradepartmental transfers		0
27	ADJUSTED GROSS APPROPRIATION	\$	127,962,400
28	Federal revenues:		

1	Total federal revenues	18,494,600
2	Special revenue funds:	
3	Total local revenues	0
4	Total private revenues	0
5	Total other state restricted revenues	0
6	State general fund/general purpose	\$ 109,467,800
7	(2) FAMILY HEALTH SERVICES	
8	Immunization program	\$ 5,888,400
9	GROSS APPROPRIATION	\$ 5,888,400
10	Appropriated from:	
11	Federal revenues:	
12	Total other federal revenues	5,888,400
13	State general fund/general purpose	\$ 0
14	(3) MEDICAL SERVICES	
15	Health plan services	\$ (145,364,000)
16	Health plan services	86,182,000
17	Healthy Michigan plan	(95,996,000)
18	Healthy Michigan plan	55,178,000
19	GROSS APPROPRIATION	\$ (100,000,000)
20	Appropriated from:	
21	Federal revenues:	
22	Total other federal revenues	(75,000,000)
23	State general fund/general purpose	\$ (25,000,000)
24	(4) ONE-TIME APPROPRIATIONS	
25	Coronavirus response activities	\$ 25,883,300
26	Coronavirus supplies purchasing	15,000,000
27	Coronavirus vaccine strategy	51,334,700

1	COVID-19 direct care worker hazard pay	
2	adjustment	100,000,000
3	Long-term care COVID-19 enhancement payments	2,000,000
4	Medicaid reimbursement for remdesivir	17,856,000
5	Temporary hospital staffing assistance	10,000,000
6	GROSS APPROPRIATION	\$ 222,074,000
7	Appropriated from:	
8	Federal revenues:	
9	Total other federal revenues	87,056,200
10	Coronavirus relief fund	550,000
11	State general fund/general purpose	\$ 134,467,800
12	Sec. 104. DEPARTMENT OF LABOR AND ECONOMIC	
13	OPPORTUNITY	
14	(1) APPROPRIATION SUMMARY	
15	GROSS APPROPRIATION	\$ 278,500,000
16	Interdepartmental grant revenues:	
17	Total interdepartmental grants and	
18	intradepartmental transfers	0
19	ADJUSTED GROSS APPROPRIATION	\$ 278,500,000
20	Federal revenues:	
21	Total federal revenues	0
22	Special revenue funds:	
23	Total local revenues	0
24	Total private revenues	0
25	Total other state restricted revenues	0
26	State general fund/general purpose	\$ 278,500,000
27	(2) ONE-TIME APPROPRIATIONS	
28	Michigan stages survival grants	3,500,000

1	Michigan unemployment compensation funds	220,000,000
2	Small business survival grants	55,000,000
3	GROSS APPROPRIATION	\$ 278,500,000
4	Appropriated from:	
5	State general fund/general purpose	\$ 278,500,000
6	Sec. 105. DEPARTMENT OF MILITARY AND VETERANS	
7	AFFAIRS	
8	(1) APPROPRIATION SUMMARY	
9	GROSS APPROPRIATION	\$ 2,859,000
10	Interdepartmental grant revenues:	
11	Total interdepartmental grants and	
12	intradepartmental transfers	0
13	ADJUSTED GROSS APPROPRIATION	\$ 2,859,000
14	Federal revenues:	
15	Total federal revenues	0
16	Special revenue funds:	
17	Total local revenues	0
18	Total private revenues	0
19	Total other state restricted revenues	0
20	State general fund/general purpose	\$ 2,859,000
21	(2) ONE-TIME APPROPRIATIONS	
22	Coronavirus response activities	\$ 1,650,000
23	Coronavirus response activities - MVFA	1,209,000
24	GROSS APPROPRIATION	\$ 2,859,000
25	Appropriated from:	
26	State general fund/general purpose	\$ 2,859,000
27	Sec. 106. DEPARTMENT OF TECHNOLOGY, MANAGEMENT,	
28	AND BUDGET	

1	(1) APPROPRIATION SUMMARY		
2	GROSS APPROPRIATION	\$	3,250,000
3	Interdepartmental grant revenues:		
4	Total interdepartmental grants and		
5	intradepartmental transfers		0
6	ADJUSTED GROSS APPROPRIATION	\$	3,250,000
7	Federal revenues:		
8	Total federal revenues		3,250,000
9	Special revenue funds:		
10	Total local revenues		0
11	Total private revenues		0
12	Total other state restricted revenues		0
13	State general fund/general purpose	\$	0
14	(2) ONE-TIME APPROPRIATIONS		
15	Coronavirus response activities	\$	3,250,000
16	GROSS APPROPRIATION	\$	3,250,000
17	Appropriated from:		
18	Federal revenues:		
19	Coronavirus relief fund		3,250,000
20	State general fund/general purpose	\$	0
21	Sec. 107. STATE TRANSPORTATION DEPARTMENT		
22	(1) APPROPRIATION SUMMARY		
23	GROSS APPROPRIATION	\$	0
24	Interdepartmental grant revenues:		
25	Total interdepartmental grants and		
26	intradepartmental transfers		0
27	ADJUSTED GROSS APPROPRIATION	\$	0
28	Federal revenues:		

