

Furnishing program and financial information.

Sec. 215. A state institution of higher education that receives funds under this act shall furnish all program and financial information that is required by and in a manner prescribed by the state budget director or the house or senate appropriations committee.

GRANTS AND FINANCIAL AID**State competitive scholarship program.**

Sec. 301. (1) Payments of the amounts included in part 1 for the state competitive scholarship program shall be distributed pursuant to 1964 PA 208, MCL 390.971 to 390.981.

(2) The Michigan higher education assistance authority shall implement a proportional competitive scholarship maximum award level for recipients enrolled less than full-time in a given semester or term.

(3) If a student who receives an award under this section has his or her tuition and fees paid under the Michigan educational trust program, pursuant to the Michigan education trust act, 1986 PA 316, MCL 390.1421 to 390.1444, and still has financial need, the funds awarded under this section may be used for educational expenses other than tuition and fees.

(4) If the Michigan higher education assistance authority increases the maximum award per eligible student from that provided in the previous fiscal year, it shall not have the effect of reducing the number of eligible students receiving awards in relation to the total number of eligible applicants. Any increase in the maximum grant shall be proportional for all eligible students receiving awards.

State tuition grant program.

Sec. 302. (1) The amounts appropriated in part 1 for the state tuition grant program shall be distributed pursuant to 1966 PA 313, MCL 390.991 to 390.997a.

(2) Tuition grant awards shall be made to all eligible Michigan residents who apply before July 15, 2003 and who are qualified. Tuition grant awards shall not be made to students newly enrolled in a juris doctor law degree program after the 1995-96 academic year.

(3) The Michigan higher education assistance authority shall determine an actual maximum tuition grant award per student that ensures that the aggregate payments for the tuition grant program do not exceed the appropriation contained in part 1 for the state tuition grant program. By December 15, 2003, and again by February 1, 2004, the authority shall analyze the status of award commitments, shall make any necessary adjustments, and shall confirm that those award commitments will not exceed the appropriation contained in part 1 for the tuition grant program. The determination and actions shall be reported to the state budget director and the house and senate fiscal agencies no later than February 15, 2004. If award adjustments are necessary, the students shall be notified of the adjustment by the third Monday in February.

(4) Any unexpended and unencumbered funds remaining on September 30, 2004 from the amounts appropriated in part 1 for the tuition grant program shall not lapse on September 30, 2004, but shall continue to be available for expenditure for tuition grants provided in the 2004-2005 fiscal year. The use of these unexpended fiscal year 2003-2004 funds shall terminate at the end of the 2004-2005 fiscal year.

(5) The Michigan higher education assistance authority shall continue a proportional tuition grant maximum award level for recipients enrolled less than full-time in a given semester or term.

(6) If the Michigan higher education assistance authority increases the maximum award per eligible student from that provided in the previous fiscal year, it shall not have the effect of reducing the number of eligible students receiving awards in relation to the total number of eligible applicants. Any increase in the maximum grant shall be proportional for all eligible students receiving awards for fiscal year 2003-2004.

(7) All Ferris State University students enrolled at Kendall College of Art and Design prior to January 1, 2001 who were qualified for the state tuition grant shall continue to receive the dollar amount of the state tuition grant for which they were eligible until they graduate or are no longer enrolled in the Kendall College of Art and Design at Ferris State University.

Michigan work-study program.

Sec. 303. (1) Included in the appropriation in part 1 is funding for the Michigan work-study program established under 1986 PA 288, MCL 390.1371 to 390.1382, and 1986 PA 303, MCL 390.1321 to 390.1332. An effort should be made by each institution participating in the Michigan work-study program to assure that not less than 10% of those undergraduate, graduate, and professional students eligible to participate in the program are placed with for-profit employers no later than December 31 of each year for which funding is provided under this act.

(2) The Michigan higher education assistance authority shall allocate funds to institutions eligible for work-study money based upon each institution's specific Pell grant index and each institution's utilization rate of work-study funds for the 3 most recent years for which statistics are available.

(3) The Michigan higher education assistance authority shall set aside not more than 5% of the total work-study appropriation to process requests from participating institutions for allocation adjustments. Allocation adjustments shall be based on criteria set by the authority prior to making the allocations under subsection (2).

Audits.

