

**SUBSTITUTE FOR  
HOUSE BILL NO. 5523**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2022; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

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

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2022, from the following funds:

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**APPROPRIATION SUMMARY**

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<b>GROSS APPROPRIATION</b>	<b>\$ 1,077,025,700</b>
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1	Interdepartmental grant revenues:		
2	Total interdepartmental grants and		
3	intradepartmental transfers		0
4	<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$</b>	<b>1,077,025,700</b>
5	Federal revenues:		
6	Total federal revenues		1,077,025,700
7	Special revenue funds:		
8	Total local revenues		0
9	Total private revenues		0
10	Total other state restricted revenues		0
11	<b>State general fund/general purpose</b>	<b>\$</b>	<b>0</b>
12	<b>SEC. 102. DEPARTMENT OF EDUCATION</b>		
13	<b>(1) APPROPRIATION SUMMARY</b>		
14	<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>250,000</b>
15	Interdepartmental grant revenues:		
16	<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$</b>	<b>250,000</b>
17	Federal revenues:		
18	Total federal revenues		250,000
19	Special revenue funds:		
20	Total local revenues		0
21	Total private revenues		0
22	Total other state restricted revenues		0
23	<b>State general fund/general purpose</b>	<b>\$</b>	<b>0</b>
24	<b>(2) ONE-TIME APPROPRIATIONS</b>		
25	ARP - work-based learning health services		
26	academies	\$	250,000
27	<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>250,000</b>
28	Appropriated from:		

1	Federal revenues:		
2	Coronavirus state fiscal recovery fund		250,000
3	<b>State general fund/general purpose</b>	<b>\$</b>	<b>0</b>
4	<b>Sec. 103. DEPARTMENT OF HEALTH AND HUMAN</b>		
5	<b>SERVICES</b>		
6	<b>(1) APPROPRIATION SUMMARY</b>		
7	<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>1,076,775,700</b>
8	Interdepartmental grant revenues:		
9	Total interdepartmental grants and		
10	intradepartmental transfers		0
11	<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$</b>	<b>1,076,775,700</b>
12	Federal revenues:		
13	Total federal revenues		1,076,775,700
14	Special revenue funds:		
15	Total local revenues		0
16	Total private revenues		0
17	Total other state restricted revenues		0
18	<b>State general fund/general purpose</b>	<b>\$</b>	<b>0</b>
19	<b>(2) ONE-TIME APPROPRIATIONS</b>		
20	ARP - cooperative agreement for emergency		
21	response	\$	59,409,300
22	ARP - COVID-19 early treatments		50,000,000
23	ARP - COVID-19 early treatments procurements		
24	reserve fund		25,000,000
25	ARP - epidemiology and lab capacity enhancing		
26	detection expansion		367,327,300
27	ARP - epidemiology and lab capacity school		
28	safety		150,799,300

1	ARP - health care recruitment, retention, and	
2	training reserve fund	300,000,000
3	ARP - nursing facility room conversion pilot	
4	project	10,000,000
5	ARP - nursing home respirators	5,000,000
6	ARP - statewide emergency preparedness platform	5,000,000
7	ARP - vaccine support	90,239,800
8	MI Choice waiver program presumptive	
9	eligibility risk pool	5,000,000
10	Program of all-inclusive care for the elderly	
11	startup costs	9,000,000
12	<b>GROSS APPROPRIATION</b>	<b>\$ 1,076,775,700</b>
13	Appropriated from:	
14	Federal revenues:	
15	Coronavirus state fiscal recovery fund	395,000,000
16	Total other federal revenues	681,775,700
17	<b>State general fund/general purpose</b>	<b>\$ 0</b>

## PART 2

## PROVISIONS CONCERNING APPROPRIATIONS

**GENERAL SECTIONS**

22 Sec. 201. Pursuant to section 30 of article IX of the state  
23 constitution of 1963, total state spending from state sources under  
24 part 1 for the fiscal year ending September 30, 2022 is \$0.00 and  
25 total state spending from state sources to be paid to local units  
26 of government is \$0.00.

27 Sec. 202. The appropriations made and expenditures authorized  
28 under this part and part 1 and the departments, commissions,  
29 boards, offices, and programs for which appropriations are made

1 under this part and part 1 are subject to the management and budget  
2 act, 1984 PA 431, MCL 18.1101 to 18.1594.