1	Total federal revenues		0
2	Special revenue funds:		
3	Total local revenues		0
4	Total private revenues		0
5	Total other state restricted revenues		0
6	State general fund/general purpose	\$	0
7	(2) TRANSPORTATION PLANNING		
8	Planning services	\$	(41,766,500)
9	Planning services		41,766,500
10	GROSS APPROPRIATION	\$	0
11	Appropriated from:		
12	Federal revenues:		
13	Federal aid - transportation program		0
14	Special revenue funds:		
15	Comprehensive transportation fund		0
16	Michigan transportation fund		0
17	State aeronautics fund		0
18	State trunkline fund		0
19	State general fund/general purpose	\$	0
20	Sec. 108. DEPARTMENT OF TREASURY		
21	(1) APPROPRIATION SUMMARY		
22	GROSS APPROPRIATION	\$	52,500,000
23	Interdepartmental grant revenues:		
24	Total interdepartmental grants and		
25	intradepartmental transfers		0
26	ADJUSTED GROSS APPROPRIATION	\$	52,500,000
27	Federal revenues:		
28	Total federal revenues		0

1	Special revenue funds:		
2	Total local revenues		0
3	Total private revenues		0
4	Total other state restricted revenues		0
5	State general fund/general purpose	\$	52,500,000
6	(2) ONE-TIME APPROPRIATIONS		
7	Employee assistance fund	\$	45,000,000
8	Property tax deferral debt service costs		5,000,000
9	Teacher COVID-19 grants		2,500,000
10	GROSS APPROPRIATION	\$	52,500,000
11	Appropriated from:		
12	State general fund/general purpose	\$	52,500,000
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PART 1A

LINE-ITEM APPROPRIATIONS

FOR FISCAL YEAR 2019-2020

Sec. 151. There is appropriated for the various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2020, from the following funds:

APPROPRIATION SUMMARY

21	GROSS APPROPRIATION	\$	0
22	Interdepartmental grant revenues:		
23	Total interdepartmental grants and		
24	intradepartmental transfers		0
25	ADJUSTED GROSS APPROPRIATION	\$	0
26	Federal revenues:		
27	Total federal revenues		0
28	Special revenue funds:		

1	Total local revenues		0
2	Total private revenues		0
3	Total other state restricted revenues		0
4	State general fund/general purpose	\$	0
5	Sec. 152. DEPARTMENT OF TREASURY		
6	(1) APPROPRIATION SUMMARY		
7	GROSS APPROPRIATION	\$	0
8	Interdepartmental grant revenues:		
9	Total interdepartmental grants and		
10	intradepartmental transfers		0
11	ADJUSTED GROSS APPROPRIATION	\$	0
12	Federal revenues:		
13	Total federal revenues		0
14	Special revenue funds:		
15	Total local revenues		0
16	Total private revenues		0
17	Total other state restricted revenues		0
18	State general fund/general purpose	\$	0
19	(2) ONE-TIME APPROPRIATIONS		
20	First responder hazard pay premiums	(40,000,000)	
21	First responder hazard pay premiums	40,000,000	
22	GROSS APPROPRIATION	\$	0
23	Appropriated from:		
24	Federal revenues:		
25	Coronavirus relief fund		0
26	State general fund/general purpose	\$	0
27			
28			

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2020-2021

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, 2021 is \$443,328,000.00 and total state spending from state sources to be paid to local units of government is \$0.00.

Sec. 202. The appropriations made and expenditures authorized under this part and part 1 and the departments, commissions, boards, offices, and programs for which appropriations are made 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. If the state administrative board, acting under section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount appropriated under this act, the legislature may, by a concurrent resolution adopted by a majority of the members elected to and serving in each house, inter-transfer funds within this act for the particular department, board, commission, office, or institution.

Sec. 204. (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:

	2019	2020	2021
Michigan personal income (millions)	\$502,540	\$513,596	\$503,324
less: transfer payments	105,366	140,870	113,775

1	Subtotal	\$397,174	\$372,726	\$389,549
2	Divided by: Detroit Consumer Price			
3	Index for 12 months ending December 31	2.353	2.353	2.378
4	Equals: real adjusted Michigan			
5	personal income	\$168,819	\$158,393	\$163,786
6	Percentage change	N/A	-6.2%	3.4%
7	Growth rate in excess of 2%?	N/A	0.0%	1.4%
8	Equals: countercyclical budget and			
9	economic stabilization fund pay-in			
10	calculation for the fiscal year ending			
11	September 30, 2021 (millions)	N/A	NO	NO
12	Growth rate less than 0%?	N/A	YES	NO
13	Equals: countercyclical budget and			
14	economic stabilization fund pay-out			
15	calculation for the fiscal year ending			
16	September 30, 2020 (millions)	N/A		\$287.2

17 (2) Notwithstanding subsection (1), there is appropriated for
18 the fiscal year ending September 30, 2021 from GF/GP revenue for
19 deposit into the countercyclical budget and economic stabilization
20 fund the sum of \$35,000,000.00.

