

# HOUSE BILL NO. 4048

January 27, 2021, Introduced by Reps. Paquette, Albert, Bellino, Posthumus, Hornberger, Lightner and Yaroch and referred to the Committee on Appropriations.

A bill to amend 1979 PA 94, entitled  
"The state school aid act of 1979,"  
by amending section 11 (MCL 388.1611), as amended by 2020 PA 165,  
and by adding sections 11n, 23b, 23c, 23d, 98b, and 104a.

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

1           Sec. 11. (1) ~~For the fiscal year ending September 30, 2020,~~  
2 ~~there is appropriated for the public schools of this state and~~  
3 ~~certain other state purposes relating to education the sum of~~  
4 ~~\$12,829,470,800.00 from the state school aid fund, the sum of~~

1 ~~\$104,660,000.00 from the general fund, an amount not to exceed~~  
 2 ~~\$75,900,000.00 from the community district education trust fund~~  
 3 ~~created under section 12 of the Michigan trust fund act, 2000 PA~~  
 4 ~~489, MCL 12.262, an amount not to exceed \$9,717,800.00 from the~~  
 5 ~~talent investment fund created under section 8a of the higher~~  
 6 ~~education loan authority act, 1975 PA 222, MCL 390.1158a, an amount~~  
 7 ~~not to exceed \$31,900,000.00 from the MPSERS retirement obligation~~  
 8 ~~reform reserve fund, and an amount not to exceed \$100.00 from the~~  
 9 ~~water emergency reserve fund.~~ For the fiscal year ending September  
 10 30, 2021, there is appropriated for the public schools of this  
 11 state and certain other state purposes relating to education the  
 12 sum of ~~\$13,589,621,600.00~~ **\$13,952,621,600.00** from the state school  
 13 aid fund, the sum of ~~\$50,964,700.00~~ **\$50,964,600.00** from the general  
 14 fund, an amount not to exceed \$77,700,000.00 from the community  
 15 district education trust fund created under section 12 of the  
 16 Michigan trust fund act, 2000 PA 489, MCL 12.262, and an amount not  
 17 to exceed \$100.00 from the water emergency reserve fund. In  
 18 addition, all available federal funds are appropriated for the  
 19 fiscal ~~years~~ **year** ending ~~September 30, 2020 and~~ September 30, 2021.

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

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

28 **Sec. 11n. From the federal funds appropriated under section**  
 29 **11, there is allocated for 2020-2021 an amount not to exceed**

1 \$125,658,839.00 from the federal funding awarded to this state from  
2 the governor's emergency education relief (GEER) fund under the  
3 coronavirus response and relief supplemental appropriations act,  
4 2021, Public Law 116-260, and there is allocated for 2020-2021 an  
5 amount not to exceed \$1,656,308,286.00 from the federal funding  
6 awarded to this state from the elementary and secondary school  
7 emergency relief (ESSER) fund under the coronavirus response and  
8 relief supplemental appropriations act, 2021, Public Law 116-260.  
9 As required under the coronavirus response and relief supplemental  
10 appropriations act, 2021, Public Law 116-260, the governor shall  
11 submit a signed certification and agreement for the emergency  
12 assistance to nonpublic schools program to the United States  
13 Department of Education by not later than February 8, 2021.

14 Sec. 23b. (1) From the federal funding allocated under section  
15 11n awarded to this state from the elementary and secondary school  
16 emergency relief (ESSER) fund under the coronavirus response and  
17 relief supplemental appropriations act, 2021, Public Law 116-260,  
18 there is allocated for 2020-2021 an amount not to exceed  
19 \$157,350,000.00 to eligible districts and eligible intermediate  
20 districts described in subsection (4) to be used for COVID-19  
21 remediation services in the manner described in subsection (6).

22 (2) The funds allocated under subsection (1) must be  
23 distributed by the department as follows:

24 (a) An amount not to exceed \$90,000,000.00 for summer programs  
25 that are offered as part of COVID-19 remediation services under  
26 this section.

27 (b) An amount not to exceed \$45,000,000.00 for credit recovery  
28 programs that are offered as part of COVID-19 remediation services  
29 under this section.