Sec. 307. The auditor general may audit selected enrollments, degrees, and awards at selected independent colleges and universities receiving awards administered by the department of treasury. The audits shall be based upon definitions and requirements established by the Michigan higher education assistance authority, the state budget director, and the senate and house fiscal agencies. The auditor general shall accept the Free Application for Federal Student Aid (FAFSA) form as the standard of residency documentation. The auditor general shall submit a report of findings to the senate and house appropriations committees and state budget director by May 1, 2004.

Student financial aid programs; payment and distribution.

Sec. 308. The sums appropriated in part 1 for the student financial aid programs shall be paid out of the state treasury and shall be distributed to the respective institutions under a quarterly payment system as follows:

(a) For the state competitive scholarship, nursing scholarship, tuition incentive, and tuition grant programs, 40% shall be paid at the beginning of the state's first fiscal quarter, 40% at the beginning of the state's second fiscal quarter, 10% at the beginning of the state's third fiscal quarter, and 10% at the beginning of the state's fourth fiscal quarter.

(b) For the work-study program, payments shall be made in 11 monthly installments from October 1 to August 31 of any year.

(c) For the part-time independent student program and the Michigan education opportunity grant program, 50% shall be paid at the beginning of the state's first fiscal quarter, 25% at the beginning of the state's second fiscal quarter, and 25% at the beginning of the state's third fiscal quarter.

(d) For the dental clinics grant program and Robert C. Byrd honors scholarship program, 50% shall be paid at the beginning of the state's first fiscal quarter and 50% at the beginning of the state's second fiscal quarter after the number of earned degrees conferred and total amounts to be paid are certified.

Needs analysis.

Sec. 309. The Michigan higher education assistance authority shall determine the needs analysis criteria for students to qualify for the competitive scholarship program and tuition grant program. To be consistent with federal requirements, student wages may be taken into consideration when determining the amount of the award.

Tuition incentive program/high school completion program.

Sec. 310. (1) The funds appropriated in part 1 for the tuition incentive program/high school completion program shall be distributed as provided in this section and pursuant to the administrative procedures for the tuition incentive program/high school completion program of the department of treasury.

(2) As used in this section:

(a) "Phase I" means the first part of the tuition incentive assistance program defined as the academic period of 80 semester or 120 term credits, or less, leading to an associate degree or certificate.

(b) "Phase II" means the second part of the tuition incentive assistance program which provides assistance in the third and fourth year of 4-year degree programs.

(c) "Department" means the department of treasury.

(3) A person shall meet the following basic criteria and financial thresholds to be eligible for tuition incentive benefits:

(a) To be eligible for phase I, a person shall meet all of the following criteria:

(i) Apply for certification to the department before graduating from high school or completing the general education development (GED) certificate.

(ii) Be less than 20 years of age at the time of high school graduation or GED completion.

(iii) Be a United States citizen and a resident of Michigan according to institutional criteria.

(iv) Be at least a half-time student, earning less than 80 semester or 120 term credits at a participating educational institution within 4 years of high school graduation or GED certificate completion.

(b) To be eligible for phase II, a person shall meet either of the following criteria in addition to the criteria in subdivision (a):

(i) Complete at least 56 transferable semester or 84 transferable term credits.

(ii) Obtain an associate degree or certificate at a participating institution.

(c) To be eligible for phase I or phase II, a person must be financially eligible as determined by the department. A person is financially eligible for the tuition incentive

program if that person was Medicaid eligible for 24 months within the 36 months before application. Certification of eligibility may begin in the sixth grade and continue until the time of enrollment in a participating institution.

(4) For phase I, the department shall provide payment on behalf of a person eligible under subsection (3). The department shall reject billings that are excessive or outside the guidelines for the type of educational institution.

(5) For phase I, all of the following apply:

(a) Payments for associate degree or certificate programs shall not be made for more than 80 semester or 120 term credits for any individual student at any participating institution.

(b) For persons enrolled at a Michigan community college, the department shall pay the current in-district tuition and mandatory fees. For persons residing in an area that is not included in any community college district, the out-of-district tuition rate may be authorized.

(c) For persons enrolled at a Michigan public university, the department shall pay lower level resident tuition and mandatory fees for the current year.