21 Sec. 205. (1) Any coronavirus relief funds for which
22 expenditures have not been incurred as of December 30, 2020 and any
23 interest earned from coronavirus relief funds are unappropriated
24 and immediately reappropriated for deposit into the unemployment
25 compensation fund established under section 26 of the Michigan
26 employment security act, 1936 (Ex Sess) PA 1, MCL 421.26, to
27 support costs incurred from March 1, 2020 through December 30, 2020
28 due to the COVID-19 public health emergency.

29 (2) Beginning January 15, 2021, the state budget director

1 shall report to the senate and house appropriations committees and
2 senate and house fiscal agencies on a biweekly basis regarding the
3 amounts of money deposited into the unemployment compensation fund
4 established under section 26 of the Michigan employment security
5 act, 1936 (Ex Sess) PA 1, MCL 421.26, under the authority
6 established in subsection (1).

7
8 **CAPITAL OUTLAY**

9 Sec. 301. For the state building authority financed
10 construction authorizations in part 1, the legislature hereby
11 determines that the leases of the facilities from the authority are
12 for a public purpose as authorized by 1964 PA 183, MCL 830.411 to
13 830.425. The legislature approves and authorizes the leases and
14 conveyances of the property to the state building authority, the
15 state building authority acquiring the facilities and leasing them
16 to the state and the educational institutions, or state, as
17 applicable, and the governor and secretary of state executing the
18 leases for and on behalf of the state pursuant to the requirements
19 of 1964 PA 183, MCL 830.411 to 830.425. Per the requirements of the
20 leases, it is the intent of the legislature to annually appropriate
21 sufficient amounts to pay the rent as obligated pursuant to the
22 leases.

23 Sec. 302. The appropriations in part 1 for the department of
24 health and human services, new northern satellite psychiatric
25 facility, shall be considered new planning authorization for a new
26 facility in Chippewa County, located at a former correctional
27 facility.

28
29 **DEPARTMENT OF EDUCATION**

1 Sec. 325. In addition to the funds appropriated in part 1, the
2 department of education may receive and expend not more than
3 \$10,000,000.00 in federal funds to reimburse eligible child care
4 providers for care provided to school-age children receiving the
5 child care subsidy during the school day, if the children are
6 enrolled in a virtual education program when virtual learning is
7 the only option.

8
9 **DEPARTMENT OF HEALTH AND HUMAN SERVICES**

10 Sec. 351. In the establishment of any risk corridor for the
11 fiscal years ending September 30, 2020 and September 30, 2021 for
12 existing contracts between this state and Medicaid health plans,
13 the medical expenses used in the risk corridor shall include
14 covered services and approved in-lieu-of services, benefit expenses
15 including incurred but not yet paid expenses within a time frame
16 developed by the department of health and human services, as well
17 as health care quality improvement expenses as defined in 42 CFR
18 438.8(e)(3). In addition, the department of health and human
19 services must include all COVID-19 related expenses, including
20 nonbenefit expenses, as allowable costs in the risk corridor.

21 Sec. 352. From the funds appropriated in part 1 for
22 coronavirus response activities, the department shall allocate
23 \$22,550,000.00 to be used for the continued testing of vulnerable
24 populations in nursing facilities, adult foster care facilities,
25 and homes for the aged, additional community testing sites,
26 homeless and domestic violence shelters, and rapid or mobile
27 response teams for hospitals and nursing facilities. Not less than
28 \$3,333,000.00 shall be used for jail reimbursement and not less
29 than \$3,400,000.00 shall be used for antigen tests for public and

1 nonpublic school employees.

2 Sec. 353. From the funds appropriated in part 1 for
3 coronavirus response activities, the department shall use
4 \$3,333,300.00 to reimburse hospitals for retaining COVID-19
5 positive nursing home residents.

6 Sec. 354. From the funds appropriated in part 1 for
7 coronavirus supplies purchasing, the department shall allocate not
8 less than \$15,000,000.00 to purchase necessary supplies and
9 equipment to support coronavirus testing and vaccination efforts,
10 including personal protective equipment, test kits, and dry ice.

11 Sec. 355. From the funds appropriated in part 1 for
12 coronavirus vaccine strategy, the department shall allocate not
13 less than \$48,668,000.00 for establishing sufficient health system
14 capacity to manage the administration of a coronavirus vaccine to
15 all Michigan residents through financial support to local health
16 departments and other health care providers. The department shall
17 use not more than \$2,666,700.00 of the funds appropriated in part 1
18 for coronavirus vaccine strategy for departmental administrative
19 costs, including, but not limited to, staff and contract support.
20 The funds appropriated in this section shall follow the Michigan
21 COVID-19 vaccination interim prioritization guidance and United
22 States Centers for Disease Control (CDC) prevention recommendations
23 and shall not be used to support a mandatory vaccination program.