1 (c) An amount not to exceed \$22,350,000.00 for before-school,  
2 after-school, or before-and-after school programs that are offered  
3 as part of COVID-19 remediation services under this section.

4 (3) Except as otherwise provided in this subsection, to  
5 receive funding under this section, a district or intermediate  
6 district must apply for the funding in a form and manner prescribed  
7 by the department. An application for funding under this section  
8 must be submitted to the department by not later than March 15,  
9 2021.

10 (4) A district or intermediate district that meets all of the  
11 following is an eligible district or eligible intermediate district  
12 under this section:

13 (a) In its application for funding under this section, the  
14 district or intermediate district pledges to provide COVID-19  
15 remediation services to eligible pupils.

16 (b) In its application for funding under this section, the  
17 district or intermediate district includes a COVID-19 remediation  
18 services plan. A plan described in this subdivision must include at  
19 least all of the following, as applicable:

20 (i) For COVID-19 remediation services that include a summer  
21 program, all of the following:

22 (A) A description of the summer program.

23 (B) The number of potential eligible pupils that will enroll  
24 or the number of eligible pupils enrolled in the summer program.

25 (C) An estimate of costs for the preparation and  
26 implementation of the summer program.

27 (ii) For COVID-19 remediation services that include a credit  
28 recovery program, all of the following:

29 (A) A description of the credit recovery program.

1 (B) The number of potential eligible pupils that will enroll  
2 or the number of eligible pupils enrolled in the credit recovery  
3 program.

4 (C) An estimate of costs for the preparation and  
5 implementation of the credit recovery program.

6 (iii) For COVID-19 remediation services that include a before-  
7 school, after-school, or before-and-after school program, all of  
8 the following:

9 (A) A description of the before-school, after-school, or  
10 before-and-after school program.

11 (B) The number of potential pupils that will enroll or the  
12 number of eligible pupils enrolled in the before-school, after-  
13 school, or before-and-after school program.

14 (C) An estimate of costs for the preparation and  
15 implementation of the before-school, after-school, or before-and-  
16 after school program.

17 (D) Assurance that the before-school, after-school, or before-  
18 and-after school program is designed to emphasize remediation for  
19 eligible pupils.

20 (c) Information concerning whether or not the district or  
21 intermediate district intends to contract for services as described  
22 in subsection (6) (a) in providing a summer program, credit recovery  
23 program, or before-school, after-school, or before-and-after school  
24 program as part of its COVID-19 remediation services under this  
25 section.

26 (5) Subject to subsections (2) and (7), from the funding  
27 allocated under subsection (1), the department shall pay each  
28 eligible district and each eligible intermediate district all of  
29 the following, as applicable:

1           (a) An amount equal to \$550.00 for each eligible pupil that,  
2 based on the application for funding under this section, will be  
3 enrolled or is enrolled in the eligible district's or eligible  
4 intermediate district's summer program, as applicable, offered as  
5 part of the eligible district's or eligible intermediate district's  
6 COVID-19 remediation services under this section.

7           (b) An amount equal to \$550.00 for each eligible pupil that,  
8 based on the application for funding under this section, will be  
9 enrolled or is enrolled in the eligible district's or eligible  
10 intermediate district's credit recovery program, as applicable,  
11 offered as part of the eligible district's or eligible intermediate  
12 district's COVID-19 remediation services under this section.

13           (c) An amount not to exceed \$25,000.00 to each eligible  
14 district or eligible intermediate district for its before-school,  
15 after-school, or before-and-after school program offered as part of  
16 its COVID-19 remediation services under this section.

17           (6) An eligible district or eligible intermediate district  
18 that receives funding under this section shall only use that  
19 funding to provide COVID-19 remediation services to eligible  
20 pupils. All of the following apply for purposes of this subsection:

21           (a) An eligible district or eligible intermediate district may  
22 contract with public or private entities, other districts or  
23 intermediate districts, or a consortium of other districts or  
24 intermediate districts to provide COVID-19 remediation services  
25 under this section.