3 Sec. 203. If the state administrative board, acting under  
4 section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount  
5 appropriated under this act, the legislature may, by a concurrent  
6 resolution adopted by a majority of the members elected to and  
7 serving in each house, inter-transfer funds within this act for the  
8 particular department, board, commission, office, or institution.

9 Sec. 204. Funds appropriated in part 1 are subject to  
10 applicable federal audit and reporting requirements. Prompt action  
11 shall be taken if instances of noncompliance are identified,  
12 including noncompliance identified in an audit finding. If any  
13 instance of noncompliance is identified, including noncompliance  
14 identified in an audit finding, the state budget director shall  
15 take necessary and immediate action to rectify it. The state budget  
16 director shall notify the senate and house appropriations  
17 committees and the senate and house fiscal agencies when an  
18 instance of noncompliance is identified.

19 Sec. 205. (1) Funds appropriated in part 1 from the federal  
20 American rescue plan act of 2021, Public Law 117-2, must be  
21 allocated and expended in a manner consistent with federal rules  
22 and regulations.

23 (2) Rules and regulations include, but are not limited to, the  
24 following categorical recipient limitations for funding  
25 eligibility:

26 (a) Individuals who experienced economic harm or negative  
27 economic impacts as a result of the COVID-19 pandemic.

28 (b) Communities that experienced an increase in violence as a  
29 result of the COVID-19 pandemic.

1 (c) Communities that experienced an increase in gun violence  
2 as a result of the COVID-19 pandemic.

3 (d) Communities that experienced increased difficulty in  
4 accessing or providing services to respond to or mitigate the  
5 effects of violence resulting from the COVID-19 pandemic.

6 (3) Rules and regulations generally limit awards granted from  
7 funds appropriated in part 1 to amounts that are related and  
8 reasonably proportional to the extent and type of harm experienced  
9 as a result of the COVID-19 pandemic.

10 Sec. 206. The state budget director shall report on the status  
11 of funds appropriated in part 1, and all funds appropriated related  
12 to the coronavirus relief effort, to the senate and house  
13 appropriations committees and the senate and house fiscal agencies  
14 on a monthly basis until all funds are exhausted.

15  
16 **DEPARTMENT OF EDUCATION**

17 Sec. 251. (1) From the funds appropriated in part 1 for ARP -  
18 work-based learning health services academies, the department of  
19 education shall allocate \$250,000.00 as competitive grants to  
20 school districts and intermediate school districts that provide  
21 pupils in grades 9 through 12 with expanded opportunities for work-  
22 based learning health services academies hosted in partnership with  
23 a national academy foundation. Programs funded under this  
24 subsection are intended to increase the number of pupils who are  
25 college- and career-ready after high school graduation.

26 (2) To be eligible for a competitive grant funded under this  
27 section, the school district or intermediate school district must  
28 demonstrate that it has established a partnership with a national  
29 academy foundation, has at least 1 business entity on its advisory

1 council, and has a higher education institution or technical school  
2 on its advisory council, and submit a spending plan.

3 (3) The department of education shall prioritize competitive  
4 grant awards under this section that target critical-need  
5 occupations.

6 (4) The department of education may award planning grants not  
7 to exceed \$12,000.00 and expense grants for national academy  
8 foundation partnerships not to exceed \$3,500.00 a year.

9 (5) The unexpended funds appropriated in part 1 for ARP -  
10 work-based learning health services academies are designated as a  
11 work project appropriation, and any unencumbered or unallotted  
12 funds shall not lapse at the end of the fiscal year and shall be  
13 available for expenditures for projects under this section until  
14 the projects have been completed. The following is in compliance  
15 with section 451a of the management and budget act, 1984 PA 431,  
16 MCL 18.1451a:

17 (a) The purpose of the project is to support work-based  
18 learning health services academies in partnership with a national  
19 academy foundation.

20 (b) The project will be accomplished by utilizing competitive  
21 grants.

22 (c) The total estimated cost of the project is \$250,000.00.