24 Sec. 356. (1) From the funds appropriated in part 1 for COVID-
25 19 direct care worker hazard pay, the department shall provide
26 sufficient funding, including any applicable federal match, to
27 increase the wages paid to direct care workers described in
28 subsection (2) by \$2.00 per hour above the rates paid on March 1,
29 2020 beginning January 1, 2021 through February 28, 2021.

1 (2) The direct care wage increase shall be provided to direct
2 care workers employed by the department of health and human
3 services, its contractors, and its subcontractors who received a
4 \$2.00 per hour state-funded wage increase beginning in April 2020.
5 The total combined direct care wage increases from the April 2020
6 direct care wage increase and the wage increase outlined in this
7 section shall be \$2.00 per hour and shall be in effect from April
8 1, 2020 to February 28, 2021.

9 (3) From the funds appropriated in part 1 for COVID-19 direct
10 care worker hazard pay, a direct care wage increase of \$2.00 per
11 hour shall be provided to direct care workers employed by skilled
12 nursing facilities on the effective date of this act, beginning
13 January 1, 2021 and continuing until February 28, 2021. Funding
14 shall include all costs incurred by the employer, including payroll
15 taxes, due to the \$2.00 per hour increase. As used in this
16 subsection, "direct care worker" means a registered nurse, licensed
17 practical nurse, competency evaluated nursing assistant, or
18 respiratory therapist.

19 (4) From the funds appropriated in part 1 for COVID-19 direct
20 care worker hazard pay, a direct care wage increase of \$2.00 per
21 hour shall be provided to direct care workers employed by area
22 agencies on aging and its contractors for in-home and respite
23 services on the effective date of this act, beginning January 1,
24 2021 and continuing until February 28, 2021. Funding shall include
25 all costs incurred by the employer, including payroll taxes, due to
26 the \$2.00 per hour increase.

27 (5) Contractors and subcontractors receiving funding to
28 support these direct care wage increases shall be required to
29 provide documentation of the wage increases provided pursuant to

1 this section to the department of health and human services.

2 (6) Any payment enhancement above the hourly rate in effect on
3 March 1, 2020 shall be of no effect in determining any employee's
4 average compensation as provided by any contract or other provision
5 of law.

6 (7) A direct care worker may elect to not receive the wage
7 increase provided in this section. The election to not receive the
8 wage increase in this section must be made either in writing or
9 electronically. The employer of a direct care worker who has
10 elected to not receive the wage increase in this section must remit
11 back to the state any of the funds authorized by this section based
12 on the number of direct care workers it employs who have elected to
13 not receive the wage increase authorized by this section.

14 Sec. 357. From the funds appropriated in part 1 for long-term
15 care COVID-19 enhancement payments, the department shall enhance
16 payments to facilities that operate a care and recovery center that
17 is subject to the conditions of medical services administration
18 (MSA) policy bulletin MSA 20-72. Care and recovery centers subject
19 to the conditions of medical services administration policy
20 bulletin MSA 20-72 shall be provided an enhanced payment of \$200.00
21 per day to be paid beyond any other payments per occupied day of
22 care for a COVID positive resident.

23 Sec. 358. From the funds appropriated in part 1 for Medicaid
24 reimbursement for remdesivir, the department and Medicaid health
25 plans shall reimburse hospitals up to \$3,100.00 per 5-day treatment
26 to cover the costs of remdesivir when remdesivir is used, in
27 accordance with treatment protocols, for Medicaid patients
28 diagnosed with COVID-19 who are being treated in inpatient hospital
29 settings.

1 Sec. 359. (1) From the funds appropriated in part 1 for
2 temporary hospital staffing assistance, the department shall
3 contract with a nonprofit hospital trade association to distribute
4 grants to hospitals and health systems. The grants shall be
5 distributed based on criteria that consider the number of staff
6 hours reimbursed for traveling and visiting health providers,
7 expected need of future staffing, and other staffing costs.

8 (2) No hospital or health system shall receive more than 20%
9 of the funds distributed by the grant program described in
10 subsection (1).

11 (3) At least 25% of the funds appropriated in this section
12 shall be provided to hospitals that are eligible for rural access
13 payments pursuant to section 1802(2) of article 6 of 2020 PA 166.

14 Sec. 360. (1) Beginning on January 1, 2021 and lasting for as
15 long as the increase in the state's federal medical assistance
16 percentage (FMAP) authorized under the federal families first
17 coronavirus response act is in effect, the department of health and
18 human services shall provide monthly reports to the senate and
19 house appropriations committees and the state budget director on
20 the following:

21 (a) The fiscal impact of the enhancement in the FMAP on GF/GP
22 spending in Medicaid during the previous month.

23 (b) The cumulative benefit to the state in reduced GF/GP costs
24 since the enhanced FMAP was implemented.

25 (2) The monthly reports on the impact of the enhanced FMAP
26 described in subsection (1) shall be due to the parties described
27 in subsection (1) by the 28th day of the following month.