26           (b) An eligible intermediate district may provide its COVID-19  
27 remediation services to its constituent districts to provide to  
28 eligible pupils.

29           (7) If funds allocated under this section for summer programs

1 that are offered as part of COVID-19 remediation services under  
2 this section are insufficient to fully fund calculations under this  
3 section, the department shall apply proration of an equal dollar  
4 amount per eligible pupil in a summer program. If funds allocated  
5 under this section for credit recovery programs that are offered as  
6 part of COVID-19 remediation services under this section are  
7 insufficient to fully fund calculations under this section, the  
8 department shall apply proration of an equal dollar amount per  
9 eligible pupil in a credit recovery program. If funds allocated  
10 under this section for before-school, after-school, or before-and-  
11 after school programs that are offered as part of COVID-19  
12 remediation services under this section are insufficient to fully  
13 fund calculations under this section, the department shall apply  
14 proration in equal proportion to the amount the eligible district  
15 or eligible intermediate district would have received under this  
16 section for that program but for the application of proration under  
17 this subsection.

18 (8) In awarding funding under this section, the department  
19 shall prioritize funding under this section that is distributed for  
20 before-school, after-school, and before-and-after school programs  
21 offered as part of COVID-19 remediation services under this section  
22 to the following eligible districts or eligible intermediate  
23 districts that offer those programs as part of their COVID-19  
24 remediation services:

25 (a) Eligible districts or eligible intermediate districts with  
26 the highest number of eligible pupils who, based on the application  
27 for funding under this section, will enroll or are enrolled in the  
28 program.

29 (b) Eligible districts or eligible intermediate districts with

1 the largest size program.

2 (c) Eligible districts or eligible intermediate districts with  
3 the highest amount of costs for the program.

4 (9) A before-school, after-school, or before-and-after school  
5 program that is offered as part of COVID-19 remediation services  
6 under this section must be provided to eligible pupils in a manner  
7 in which the eligible pupils are in person at a school building  
8 designated by the eligible district or eligible intermediate  
9 district providing the program. A before-school, after-school, or  
10 before-and-after school program that is offered as part of COVID-19  
11 remediation services under this section must provide educational  
12 programming in core subject areas, including, but not limited to,  
13 mathematics, reading, and science. As used in this subsection, "in  
14 person" means physically present.

15 (10) If, in its application for funding under this section, an  
16 eligible district or eligible intermediate district submits the  
17 potential number of eligible pupils that will enroll in its summer  
18 program as described in subsection (4) (b) (i) , potential number of  
19 eligible pupils that will enroll in its credit recovery program as  
20 described in subsection (4) (b) (ii) , or potential number of eligible  
21 pupils that will enroll in its before-school, after-school, or  
22 before-and-after school program as described in subsection  
23 (4) (b) (iii) , as applicable, and the eligible district or eligible  
24 intermediate district receives funding under this section based on  
25 those estimations, by June 15, 2021, the eligible district or  
26 eligible intermediate district shall submit the number of pupils  
27 who actually enrolled in the eligible district's or eligible  
28 intermediate district's summer program, credit recovery program, or  
29 before-school, after-school, or before-and-after school program. If



1 the eligible district or eligible intermediate district received an  
2 overpayment of funds under this section based on its submitted  
3 estimates of eligible pupils as described in this subsection, as  
4 determined by the department, the eligible district or eligible  
5 intermediate district shall refund the department in the amount of  
6 the overpayment.

7 (11) Notwithstanding section 17b and except as otherwise  
8 provided in this subsection, the department shall make payments  
9 under this section on a schedule determined by the department. The  
10 department shall distribute all funding under this section by not  
11 later than May 20, 2021.

12 (12) As used in this section:

13 (a) "Constituent district" means a district that is located in  
14 the geographic boundaries of the intermediate district.

15 (b) "COVID-19 remediation services" means any of the  
16 following:

17 (i) A summer program.

18 (ii) A credit recovery program.

19 (iii) A before-school, after-school, or before-and-after school  
20 program.