(d) For persons enrolled at a Michigan independent, nonprofit degree granting college or university, or a Michigan federal tribally controlled community college, or Focus: HOPE, the department shall pay mandatory fees for the current year and a per-credit payment that does not exceed the average community college in-district per-credit tuition rate as reported on August 1, for the immediately preceding academic year.

(6) A person participating in phase II may be eligible for additional funds not to exceed \$500.00 per semester or \$400.00 per term up to a maximum of \$2,000.00 subject to the following conditions:

(a) Credits are earned in a 4-year program at a Michigan degree granting 4-year college or university.

(b) The tuition reimbursement is for coursework completed within 30 months of completion of the phase I requirements.

(7) Program payments shall not be used by any recipient for theology or divinity courses.

(8) The department shall work closely with participating institutions to develop an application and eligibility determination process that will provide the highest level of participation and ensure that all requirements of the program are met.

(9) Applications for the tuition incentive program may be approved at any time after the student begins the sixth grade. If a determination of financial eligibility is made, that determination is valid as long as the student meets all other program requirements and conditions.

(10) Each institution shall ensure that all known available restricted grants for tuition and fees are used prior to billing the tuition incentive program for any portion of a student's tuition and fees.

(11) The department shall ensure that the tuition incentive program is well publicized and that potentially eligible Medicaid clients are provided information on the program. The department shall provide the necessary funding and staff to fully operate the program.

(12) Any unexpended and unencumbered funds remaining on September 30, 2004 from the amounts appropriated in part 1 for the tuition incentive program shall not lapse on September 30, 2004, but shall continue to be available for expenditure for the tuition incentive program in the fiscal year ending September 30, 2005.

Availability of grant data.

Sec. 311. To enable the legislature and the state budget director to evaluate the appropriation needs of higher education, each independent college and university shall make available to the legislature or state budget director, upon request, data regarding grants for the preceding, current, and ensuing fiscal years.

Nursing scholarship program.

Sec. 312. From the funds appropriated in part 1, the Michigan higher education assistance authority shall administer the nursing scholarship program pursuant to 2002 PA 591, MCL 390.1181 to 390.1189.

Dental clinical services.

Sec. 315. Included in part 1 is funding for the dental clinics grant. This appropriation is for the University of Detroit Mercy to support dental clinical services provided by its school of dentistry to low-income residents in southeastern Michigan.

STATE UNIVERSITIES**Psychiatric research and training program.**

Sec. 401. (1) Included in part 1 is \$5,720,400.00 to Wayne State University for the Joseph F. Young, Sr. psychiatric research and training program. Wayne State University shall use these funds for psychiatric laboratory and clinical research, training, and treatment services. Within the available appropriation, services shall not be denied to any patient who meets established research guidelines for treatment on the basis of personal financial circumstances, age, geographic residence, or projected/actual length of treatment as medically warranted.

(2) Wayne State University shall report the following information to the department of community health by November 1, 2004:

(a) The number and type of psychiatric research projects funded by the appropriation described in subsection (1).

(b) The number and type of students trained and the location of training funded by the appropriation.

(c) Demographic data regarding the number and profile of patients to receive psychiatric services funded by the appropriation and a profile of the services provided.

(d) A summary budget outlining major expenditure categories and any first- and third-party reimbursements.

(3) Copies of these reports shall also be provided to the house and senate fiscal agencies and the state budget director.

Biological station area and Douglas lake.

Sec. 402. The University of Michigan biological station at Douglas Lake in Cheboygan County is regarded as a unique resource and is designated as a special research reserve. It is the intent of the legislature to protect and preserve the unique long-term research value and capabilities of the biological station area and Douglas Lake. The legislature further intends that no state programs or policies be developed that would have a deleterious impact on the research value of Douglas Lake.

Institutional data inventory advisory committee.

Sec. 405. (1) There is created the higher education institutional data inventory advisory committee. The committee shall be appointed by the state budget director and shall consist of the following members:

- (a) One representative from the house fiscal agency.
- (b) One representative from the senate fiscal agency.
- (c) One representative from the state budget director's office.

(d) Three representatives of the presidents council of state universities. The presidents council shall appoint 1 representative each from a masters, a doctoral, and a research university.

(2) The committee shall be responsible for maintaining and enhancing the state higher education database for which funding is included in part 1.