28
29 **DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY**

1 Sec. 401. (1) From the funds appropriated in part 1 for
2 Michigan stages survival grants, not more than \$3,500,000.00 shall
3 be used by the Michigan strategic fund to create and operate a
4 Michigan stages survival grant program to provide Michigan stages
5 survival grants to eligible businesses in this state.

6 (2) The Michigan stages survival grant program shall be used
7 to provide grants to eligible live music and entertainment venues
8 that have realized a significant financial hardship as a result of
9 the COVID-19 emergency. Grant applications shall be accepted,
10 reviewed, and approved by the organization representing independent
11 live music and entertainment venues and the Michigan strategic fund
12 shall distribute the funds based on the recommendation of that
13 organization. The statewide organization representing independent
14 live music and entertainment venues administering the Michigan
15 stages survival grant program may receive up to 2.2% of the amount
16 in part 1 for administration. The Michigan strategic fund shall not
17 utilize any of the funds in this section for administration.

18 (3) Grants made available to eligible businesses under the
19 program must meet all of the following conditions:

20 (a) Must not exceed \$40,000.00.

21 (b) Must be used only for working capital to support payroll
22 expenses, rent, mortgage payments, utility expenses, or costs
23 related to reopening a business.

24 (c) Must not be awarded to a convention center in a city with
25 a population over 500,000 that was eligible for funds under the
26 state convention facility development act, 1985 PA 106, MCL 207.621
27 to 207.640.

28 (4) The Michigan strategic fund must develop and post on the
29 Michigan strategic fund website application, program operation,

1 award, and reporting criteria for the program.

2 (5) The Michigan strategic fund shall submit a monthly report
3 to the senate and house appropriations committees, the senate and
4 house fiscal agencies, and the state budget office that provides a
5 listing of grants awarded in the previous month and the name of the
6 recipient of each grant provided under the program. The Michigan
7 strategic fund shall submit a summary of all grants awarded under
8 the program, by industry, over the course of the current fiscal
9 year by September 30, 2021.

10 (6) As used in this section:

11 (a) "Eligible business" means a business that meets all of the
12 following criteria:

13 (i) Received at least 33% of 2019 gross revenue from the sale
14 of tickets for live music or entertainment events or receives at
15 least 70% of its earned revenue through cover charges or ticket
16 sales, production fees or production reimbursements, nonprofit
17 educational initiatives, or the sale of event beverages, food, or
18 merchandise.

19 (ii) Certifies that second quarter revenue from April 1 through
20 June 30, 2020 was not greater than 10% of second quarter revenue
21 from April 1 through June 30, 2019.

22 (iii) A business that is a live venue operator must not have, or
23 be majority owned or controlled by an entity with, any of the
24 following:

25 (A) Securities listed on a national securities exchange as an
26 issuer.

27 (B) Venues owned and operated with offices in more than 1
28 country.

29 (C) Venues owned and operated in more than 2 states.

1 (D) Venues employing more than 30 employees, determined on a
2 full-time basis.

3 (iv) Is a business located in Michigan that was in existence on
4 February 29, 2020.

5 (b) "Michigan stage survival grant" or "grant" means a
6 Michigan stage survival grant made to an eligible business under
7 this section.

8 Sec. 402. (1) From the funds appropriated in part 1 for small
9 business survival grants, not more than \$55,000,000.00 shall be
10 used by the Michigan strategic fund to create and operate a small
11 business survival grant program to provide small business survival
12 grants to eligible businesses in this state. The fund in
13 consultation with the 15 local and nonprofit economic development
14 organizations that in the aggregate provide services to all 83
15 counties and participated in the Michigan small business relief
16 program created at the March 19, 2020 Michigan strategic fund board
17 meeting, shall provide grants to eligible businesses that have
18 realized a significant financial hardship as a result of the COVID-
19 19 emergency. Grant applications shall be accepted, reviewed, and
20 approved by a local or nonprofit economic development organization
21 that previously participated in the Michigan small business relief
22 program created at the March 19, 2020 Michigan strategic fund board
23 meeting, or its designee. The Michigan strategic fund shall
24 distribute the funds on a percentage basis consistent with the
25 small business restart grants distributed in 2020 PA 123 to each of
26 the 15 local and nonprofit economic development organizations. A
27 local or nonprofit economic development organization, or its
28 designee, may retain up to 5% of the amount it receives for awards
29 for administration. The Michigan strategic fund shall not utilize

1 any funds for administration.

2 (2) Grants made available to eligible businesses under the
3 program must meet all of the following conditions:

4 (a) Must be made available only to eligible businesses that
5 have 100 or fewer employees.

6 (b) Must not exceed \$20,000.00 for a business that has been
7 closed or \$15,000.00 for a business that has been partially closed
8 as a result of the gatherings and face mask order.

9 (c) Must be used only for working capital to support payroll
10 expenses, rent, mortgage payments, utility expenses, and costs
11 related to reopening a business.