21 (c) "Credit recovery program" means an educational program  
22 that meets at least all of the following:

23 (i) Is offered to each eligible pupil described in subdivision

24 (d) (ii) who was enrolled in any of grades 9 to 12 in the 2020-2021  
25 school year.

26 (ii) Is a program that is designed to provide educational  
27 remediation to pupils.

28 (iii) Is offered in person, online, digitally, by other remote  
29 means, in a synchronous or asynchronous format, or through any

1 combination of these.

2 (iv) Is a program that was developed based on the input of  
3 teachers and that is teacher-led.

4 (d) "Eligible pupil" means a child to whom the following  
5 apply, as applicable:

6 (i) For participation in a summer program offered as part of  
7 COVID-19 remediation services under this section, both of the  
8 following apply:

9 (A) Any of the following apply:

10 (I) If an eligible district that is not a public school  
11 academy is providing the COVID-19 remediation services, the child  
12 resides within the geographic boundaries of the district.

13 (II) If an eligible district that is a public school academy  
14 is providing the COVID-19 remediation services, the child resides  
15 within the geographic boundaries of the intermediate district in  
16 which the district is located.

17 (III) If an eligible intermediate district is providing the  
18 COVID-19 remediation services, the child resides within the  
19 geographic boundaries of the intermediate district.

20 (B) The eligible district or eligible intermediate district  
21 providing the summer program under this section has determined that  
22 the child is eligible for enrollment in the eligible district's or  
23 eligible intermediate district's summer program. An eligible  
24 district or eligible intermediate district is encouraged to base  
25 the determination described in this sub-subparagraph on benchmark  
26 assessment data from the benchmark assessment or benchmark  
27 assessments administered to the child under section 104, as  
28 applicable.

29 (ii) For participation in a credit recovery program offered as

1 part of COVID-19 remediation services under this section, both of  
2 the following apply:

3 (A) In the 2020-2021 school year, the child was enrolled in  
4 the eligible district, eligible intermediate district, or a  
5 constituent district of the eligible intermediate district that  
6 provides the credit recovery program to the child under this  
7 section.

8 (B) Any of the following apply:

9 (I) The child has failed 1 or more credits or courses in the  
10 2020-2021 school year.

11 (II) The child is not on track to graduate from high school,  
12 as determined by the eligible district, eligible intermediate  
13 district, or constituent district of the eligible intermediate  
14 district in which the child was enrolled as described in sub-  
15 subparagraph (A).

16 (III) The eligible district, eligible intermediate district,  
17 or constituent district of the eligible intermediate district in  
18 which the child was enrolled as described in sub-subparagraph (A)  
19 has determined that the child is eligible for enrollment in the  
20 eligible district's or eligible intermediate district's credit  
21 recovery program.

22 (iii) For participation in a before-school, after-school, or  
23 before-and-after school program offered as part of COVID-19  
24 remediation services under this section, both of the following  
25 apply:

26 (A) In the 2020-2021 school year, the child was enrolled in  
27 any of grades K to 12 in the eligible district, eligible  
28 intermediate district, or a constituent district of the eligible  
29 intermediate district that provides the before-school, after-

1 school, or before-and-after school program to the child under this  
2 section.

3 (B) The eligible district, eligible intermediate district, or  
4 constituent district of the eligible intermediate district in which  
5 the child was enrolled as described in sub-subparagraph (A) has  
6 determined that the child is eligible for enrollment in the  
7 eligible district's or eligible intermediate district's before-  
8 school, after-school, or before-and-after school program.

9 (e) "Summer program" means an educational program that meets  
10 at least all of the following:

11 (i) Is offered to each eligible pupil described in subdivision  
12 (d) (i) who was enrolled in any of grades K to 8 in the 2020-2021  
13 school year.

14 (ii) Is offered at any point after June 1, 2021 and before  
15 September 1, 2021.

16 (iii) Is an 8-week program. As used in this subparagraph, "week"  
17 means a period beginning on Monday and ending on the immediately  
18 following Friday.

19 (iv) Is provided to eligible pupils described in subdivision  
20 (d) (i) in a manner in which the eligible pupils are in person at a  
21 school building designated by the eligible district or eligible  
22 intermediate district providing the program. As used in this  
23 subparagraph, "in person" means physically present.