Undergraduate instruction; tenure and tenure track faculty.

Sec. 408. The legislature recognizes that the first and foremost obligation of the public universities is undergraduate instruction. The public universities are therefore encouraged to increase their commitment of tenured and tenure track faculty to undergraduate instruction.

Enrollment of first-time law degree seeking students; use of state funds.

Sec. 418. No state funds shall be used by any state university to undertake a collaborative effort with any other university that would have the effect of increasing its enrollment of first-time professional law degree seeking students.

National charter schools institute.

Sec. 421. (1) Central Michigan University shall report by September 30, 2004 to the state budget director, house and senate appropriations committees, and the house and senate fiscal agencies information on the activities and effectiveness of the national charter schools institute for which an appropriation is provided in part 1. Included in the report shall be an accounting of all revenues and expenditures of the institute, the names of the public school academies served, and the type of assistance provided to each public school academy.

(2) All funds received under part 1 for the national charter schools institute are intended to be expended on activities of that institute.

Required textbooks; access to list by private bookstores.

Sec. 426. It is the legislative intent that private bookstores that sell textbooks to university students and student governments that provide a book swap for university students have accurate and timely access to lists of universities' required textbooks in order to provide prompt and efficient service for students. It is further the legislative intent that each state university allow students who are on financial aid or are receiving tuition grants to decide where to purchase their textbooks.

Project GREEN.

Sec. 433. (1) Included in part 1 is \$2,953,400.00 for the agricultural experiment station and \$2,619,000.00 for the cooperative extension service for project GREEN. Project GREEN is intended to address critical regulatory, food safety, economic, and environmental problems faced by this state's plant-based agriculture, forestry, and processing industries. "GREEN" is an acronym for generating research and extension to meet environmental and economic needs.

(2) The department of agriculture and Michigan State University, in consultation with agricultural commodity groups and other interested parties, shall develop project GREEN and its program priorities.

(3) Not later than September 30, 2004, a report shall be submitted by Michigan State University to the state budget director, the house and senate appropriations subcommittees on agriculture and on higher education, and the house and senate fiscal agencies for the preceding fiscal year regarding project GREEN projects. The report shall include, but is not limited to, the dollar amount of each project and a review of each project's performance and accomplishments.

Presidents council meetings with MEDC.

Sec. 434. All state universities shall work with the Michigan economic development corporation (MEDC) to foster the state's economic development. The presidents council shall meet quarterly with the MEDC or its representative to discuss potential cooperative efforts and examine any strategies or issues of concern related to advancement of Michigan's economic development. The state universities, through its presidents council, shall submit a report that summarizes the discussion and identifies any conclusions or recommendations of the participants at each quarterly meeting. The quarterly report shall be submitted to the state budget director, the house and senate appropriations subcommittees on higher education, and the house and senate fiscal agencies no later than 30 days after each quarterly meeting.

Reasonable tuition and fee increases; adoption as condition for appropriation.

Sec. 436. The appropriations in part 1 for Michigan's 15 public universities are intended to maintain the access and affordability to these institutions for students and parents. As a condition to receiving the appropriations in part 1, public universities shall adopt reasonable tuition and fee increases for the 2003-2004 academic year.

Michigan public school employee retirement system stabilization subaccount; use of funds.

Sec. 437. It is the intent of the legislature that funds in a Michigan public school employee retirement system (MPERS) stabilization subaccount be used for fiscal year 2003-2004 to maintain the annual level percentage of the payroll contribution rate at the fiscal year 2002-2003 estimated rate for the 7 state universities that have employees in the MPERS system.

Dormitories or residence halls; smoking.

Sec. 439. Any of Michigan's public universities which have a policy allowing smoking in their dormitories or residence halls shall report to the legislature, by December 1, 2003, the reason or reasons for that policy.

MARTIN LUTHER KING, JR. - CESAR CHAVEZ - ROSA PARKS PROGRAMS

Martin Luther King, Jr. - Cesar Chavez - Rosa Parks future faculty program.

Sec. 501. (1) Included in the appropriation for each public university in part 1 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks future faculty program, that is intended to increase the pool of minority candidates pursuing faculty

teaching careers in postsecondary education. Each university shall apply the percentage increase applicable to every university in the calculation of appropriations in part 1 to the amount of funds allocated to the future faculty program.