12 (3) Any funds not awarded by January 31, 2021 must revert to
13 the Michigan strategic fund. The Michigan strategic fund must
14 reallocate and redistribute any funds received under this
15 subsection to the 15 local and nonprofit economic development
16 organizations under subsection (1) in a manner determined by the
17 Michigan strategic fund no later than February 28, 2021. Funds
18 redistributed under this subsection must comply with the provisions
19 of the small business survival grant program under this section.

20 (4) The Michigan strategic fund must develop and post on the
21 Michigan strategic fund website application, program operation,
22 award, and reporting criteria for the program.

23 (5) The Michigan strategic fund shall submit a monthly report
24 to the senate and house appropriations committees, the senate and
25 house fiscal agencies, and the state budget office that provides a
26 listing of grants awarded in the previous month and the name of the
27 recipient of each grant provided under the program. The Michigan
28 strategic fund shall submit a summary of all grants awarded under
29 the program, by industry, over the course of the current fiscal

1 year by September 30, 2021.

2 (6) As used in this section:

3 (a) "Eligible business" means a business that meets all of the
4 following criteria:

5 (i) Is in an industry that demonstrates it is affected by the
6 gatherings and face mask order.

7 (ii) Needs working capital to support payroll expenses, rent,
8 mortgage payments, utility expenses, or other similar expenses.

9 (iii) Demonstrates an income loss as a result of the gatherings
10 and face mask order as determined by the local and nonprofit
11 economic development organization in which an eligible business is
12 located.

13 (iv) Is not a live music and entertainment venue that is
14 eligible for funds under section 401.

15 (b) "Gatherings and face mask order" or "order" means the
16 gatherings and face mask order issued by the Michigan department of
17 health and human services on December 7, 2020 taking effect on
18 December 9, 2020 at 12:01 a.m. through December 20, 2020 at 11:59
19 p.m. and the order taking effect on November 18, 2020 entitled
20 gatherings and face mask order that it rescinded and replaced.

21 (c) "Small business survival grant" or "grant" means a small
22 business survival grant made to an eligible business under this
23 section.

24 Sec. 403. (1) After March 1, 2021, from the funds appropriated
25 in part 1 for Michigan unemployment compensation funds,
26 \$220,000,000.00 shall be deposited into the unemployment
27 compensation fund established under section 26 of the Michigan
28 employment security act, 1936 (Ex Sess) PA 1, MCL 421.26, for the
29 sole purpose of funding an extension in unemployment benefits from

1 20 to 26 weeks after January 1, 2021 but before April 1, 2021.

2 (2) If federal funds are available and expenditures are
3 allowable under federal law, expenditures of federal funds under
4 this section shall occur prior to the expenditure of general fund
5 appropriations made for the same purposes in subsection (1).
6 General fund appropriations replaced by federal expenditures
7 authorized under this section shall revert to the general fund.

8

9 **DEPARTMENT OF MILITARY AND VETERANS AFFAIRS**

10 Sec. 451. Funds appropriated in part 1 for coronavirus
11 response activities and coronavirus response activities - MVFA
12 shall be allocated by the department for activities including, but
13 not limited to, the following:

14 (a) Coronavirus testing.

15 (b) Protective measures at the state veterans homes.

16 (c) Providing state match funding for National Guard
17 coronavirus response mission.

18

19 **DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET**

20 Sec. 501. Funds appropriated in part 1 for coronavirus
21 response activities shall be allocated by the department for
22 coronavirus response activities. Funds may be used to support the
23 COVID-19 office of accountability created in Executive Directive
24 No. 2020-5.

25 Sec. 502. (1) The department shall conduct a pilot program for
26 the purpose of reducing tail spend. The department shall issue a
27 request for proposal for a procurement system that meets the
28 following criteria:

29 (a) The system is offered to the state at no cost.

1 (b) The system requests bids for all items in an automated
2 way.

3 (c) The system tracks warranty information for all purchased
4 items.

5 (d) The system automatically updates state inventory
6 management systems at the point of purchase.

7 (2) Following the successful acquisition of a procurement
8 system that meets the above criteria, the department shall conduct
9 a 12-month pilot program during which the department shall use the
10 procurement system to request bids on all tail spend items. For
11 instances in which the new system produces a lower price than
12 current department system pricing, the department shall use the new
13 system to make the purchase.

14 Sec. 504. In addition to the funds appropriated in part 1,
15 there is appropriated an amount not to exceed \$150,000,000.00 for
16 federal contingency funds for the purpose of COVID-19 testing and
17 vaccine distribution. These funds are not available for expenditure
18 until they have been transferred to another line item in part 1
19 under section 393(2) of the management and budget act, 1984 PA 431,
20 MCL 18.1393.

21

22 **DEPARTMENT OF TREASURY**

23 Sec. 551. (1) Funds appropriated in part 1 for the employee
24 assistance fund shall be allocated to an employee assistance fund
25 operated by the department. The employee assistance fund shall be
26 used to provide grants of up to \$1,650.00 to individuals who were
27 employed in a workplace affected by gathering restrictions for
28 facilities and who can demonstrate need by certifying all of the
29 following:

1 (a) The applicant is currently furloughed or laid off or was
2 previously furloughed or laid off or has had employment hours
3 reduced due to the gatherings and face mask order.