24 (v) Is a program that was developed based on the input of  
25 teachers and that is teacher-led.

26 (vi) Includes programming in core subject areas, including, but  
27 not limited to, mathematics, reading, and science.

28 Sec. 23c. (1) From the federal funding allocated under section  
29 11n awarded to this state from the governor's emergency education

1 relief (GEER) fund under the coronavirus response and relief  
2 supplemental appropriations act, 2021, Public Law 116-260, there is  
3 allocated an amount not to exceed \$21,309,849.00 for 2020-2021 for  
4 payments to eligible districts or eligible intermediate districts  
5 described in subsection (3) to be used in the manner described in  
6 subsection (4).

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

10 (3) A district or intermediate district that meets all of the  
11 following is an eligible district or eligible intermediate district  
12 under this section:

13 (a) The district or intermediate district is providing a  
14 summer program, credit recovery program, or both of these programs,  
15 as part of COVID-19 remediation services under section 23b.

16 (b) The district or intermediate district agrees to pay each  
17 eligible teacher and eligible support staff member the payment  
18 described in subsection (3) by not later than 30 days after  
19 receiving the disbursement of funds under this section from the  
20 department.

21 (c) In its application for funding under this section, the  
22 district or intermediate district includes the number of eligible  
23 teachers and eligible support staff members it intends to provide a  
24 payment to under subsection (4).

25 (4) An eligible district or eligible intermediate district  
26 that receives funding under this section shall only use that  
27 funding as follows:

28 (a) To provide a payment of \$1,000.00 to each eligible  
29 teacher.

1 (b) To provide a payment of \$250.00 to each eligible support  
2 staff member.

3 (5) An eligible teacher or eligible support staff member must  
4 not receive more than 1 payment under subsection (4). An eligible  
5 teacher or eligible support staff member who is assigned to teach  
6 in or assigned to provide his or her services for both a summer  
7 program and credit recovery program that is offered as part of  
8 COVID-19 remediation services under section 23b is subject to this  
9 subsection and must only receive 1 payment under subsection (4).

10 (6) If funds allocated under this section are insufficient to  
11 fully fund calculations under this section, the department shall  
12 apply proration in equal proportion to the amount the eligible  
13 district or eligible intermediate district would have received  
14 under this section for eligible teachers and eligible support staff  
15 members but for the application of proration under this subsection.

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

19 (8) As used in this section:

20 (a) "Eligible support staff member" means an individual to  
21 whom both of the following apply:

22 (i) The individual is employed by or assigned to work at the  
23 eligible district or eligible intermediate district described in  
24 subsection (3).

25 (ii) The individual is assigned to provide his or her services  
26 as part of a summer program, credit recovery program, or both  
27 offered as part of COVID-19 remediation services described in  
28 section 23b.

29 (b) "Eligible teacher" means an individual to whom both of the

1 following apply:

2 (i) The individual holds a valid Michigan teaching certificate  
3 or is otherwise permitted to teach in the public schools of this  
4 state under law.

5 (ii) The individual is employed by or assigned to work at the  
6 eligible district or eligible intermediate district described in  
7 subsection (3).

8 (iii) The individual is assigned to teach in a summer program,  
9 credit recovery program, or both offered as part of COVID-19  
10 remediation services described in section 23b.

11 Sec. 23d. (1) From the federal funding allocated under section  
12 11n awarded to this state from the governor's emergency education  
13 relief (GEER) fund under the coronavirus response and relief  
14 supplemental appropriations act, 2021, Public Law 116-260, there is  
15 allocated for 2020-2021 an amount not to exceed \$5,852,954.00 for  
16 the purposes of this section. The department shall establish a  
17 grant program to distribute this funding to eligible parents or  
18 legal guardians described in subsection (3).

19 (2) Except as otherwise provided in this subsection, to  
20 receive funding under this section, an eligible parent or legal  
21 guardian must apply for the funding in a form and manner prescribed  
22 by the department. An application for funding under this section  
23 must be submitted to the department by not later than September 1,  
24 2021.