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

24

25 **DEPARTMENT OF HEALTH AND HUMAN SERVICES**

26 Sec. 301. (1) The funds appropriated in part 1 for ARP -  
27 cooperative agreement for emergency response must be used, to the  
28 greatest extent possible under federal rules and regulations, to  
29 assist in administering monoclonal treatments. Any of the funds

1 appropriated in this section that cannot be used to assist in  
2 administering monoclonal treatments must not be spent but lapse.

3 (2) The unexpended funds appropriated in part 1 for ARP -  
4 cooperative agreement for emergency response are designated as a  
5 work project appropriation, and any unencumbered or unallotted  
6 funds shall not lapse at the end of the fiscal year and shall be  
7 available for expenditures for projects under this section until  
8 the projects have been completed. The following is in compliance  
9 with section 451a of the management and budget act, 1984 PA 431,  
10 MCL 18.1451a:

11 (a) The purpose of the project is to conduct activities  
12 necessary to assist in administering monoclonal treatments.

13 (b) The project will be accomplished by utilizing state  
14 employees or contracts.

15 (c) The total estimated cost of the project is \$59,409,300.00.

16 (d) The tentative completion date is September 30, 2026.

17 Sec. 302. (1) From the funds appropriated in part 1 for ARP -  
18 COVID-19 early treatments, the department of health and human  
19 services shall allocate \$50,000,000.00 to establish not less than 1  
20 COVID-19 early treatment site within each of this state's 8  
21 emergency preparedness regions, which are a part of this state's  
22 health care preparedness plan and health care coalitions.

23 (2) To become an eligible COVID-19 early treatment site, the  
24 entity must also offer COVID-19 testing at the same location and be  
25 located near a population center of its emergency preparedness  
26 region. A COVID-19 early treatment site may be a local department  
27 of health and human services office, a local public health  
28 department office, or a local health care provider. A COVID-19  
29 early treatment site may offer COVID-19 vaccines but a COVID-19



1 early treatment site must not be required to administer COVID-19  
2 vaccines.

3 (3) Not less than \$10,000,000.00 of the funds appropriated in  
4 this this section must be allocated to local health care providers.

5 (4) An eligible COVID-19 early treatment site must do all of  
6 the following:

7 (a) Maximize the number of monoclonal treatments that can be  
8 administered.

9 (b) Establish eligibility criteria for monoclonal treatments  
10 that are not more stringent than federal eligibility criteria for  
11 monoclonal treatments.

12 (c) Prioritize monoclonal treatments for high-risk  
13 individuals.

14 (d) Not use an individual's vaccination status as a factor for  
15 eligibility for monoclonal treatments.

16 (e) Demonstrate the ability to bill public and private  
17 insurance for the cost to administer monoclonal treatments.

18 (f) Provide monoclonal treatments at no cost to the  
19 individual.

20 (g) Follow informed consent requirements prior to  
21 administering a monoclonal treatment, including providing all of  
22 the following:

23 (i) Information on alternatives to receiving a monoclonal  
24 treatment.

25 (ii) Information on whether the monoclonal treatment has  
26 received full or emergency use authorization from the United States  
27 Food and Drug Administration.

28 (iii) Information on and in what manner the development of the  
29 monoclonal treatment utilized aborted fetal tissue or human

1 embryonic stem cell derivation lines.

2 (iv) Age-appropriate communications.

3 (5) An eligible COVID-19 early treatment site may use funds  
4 allocated in this section for facility upgrade and conversion  
5 costs, lease and rent costs, staffing costs, personal protection  
6 equipment costs, and any other costs associated with providing a  
7 monoclonal treatment that is not covered by public or private  
8 insurance of the individual that receives the monoclonal treatment.

9 (6) The department of health and human services may set aside  
10 not more than 10% of the funds allocated in this section to  
11 reimburse eligible COVID-19 treatment sites for the cost of  
12 administering monoclonal treatments to individuals without public  
13 or private health insurance.

14 (7) As other early treatments for COVID-19 are authorized by  
15 the United States Food and Drug Administration, eligible COVID-19  
16 early treatment sites may also administer those early treatments,  
17 provided that the eligible COVID-19 early treatment sites continue  
18 to follow the requirements of this section.