(2) The program shall be administered by each university in a manner prescribed by the Michigan department of career development. The Michigan department of career development shall use a good faith effort standard to evaluate whether a fellowship is in default.

Martin Luther King, Jr. - Cesar Chavez - Rosa Parks college day program.

Sec. 502. (1) Included in the appropriation for each public university in part 1 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks college day program that is intended to introduce schoolchildren underrepresented in postsecondary education to the potential of a college education.

(2) Individual program plans of each university shall include a budget of equal contributions from this program, the participating public university, the participating school district, and the participating independent degree granting college. College day funds shall not be expended to cover indirect costs. Not more than 20% of the university match shall be attributable to indirect costs. Each university shall apply the percentage increase applicable to every university in the calculation of appropriations in part 1 to the amount of funds allocated to the college day program.

(3) The program shall be administered by each university in a manner prescribed by the Michigan department of career development.

Martin Luther King, Jr. - Cesar Chavez - Rosa Parks select student support services program.

Sec. 503. (1) Included in part 1 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks select student support services program for developing academically and economically disadvantaged student retention programs for 4-year public and independent educational institutions in this state.

(2) An award made under this program to any 1 institution shall not be greater than \$150,000.00, and the amount awarded shall be matched on a 70% state, 30% college or university basis.

(3) The program shall be administered by the Michigan department of career development.

Martin Luther King, Jr. - Cesar Chavez - Rosa Parks college/university partnership program.

Sec. 504. (1) Included in part 1 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks college/university partnership program between 4-year public and independent colleges and universities and public community colleges, which is intended to increase the number of academically and economically disadvantaged students who transfer from community colleges into baccalaureate programs.

(2) The grants shall be made under this program to Michigan public and independent colleges and universities. An award to any 1 institution shall not be greater than \$150,000.00, and the amount awarded shall be matched on a 70% state, 30% college or university basis.

(3) The program shall be administered by the Michigan department of career development.

Martin Luther King, Jr. - Cesar Chavez - Rosa Parks visiting professors program.

Sec. 505. (1) Included in the appropriation for each public university in part 1 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks visiting professors program which is intended to increase the number of underrepresented minority instructors in the classroom and provide role models for underrepresented minority students.

(2) The program shall be administered by the Michigan department of career development.

Martin Luther King, Jr. - Cesar Chavez - Rosa Parks initiative for the Morris Hood, Jr. educator development program.

Sec. 506. (1) Included in the appropriation in part 1 is funding under the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks initiative for the Morris Hood, Jr. educator development program which is intended to increase the number of minority students, especially males, who enroll in and complete K-12 teacher education programs at the baccalaureate level.

(2) The program shall be administered by each state-approved teacher education institution in a manner prescribed by the Michigan department of career development.

(3) Approved teacher education institutions may and are encouraged to use student support services funding in coordination with the Morris Hood, Jr. funding to achieve the goals of the program.

Funding under section 503, 504, or 506; reallocation of unexpended funds.

Sec. 507. Each state institution of higher education receiving funds under section 503, 504, or 506 shall notify the Michigan department of career development by April 15, 2004 as to whether it will expend by the end of its fiscal year the funds received under section 503, 504, or 506. Notwithstanding the award limitations in sections 503 and 504, the amount of funding reported as not being expended will be reallocated to the institutions that intend to expend all funding received under section 503, 504, or 506.

STUDENT PERFORMANCE REPORTING**Informing Michigan high schools about academic status of students.**

Sec. 601. (1) From the amount appropriated in part 1 for state universities, the state universities shall systematically inform Michigan high schools regarding the academic status of students from each high school in a manner prescribed by the presidents council, state universities of Michigan in cooperation with the Michigan association of secondary school principals.

(2) The Michigan high schools shall systematically inform the state universities about the use of information received under this section in a manner prescribed by the Michigan association of secondary school principals in cooperation with the presidents council, state universities of Michigan.

Academic status of community college transfer students.

Sec. 602. From the amount appropriated in part 1 for state universities, the state universities shall inform Michigan community colleges regarding the academic status of community college transfer students in a manner prescribed by the presidents council, state universities of Michigan in cooperation with the Michigan community college association.