4 (b) The applicant must indicate the percentage of income that
5 has been lost due to the gatherings and face mask order and grants
6 will be provided to reflect the severity of individual losses.

7 (c) The applicant is a resident of this state.

8 (d) The applicant has, in good faith, been financially
9 negatively impacted by the gatherings and face mask order.

10 (2) An application processing entity shall develop the
11 application review and determination process in accordance with
12 subsection (1), shall consult with any individual business sector
13 or statewide association representing Michigan industries impacted
14 by the gatherings and face mask order in developing an application
15 process to provide equitably distributed grants across individual
16 business sectors of the affected employees, and shall provide
17 individual grant recipient information to the department no later
18 than February 28, 2021. The department shall distribute grants to
19 individuals based solely upon information from the application
20 processing entity and no later than 20 days after being provided
21 individual grant recipient information. The department shall not
22 impose restrictions on the application process not included in this
23 section.

24 (3) The application processing entity shall provide a report
25 to the senate and house appropriations committees, the senate and
26 house fiscal agencies, the state budget office, and the state
27 treasurer by March 31, 2021. At a minimum, the report shall include
28 the number of applications for assistance received, the total
29 number of grant recipients awarded, and the methodology used to

1 determine eligibility of grant recipients.

2 (4) The department shall provide the application processing
3 entity no less than \$100,000.00 to establish an application review
4 and determination process. After individual grant recipients have
5 been provided to the department, the department shall provide no
6 more than \$500,000.00 to the statewide organization that operated a
7 hospitality relief fund pursuant to section 603 of 2020 PA 123 as
8 reimbursement for costs incurred.

9 (5) As used in this section:

10 (a) "Application processing entity" means a statewide
11 organization that operated a hospitality relief fund pursuant to
12 section 603 of 2020 PA 123 representing Michigan restaurants and
13 lodging that existed on April 1, 2020.

14 (b) "Gatherings and face mask order" or "order" means the
15 gatherings and face mask order issued by the Michigan department of
16 health and human services on December 7, 2020 taking effect on
17 December 9, 2020 at 12:01 a.m. through December 20, 2020 at 11:59
18 p.m. and the order taking effect on November 18, 2020 entitled
19 gatherings and face mask order which it rescinded and replaced.

20 (c) "Individual business sector" means sectors as identified
21 by two-digit codes under the North American Industry Classification
22 System (NAICS).

23 Sec. 552. Funds appropriated in part 1 for property tax
24 deferral debt service costs shall not be expended unless Senate
25 Bill No. 943 of the 100th Legislature is enacted into law. Funds
26 shall be used only for implementation of that bill.

27 Sec. 553. (1) From the funds appropriated in part 1 for
28 teacher COVID-19 grants, there is allocated for fiscal year 2020-
29 2021 only an amount not to exceed \$2,500,000.00 for equal payments

1 to eligible great start readiness program, head start, special
2 education for individuals age 18-26, and adult education teachers
3 who teach in a public school or nonprofit nonpublic school. Grants
4 made to eligible teachers under this section shall be up to \$500.00
5 per full-time equated eligible teacher. An eligible teacher that
6 works full-time and is calculated as 1.0 FTE will receive \$500.00
7 and an eligible teacher whose work time is calculated as less than
8 1.0 FTE shall receive that portion of the FTE applied to \$500.00.
9 The department may retain up to 1/2 of 1% of the funds allocated
10 under this section for administration of this section.

11 (2) A teacher eligible for funding under this section must
12 meet all of the following:

13 (a) Prior to the issuance of Executive Order No. 2020-35, the
14 teacher performed at least 75% of their standard instructional
15 workload in a brick and mortar classroom at a district or nonprofit
16 nonpublic school.

17 (b) After issuance of Executive Order No. 2020-35, the teacher
18 developed tools and methods to deliver distance learning, take-home
19 packets, or other methods described in the district or nonprofit
20 nonpublic school's continuity of learning plan.

21 (c) The teacher certifies to the district, in a manner
22 prescribed by the department, that he or she worked additional time
23 spent outside of normal working hours, experienced hazardous
24 conditions, or incurred additional costs related to ensuring
25 students could effectively participate in their school's continuity
26 of learning plan.

27 (3) If funds allocated under this section are insufficient to
28 award the amount described in subsection (1), the department shall
29 reduce the grant on an equal per full-time and part-time prorated

1 equated teacher basis.

2 (4) The department shall administer this section in
3 substantially the same manner as it administers section 949p of
4 article 5 of 2020 PA 166 as applicable to the teachers described in
5 this section and shall distribute funds as soon as is feasible.

6
7 **STATE TRANSPORTATION DEPARTMENT**

8 Sec. 601. The state transportation department shall adopt and
9 transmit to the federal government the recommended changes to the
10 nonradioactive hazardous materials routing designations for the
11 Ambassador Bridge expressed on page 14 of its December 2012 report
12 entitled "Hazardous Materials Routing Synopsis Report Wayne County:
13 Proposed Recommendations".