19 (8) As other early treatments for COVID-19 are authorized by  
20 the United States Food and Drug Administration, the department of  
21 health and human services may utilize the funds set aside in  
22 subsection (6) to reimburse eligible COVID-19 early treatment sites  
23 for the cost of administering those treatments to individuals  
24 without public or private health insurance.

25 (9) As used in this section:

26 (a) "Local health care provider" includes, but is not limited  
27 to, a hospital, physician's office, pharmacy, infusion center,  
28 blood or plasma donation center, nursing facility, adult day care  
29 facility, and program of all-inclusive care for the elderly

1 location.

2 (b) "High-risk individuals" means individuals at higher risk  
3 for progression to severe COVID-19 including, but not limited to,  
4 the following:

- 5 (i) Individuals over the age of 65.
- 6 (ii) Individuals who are obese or overweight.
- 7 (iii) Pregnant women.
- 8 (iv) Individuals with chronic kidney disease.
- 9 (v) Individuals with diabetes.
- 10 (vi) Individuals with immunosuppressive disease.
- 11 (vii) Individuals undergoing immunosuppressive treatment.
- 12 (viii) Individuals with cardiovascular disease or hypertension.
- 13 (ix) Individuals with chronic lung disease.
- 14 (x) Individuals with sickle cell disease.
- 15 (xi) Individuals with neurodevelopmental disorders.
- 16 (xii) Individuals with medical-related technological  
17 dependences.
- 18 (xiii) Individuals with other complex medical conditions.

19 Sec. 303. (1) From the funds appropriated in part 1 for ARP -  
20 COVID-19 early treatments procurements reserve fund, the department  
21 of health and human services shall allocate \$10,000,000.00 to  
22 purchase additional monoclonal treatments in addition to the supply  
23 of federally allocated monoclonal treatments. The department of  
24 health and human services shall distribute the additional  
25 monoclonal treatments to eligible COVID-19 early treatment sites  
26 funded in this part and part 1 based on need and utilization.

27 (2) The funds appropriated in part 1 for ARP - COVID-19 early  
28 treatments procurements reserve fund not allocated in subsection

1 (1), must not be expended unless a legislative transfer request is  
2 issued by the state budget office and the requirements of the  
3 legislative transfer process are met, under section 393(2) of the  
4 management and budget act, 1984 PA 431, MCL 18.1393.

5 (3) Concurrently with issuing a legislative transfer request  
6 under subsection (2), the department of health and human services  
7 shall provide a report to the house and senate appropriations  
8 committees, the house and senate fiscal agencies, and the state  
9 budget office on the types of COVID-19 early treatments to be  
10 purchased, the United States Food and Drug Administration approval  
11 status of the COVID-19 early treatments, and the distribution  
12 methodology across the eligible COVID-19 early treatment sites  
13 funded in this part and part 1.

14 Sec. 304. (1) From the funds appropriated in part 1 for ARP -  
15 epidemiology and lab capacity enhancing detection expansion, the  
16 department of health and human services shall allocate not less  
17 than \$100,000,000.00 to assist private businesses with procuring  
18 coronavirus testing supplies and equipment for their staff that  
19 have received an exemption from any government-mandated COVID-19  
20 vaccine mandate so their staff can continue to be in compliance  
21 with testing requirements related to any government-mandated COVID-  
22 19 vaccine mandate.

23 (2) From the funds appropriated in part 1 for ARP -  
24 epidemiology and lab capacity enhancing detection expansion,  
25 \$117,000,000.00 is allocated to eligible COVID-19 early treatment  
26 sites funded in this part and part 1 for coronavirus testing  
27 supplies and equipment.

28 (3) The unexpended funds appropriated in part 1 for ARP -  
29 epidemiology and lab capacity enhancing detection expansion are

1 designated as a work project appropriation, and any unencumbered or  
2 unallotted funds shall not lapse at the end of the fiscal year and  
3 shall be available for expenditures for projects under this section  
4 until the projects have been completed. The following is in  
5 compliance with section 451a of the management and budget act, 1984  
6 PA 431, MCL 18.1451a:

7 (a) The purpose of the project is to continue to monitor,  
8 respond to, and prevent COVID-19 by expanding testing, contact  
9 tracing, disease investigations and surveillance activities.