25 (3) A parent or legal guardian that meets all of the following  
26 is an eligible parent or legal guardian under this section:

27 (a) The parent or legal guardian has incurred expenses in  
28 relation to providing summer programming in 2021 to his or her  
29 child.

1 (b) The child described in subdivision (a) is at least age 5  
2 but not older than age 18 and is not enrolled in and participating  
3 in COVID-19 remediation services under section 23b.

4 (c) In his or her application for funding under this section,  
5 the parent or legal guardian describes the expenses described in  
6 subdivision (a).

7 (4) From the funding allocated under subsection (1), the  
8 department shall pay each eligible parent or legal guardian an  
9 amount equal to the cost of the expenses as submitted in the  
10 application for funding under this section under subsection (3)(c),  
11 but not exceeding \$250.00, for each child for whom the eligible  
12 parent or legal guardian has incurred expenses as described in  
13 subsection (3)(a).

14 (5) The department shall make all payments to an eligible  
15 parent or legal guardian under this section by not later than 29  
16 days after an application for funding under this section is  
17 received.

18 (6) As used in this section, "summer programming" means an  
19 educational enrichment program, including, but not limited to, a  
20 program that incorporates extracurricular activities, that is  
21 provided in person, online, digitally, by other remote means, in a  
22 synchronous or asynchronous format, or through any combination of  
23 these.

24 Sec. 98b. (1) From the state school aid fund money  
25 appropriated in section 11, there is allocated \$363,000,000.00 for  
26 2020-2021 to an eligible district described in subsection (3).

27 (2) To receive funding under this section, a district must  
28 apply for the funding in a form and manner prescribed by the  
29 department.



1 (3) A district that offers in-person, face-to-face instruction  
2 beginning by not later than February 15, 2021 to each pupil  
3 enrolled in the district for the remainder of the 2020-2021 school  
4 year for 5 days, excluding days that are a part of a previously  
5 scheduled period of time for which the district is not in session,  
6 of each week for the remainder of the school year is an eligible  
7 district under this section.

8 (4) From the funding allocated under subsection (1), the  
9 department shall pay each eligible district \$250.00 per membership  
10 pupil who participates in the in-person, face-to-face instruction  
11 offered by the district as described in subsection (3).

12 (5) Notwithstanding section 17b and except as otherwise  
13 provided in this subsection, the department shall make payments  
14 under this section on a schedule determined by the department. The  
15 department shall make all payments under this section by not later  
16 than April 1, 2021. Any funding under this section that is not  
17 distributed by the department under this section by April 1, 2021  
18 lapses to the state school aid fund.

19 Sec. 104a. (1) From the federal funding allocated under  
20 section 11n awarded to this state from the governor's emergency  
21 education relief (GEER) fund under the coronavirus response and  
22 relief supplemental appropriations act, 2021, Public Law 116-260,  
23 there is allocated for 2020-2021 an amount not to exceed  
24 \$11,719,195.00 to districts to begin implementation of a benchmark  
25 assessment system for the 2021-2022 school year. All of the  
26 following apply to the benchmark assessment system described in  
27 this subsection:

28 (a) The system must provide for all of the following:

29 (i) That, within the first 9 weeks of the 2021-2022 school

1 year, the district shall administer 1 or more benchmark assessments  
2 provided by a provider approved under section 104(9), benchmark  
3 assessments described in subdivision (b), or local benchmark  
4 assessments, or any combination thereof, to all pupils in grades K  
5 to 8 to measure proficiency in reading and mathematics.

6 (ii) That, in addition to the benchmark assessment or benchmark  
7 assessments administered under subparagraph (i), by not later than  
8 the last day of the 2021-2022 school year, the district shall  
9 administer 1 or more benchmark assessments provided by a provider  
10 approved under section 104(9), benchmark assessments described in  
11 subdivision (b), or local benchmark assessments, or any combination  
12 thereof, to all pupils in grades K to 8 to measure proficiency in  
13 reading and mathematics.