14
15 **REPEALER**

16 Sec. 701. Section 210 of article 5 of 2020 PA 166 is repealed.

17
18 PART 2A

19 PROVISIONS CONCERNING APPROPRIATIONS

20 FOR FISCAL YEAR 2019-2020

21
22 **GENERAL SECTIONS**

23 Sec. 1201. Pursuant to section 30 of article IX of the state
24 constitution of 1963, total state spending from state sources under
25 part 1A for fiscal year ending September 30, 2020 is \$0.00 and
26 total state spending from state sources to be paid to local units
27 of government is \$0.00.

28 Sec. 1202. The appropriations made and expenditures authorized
29 under this part and part 1A and the departments, commissions,

1 boards, offices, and programs for which appropriations are made
2 under this part and part 1A, are subject to the management and
3 budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

4 Sec. 1203. If the state administrative board, acting under
5 section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount
6 appropriated under this act, the legislature may, by a concurrent
7 resolution adopted by a majority of the members elected to and
8 serving in each house, inter-transfer funds within this act for the
9 particular department, board, commission, office, or institution.

10

11 **DEPARTMENT OF TREASURY**

12 Sec. 1301. (1) From the funds appropriated in part 1A for
13 first responder hazard pay premiums, the department of treasury
14 shall provide grants for the payment or reimbursement of first
15 responder hazard pay premiums provided to first responders who have
16 performed hazardous duty or work involving physical hardship
17 related to COVID-19 as described in this section.

18 (2) Eligible first responder hazard pay premium payments and
19 reimbursements may be provided for hazard pay premiums for law
20 enforcement officers, firefighters, emergency medical technicians
21 (EMTs), paramedics, 9-1-1 operators, local unit of government
22 corrections officers, airport public safety officers, and eligible
23 personnel associated with ambulance operations licensed under
24 section 20920 of the public health code, 1978 PA 368, MCL
25 333.20920. Private EMTs and paramedics that contract with
26 municipalities or hospitals are eligible if hazard pay premiums are
27 paid through the applicant. First responder hazard pay premium
28 payments and reimbursements may be made as a lump sum payment or as
29 an hourly rate enhancement. The maximum reimbursement amount shall

1 be \$1,000.00 per eligible employee. Any payment or reimbursement
2 made under this section, whether paid as a lump sum or hourly wage
3 enhancement, shall be of no effect in determining any employee's
4 average compensation as provided by any contract or other provision
5 of law. Eligible hazard pay premiums must be paid to employees by
6 December 29, 2020 to be eligible for payment or reimbursement under
7 this section.

8 (3) The department of treasury shall make available on its
9 website all forms and information needed for applicants to apply
10 for payments or reimbursements. Applicants will have until
11 September 30, 2020 to apply for a payment or reimbursement.
12 Payments and reimbursements will be made on a first-come, first-
13 served basis, and must be made no later than 45 days after all
14 required information is submitted.

15 (4) The department of treasury shall award not more than
16 \$5,000,000.00 to any applicant.

17 (5) The department of treasury shall provide a report to the
18 senate and house appropriations committees, the senate and house
19 fiscal agencies, and the state budget office not later than
20 December 1, 2020. The report shall include a list by payment or
21 reimbursement recipient of the date each was approved, the payment
22 or reimbursement amount, and a description of the first responder
23 hazard pay premiums, including the number of first responders
24 covered and type of hazard pay premium covered by the payment or
25 reimbursement.

26 (6) As used in this section, "applicant" means a city;
27 village; township; county; public airport operator; ambulance
28 operation licensed under section 20920 of the public health code,
29 1978 PA 368, MCL 333.20920; or a local governmental authority,

1 intergovernmental agency, or organization that employs local public
2 safety or local public health personnel and that was established by
3 a city, village, township, county, or group of these for the
4 primary purpose of providing public safety or public health
5 services.

6 (7) The unexpended funds appropriated in part 1A for first
7 responder hazard pay premiums are designated as a work project
8 appropriation. Any unencumbered or unallotted funds shall not lapse
9 at the end of the fiscal year and shall be available for
10 expenditure for projects under this section until the projects have
11 been completed. The following is in compliance with section 451a(1)
12 of the management and budget act, 1984 PA 431, MCL 18.1451a:

13 (a) The purpose of the work project is to provide a payment or
14 reimbursement of up to \$1,000.00 per eligible first responder for
15 hazardous duty or work involving physical hardship related to
16 COVID-19.

17 (b) The project will be accomplished by utilizing state
18 employees to provide payments or reimbursements to eligible
19 applicants.

20 (c) The total estimated cost of the work project is
21 \$40,000,000.00.

22 (d) The tentative completion date is December 30, 2020.

23

24 **REPEALER**

25 Sec. 1401. Section 752 of article 14 of 2020 PA 166 is
26 repealed.