10 (b) The project will be accomplished by utilizing state  
11 employees or contracts.

12 (c) The total estimated cost of the project is  
13 \$367,327,300.00.

14 (d) The tentative completion date is September 30, 2026.

15 Sec. 305. (1) From the funds appropriated in part 1 for ARP -  
16 epidemiology and lab capacity school safety, the department of  
17 health and human services shall purchase and maintain an inventory  
18 of coronavirus testing and contact tracing supplies and equipment,  
19 including home test kits, to distribute to school districts, public  
20 school academies, intermediate school districts, and nonpublic  
21 schools. The coronavirus testing and contact tracing supplies and  
22 equipment, including home test kits, shall be used for coronavirus  
23 testing and contact tracing staff and students including, but not  
24 limited to, teachers, counselors, administrators, support staff,  
25 aides, bus drivers, coaches, cafeteria staff, custodians, students  
26 playing contact sports, and other students as determined by the  
27 eligible school district, public school academy, intermediate  
28 school district, or nonpublic school, regardless of the  
29 individual's vaccination status.

1           (2) Within 15 calendar days of the effective date of this act,  
2 the department of health and human services shall notify school  
3 districts, public school academies, intermediate school districts,  
4 and nonpublic schools of the option to not participate in the  
5 direct distribution of coronavirus testing and contact tracing  
6 supplies and equipment, including home test kits, the method by  
7 which the school district, public school academy, intermediate  
8 school district, or nonpublic school can opt out, and the maximum  
9 amount of direct financial reimbursement that each school district,  
10 public school academy, intermediate school district, or nonpublic  
11 school could receive based on an equitable head count distribution.  
12 If a school district, public school academy, intermediate school  
13 district, or nonpublic school notifies the department of health and  
14 human services and the Michigan Association of Intermediate School  
15 Administrators not more than 10 business days after receiving the  
16 required notification in this subsection from the department of  
17 health and human services that it does not wish to participate in  
18 the direct distribution of coronavirus testing and contact tracing  
19 supplies and equipment, including home test kits, that school  
20 district, public school academy, intermediate school district, or  
21 nonpublic school may request to receive direct financial  
22 reimbursement from the department of health and human services for  
23 coronavirus testing and contact tracing supplies and equipment,  
24 including home test kits, purchased directly by that school  
25 district, public school academy, intermediate school district, or  
26 nonpublic school. A school district, public school academy,  
27 intermediate school district, or nonpublic school that opts out as  
28 described in this subsection may purchase coronavirus testing and  
29 contact tracing supplies and equipment, including home test kits,

1 either directly from the department of health and human services or  
2 from another source. The department of health and human services  
3 must provide direct financial reimbursement within 30 days of  
4 receipt of the request.

5 (3) The department of health and human services must maintain  
6 a publicly accessible online list of acceptable coronavirus testing  
7 and contact tracing supplies and equipment, including home test  
8 kits, that could be purchased with the funds appropriated in this  
9 section.

10 (4) No state or local government entity shall confiscate or  
11 redistribute coronavirus testing and contact tracing supplies and  
12 equipment, including home test kits, from an eligible school  
13 district, public school academy, intermediate school district, or  
14 nonpublic school without first receiving the consent of that  
15 eligible school district, public school academy, intermediate  
16 school district, or nonpublic school.

17 (5) The department of health and human services shall  
18 collaborate with the Michigan Association of Intermediate School  
19 Administrators to establish procedures for the as-needed  
20 redistribution of coronavirus testing and contract tracing supplies  
21 and equipment, including home kits, from school districts, public  
22 school academies, intermediate school districts, and nonpublic  
23 schools. The Michigan Association of Intermediate School  
24 Administrators shall coordinate the redistribution of coronavirus  
25 testing and contact tracing supplies and equipment, including home  
26 kits, based on need and after receiving the consent of that school  
27 district, public school academy, intermediate school district, or  
28 nonpublic school. Not more than 1% of the funds appropriated in  
29 part 1 for ARP - epidemiology and lab capacity school safety, or an

1 amount equal to actual costs incurred, whichever is less, may be  
2 used by the Michigan Association of Intermediate School  
3 Administrators for administrative and logistical costs related to  
4 this subsection.