14 (b) A district may administer 1 or more of the following  
15 benchmark assessments toward meeting the requirements under  
16 subdivision (a):

17 (i) A benchmark assessment in reading for students in grades K  
18 to 9 that contains progress monitoring tools and enhanced  
19 diagnostic assessments.

20 (ii) A benchmark assessment in math for students in grades K to  
21 8 that contains progress monitoring tools.

22 (c) The system must provide that, to the extent practicable,  
23 if a district administers a benchmark assessment or benchmark  
24 assessments under this section, the district shall administer the  
25 same benchmark assessment or benchmark assessments provided by a  
26 provider approved under section 104(9), benchmark assessment or  
27 benchmark assessments described in subdivision (b), or local  
28 benchmark assessment or local benchmark assessments that it  
29 administered to pupils in previous school years, as applicable.

1 (d) The system must provide that, if a district administers a  
2 benchmark assessment or benchmark assessments under this section,  
3 the district shall provide each pupil's data from the benchmark  
4 assessment or benchmark assessments, as available, to the pupil's  
5 parent or legal guardian within 30 days of administering the  
6 benchmark assessment or benchmark assessments.

7 (e) The system must provide that, if a local benchmark  
8 assessment or local benchmark assessments are administered under  
9 subdivision (a), the district shall report to the department and  
10 the center, in a form and manner prescribed by the center, the  
11 local benchmark assessment or local benchmark assessments that were  
12 administered and how that assessment or those assessments measure  
13 changes, including any losses, as applicable, in learning, and the  
14 district's plan for addressing any losses in learning.

15 (f) The system must provide that, by not later than 30 days  
16 after a benchmark assessment or benchmark assessments are  
17 administered as described in this subsection, the district shall  
18 send benchmark assessment data, excluding data from a local  
19 benchmark assessment, as applicable, aggregated by grade level to  
20 the department. If available, the data described in this  
21 subdivision must include information concerning pupil growth from  
22 fall 2020 to fall 2021.

23 (2) To receive funding under this section, a district must  
24 apply for the funding in a form and manner prescribed by the  
25 department.

26 (3) The department shall pay an amount equal to \$12.50 per  
27 membership pupil in grades K to 8 in the district to each district  
28 that applies for funding under this section.

29 (4) The department shall make 1 of the benchmark assessments

1 provided by a provider approved under section 104(9) available to  
2 districts at no cost to the districts for purposes of meeting the  
3 requirements under this section. The benchmark assessment described  
4 in this subsection must meet all of the following:

5 (a) Be aligned to the content standards of this state.

6 (b) Complement the state's summative assessment system.

7 (c) Be internet-delivered and include a standards-based  
8 assessment.

9 (d) Provide information on pupil achievement with regard to  
10 learning content required in a given year or grade span.

11 (e) Provide timely feedback to pupils and teachers.

12 (f) Be nationally normed.

13 (g) Provide information to educators about student growth and  
14 allow for multiple testing opportunities.

15 (5) By not later than December 31, 2021, the department shall  
16 submit a report to the house and senate appropriations committees,  
17 the house and senate appropriations subcommittees on school aid,  
18 and the house and senate fiscal agencies regarding the benchmark  
19 assessment data received under this section, disaggregated by grade  
20 level for each district. If information concerning pupil growth is  
21 included in the data described in this subsection, it must be  
22 incorporated in the report described in this subsection.

23 Enacting section 1. In accordance with section 30 of article  
24 IX of the state constitution of 1963, total state spending on  
25 school aid under article I of the state school aid act of 1979,  
26 1979 PA 94, MCL 388.1601 to 388.1772, as amended by 2020 PA 147,  
27 2020 PA 148, 2020 PA 149, 2020 PA 165, and this amendatory act,  
28 from state sources for fiscal year 2020-2021 is estimated at  
29 \$14,081,286,300.00 and state appropriations for school aid to be

1 paid to local units of government for fiscal year 2020-2021 are  
2 estimated at \$13,909,289,200.00.

3 Enacting section 2. This amendatory act does not take effect  
4 unless Senate Bill No. \_\_\_\_\_ or House Bill No. 4049 (request no.  
5 01574'21) of the 101st Legislature is enacted into law.