5 (6) Subsections (4) and (5) do not prohibit an eligible school  
6 district, public school academy, intermediate school district, or  
7 nonpublic school from voluntarily sending coronavirus testing and  
8 contact tracing supplies and equipment, including home test kits,  
9 in its possession to another eligible school district, public  
10 school academy, intermediate school district, or nonpublic school  
11 that is in need of additional coronavirus testing and contact  
12 tracing supplies and equipment, including home test kits.

13 (7) The department of health and human services shall  
14 collaborate with the department of education to effectuate this  
15 section.

16 (8) The unexpended funds appropriated in part 1 for ARP -  
17 epidemiology and lab capacity school safety are designated as a  
18 work project appropriation, and any unencumbered or unallotted  
19 funds shall not lapse at the end of the fiscal year and shall be  
20 available for expenditures for projects under this section until  
21 the projects have been completed. The following is in compliance  
22 with section 451a of the management and budget act, 1984 PA 431,  
23 MCL 18.1451a:

24 (a) The purpose of the project is to support screening and  
25 testing activities to facilitate the safe operations of in-person  
26 school instruction at eligible school districts, public school  
27 academies, intermediate school districts, and nonpublic schools.

28 (b) The project will be accomplished by utilizing state  
29 employees or contracts.



1 (c) The total estimated cost of the project is  
2 \$150,799,300.00.

3 (d) The tentative completion date is September 30, 2026.

4 Sec. 306. (1) From the funds appropriated in part 1 for ARP -  
5 health care recruitment, retention, and training reserve fund, the  
6 department of health and human services shall allocate  
7 \$150,000,000.00 for health care recruitment, retention, and  
8 training programming to health care employers that can demonstrate  
9 an eligible qualifying need under the rules and regulations of the  
10 federal coronavirus state fiscal recovery funding. Additionally,  
11 health care employers must not request funds under this section for  
12 any investments related to recruitment or retention announced  
13 before December 1, 2021.

14 (2) The department of health and human services must allocate  
15 75% of the funds appropriated in this section to acute care and  
16 behavioral health care providers, of which not less than 10% must  
17 be allocated to small and rural providers.

18 (3) The department of health and human services must allocate  
19 25% of the funds appropriated in this section to post-acute care  
20 providers and federally qualified health centers (FQHCs).

21 (4) The Michigan Health and Hospital Association shall  
22 administer the funds appropriated in subsection (2).

23 (5) As a condition of receiving funds appropriated in this  
24 section, a health care employer must agree to do all of the  
25 following:

26 (a) Not use an employee's vaccination status as a factor for  
27 distributing recruitment, retention, and training program funds.

28 (b) If the health care employer has a COVID-19 vaccine policy,  
29 that COVID-19 vaccine policy must allow for, except in instances

1 where it is determined through clear and convincing evidence that  
2 an employee is not entitled to an exception, both of the following  
3 exemptions:

4 (i) Any employee for whom a physician certifies that a COVID-19  
5 vaccine is or may be detrimental to the employee's health or is not  
6 appropriate.

7 (ii) Any employee who provides a written statement to the  
8 effect that the requirements of the COVID-19 vaccine policy cannot  
9 be met because of religious convictions or other consistently held  
10 objection to immunization.

11 (c) Not deny an employee's request for an exemption to a  
12 COVID-19 vaccine policy until the health care employer has  
13 exhausted every reasonable accommodation.

14 (d) Report to the department of health and human services the  
15 number of and reasons for any denials of an employee's request for  
16 exemption from a COVID-19 vaccine policy and all reasonable  
17 accommodations offered to the employee.

18 (e) Provide free COVID-19 testing to employees that are  
19 exempted from a COVID-19 vaccine policy, if the health care  
20 employer requires COVID-19 testing as a condition of compliance  
21 with an exemption to a COVID-19 vaccine policy.

22 (6) Nothing in subsection (5) requires a health care employer  
23 that receives funds appropriated in this section to violate any  
24 federal rule or regulation on a COVID-19 vaccine policy.

25 (7) By September 1, 2022, the department of health and human  
26 services shall aggregate the information reported from subsection  
27 (5) (d) and provide that aggregated information to the house and  
28 senate appropriation committees, the house and senate fiscal  
29 agencies, and the state budget office.

1           (8) The funds appropriated in part 1 for ARP - health care  
2 recruitment, retention, and training reserve fund not allocated in  
3 subsection (1) must not be expended unless a legislative transfer  
4 request is issued by the state budget office and the requirements  
5 of the legislative transfer process are met, under section 393(2)  
6 of the management and budget act, 1984 PA 431, MCL 18.1393.

7           Sec. 307. From the funds appropriated in part 1 for ARP -  
8 nursing facility room conversion pilot project, the department of  
9 health and human services shall allocate \$10,000,000.00 as a  
10 competitive grant program to reimburse nursing facilities that are  
11 awarded these grants for 50% of the cost for nursing facilities to  
12 convert multi-resident rooms into single resident rooms. The  
13 department of health and human services shall prioritize awarding  
14 competitive grants for the conversion of rooms that have more than  
15 2 residents into single resident rooms.

16           Sec. 308. From the funds appropriated in part 1 for ARP -  
17 nursing home respirators, the department of health and human  
18 services shall allocate \$5,000,000.00 to assist nursing facilities,  
19 assisted living facilities, and other long-term care facilities in  
20 complying with Occupational Safety and Health Administration  
21 respiratory protection standards.

22           Sec. 309. From the funds appropriated in part 1 for ARP -  
23 statewide emergency preparedness platform, the department of health  
24 and human services shall allocate \$5,000,000.00 to purchase a 4-  
25 year subscription from a technology company that provides real-time  
26 visibility platforms for complex supply chains and operates as a  
27 cloud-based software as a services model (SaaS) located in a county  
28 with a population between 325,000 and 375,000 and in a city with a  
29 population greater than 100,000 according to the 2010 federal

1 decennial census for an unlimited number of integrations to the  
2 state's statewide emergency preparedness information technology and  
3 data platforms.

4 Sec. 310. (1) The funds appropriated in part 1 for ARP -  
5 vaccine support are allocated for logistics and distribution of  
6 COVID-19 vaccines and must not be allocated for marketing,  
7 education, outreach, and other community engagement strategies.

8 (2) A recipient of a COVID-19 vaccine administered from the  
9 funds appropriated in part 1 for ARP - vaccine support shall be  
10 provided with information regarding or informed if and in what  
11 manner the development of the vaccine utilized aborted fetal tissue  
12 or human embryonic stem cell derivation lines.

13 (3) The unexpended funds appropriated in part 1 for ARP -  
14 vaccine support are designated as a work project appropriation, and  
15 any unencumbered or unallotted funds shall not lapse at the end of  
16 the fiscal year and shall be available for expenditures for  
17 projects under this section until the projects have been completed.  
18 The following is in compliance with section 451a of the management  
19 and budget act, 1984 PA 431, MCL 18.1451a:

20 (a) The purpose of the project is to increase COVID-19  
21 vaccination capacity and facilitate safe administration and  
22 equitable distribution of COVID-19 vaccines.

23 (b) The project will be accomplished by utilizing state  
24 employees or contracts.

25 (c) The total estimated cost of the project is \$90,239,800.00.

26 (d) The tentative completion date is September 30, 2026.

27 Sec. 311. (1) From the funds appropriated in part 1 for MI  
28 Choice waiver program presumptive eligibility risk pool, the  
29 department of health and human services shall allocate

1 \$5,000,000.00 to develop and implement a statewide risk pool to  
2 cover 90% of MI Choice waiver agents' exposure to financial losses  
3 for up to 6 weeks of services costs associated with incorrect  
4 presumptive eligibility determinations.

5 (2) Any MI Choice waiver agent that, at any point in time,  
6 incorrectly presumes eligibility for not less than 20% of its  
7 enrollees is not eligible for funding from this project for the  
8 balance of this project's term.

9 Sec. 312. From the funds appropriated in part 1 for program of  
10 all-inclusive care for the elderly startup costs, the department of  
11 health and human services shall allocate \$9,000,000.00 to assist  
12 with facility costs, equipment costs, and any other start-up costs  
13 associated with establishing not less than 3 programs of all-  
14 inclusive care for the elderly locations in rural, underserved  
15 communities.