GENERAL REPORTS AND AUDITS

Review and audit by auditor general.

Sec. 701. (1) The auditor general shall review higher education institutional data inventory (HEIDI) enrollment data submitted by all public universities and may perform audits of selected public universities if determined necessary. The review and audits shall be based upon the definitions, requirements, and uniform reporting categories established by the state budget director and the senate and house fiscal agencies. The auditor general shall submit a report of findings to the house and senate appropriations committees and the state budget director no later than July 1, 2004.

(2) Student credit hours reports shall not include the following:

(a) Student credit hours generated through correspondence courses, credit by examination, or inmate prison programs regardless of teaching location.

(b) Student credit hours generated in new degree programs after January 1, 1975, that have not been specifically authorized for funding by the legislature, except spin-off programs converted from existing core programs that do all of the following:

(i) Represent new options, fields, or concentrations within existing programs.

(ii) Are consistent with the current institutional role and mission.

(iii) Are accommodated within the continuing funding base of the institution.

(iv) Do not require a new degree level beyond that which the institution is currently authorized to grant within that discipline or field.

(v) Do not require funding from the state other than that provided by the student credit hours generated within the program, either before program initiation or within the first 3 years of program operation.

(3) The auditor general shall periodically audit higher education institutional data inventory (HEIDI) data as submitted by the state universities for compliance with the definitions approved by the HEIDI advisory committee for the HEIDI database.

Degree programs.

Sec. 701a. (1) Pursuant to section 701(2)(b), the following degree programs may be established:

(a) Bachelors:

Ferris State University

Ferris State University

Ferris State University

Art education, B.F.A.

Biochemistry major, B.A.

Chemistry major, B.A.

Ferris State University	Metals/jewelry design, B.F.A.
Grand Valley State University	Cell and molecular biology, B.S.
Grand Valley State University	Clinical laboratory science, B.S.
Grand Valley State University	Dance, B.A.
Grand Valley State University	Medical imaging/radiation science, B.S.
Lake Superior State University	Athletic training, B.S.
Michigan State University	Professional writing, B.A.
Michigan Technological University	Computer network and system administration, B.S.
Michigan Technological University	Computer systems science, B.S.
Northern Michigan University	Earth science, Bachelors
Northern Michigan University	Entertainment and sports promotion, Bachelors
Northern Michigan University	Geographic information science, Bachelors
Oakland University	Financial information systems, B.S.
Oakland University	Wellness, health promotion, and injury prevention, B.S.
Wayne State University	Major in health education, B.S.
Western Michigan University	Athletic training, B.A.
Western Michigan University	Engineering, B.S.E.
Western Michigan University	Major in financial planning, B.B.A.
Western Michigan University	Major in geochemistry, B.S.
Western Michigan University	Major in global and international studies, B.A.
(b) Masters:	
Central Michigan University	Reading and literacy K-12, M.A.
Eastern Michigan University	Schools, society, and violence, M.A.
Ferris State University	Masters in business administration, M.B.A.
Grand Valley State University	Biology, M.S.
Grand Valley State University	M.A. program in English, M.A.
Grand Valley State University	Psychology, M.S.
Michigan State University	Digital rhetoric and professional writing, M.A.
Michigan State University	Environmental design, M.A.
Michigan State University	Finance, M.S.
Michigan State University	Food safety, M.S.
Michigan State University	Youth development, M.A.
Saginaw Valley State University	Instructional technology, M.A.
University of Michigan	Health and health care research, M.S.
University of Michigan	International tax, L.L.M.
University of Michigan	Media arts, M.A.
University of Michigan-Dearborn	Psychology specialization in health psychology, M.S.
University of Michigan-Dearborn	Science education, M.S.
Wayne State University	Accounting, M.S.
Wayne State University	Master of occupational therapy, M.O.T.
(c) Doctorate:	
Michigan State University	Rhetoric and writing, Ph.D.
Oakland University	Ph.D. program in mechanical engineering, Ph.D.

University of Michigan	Joint doctoral program on women's studies and sociology
Western Michigan University	Evaluation, Ph.D.
Western Michigan University	Spanish, Ph.D.

(2) The listing of degree programs in subsection (1) does not constitute legislative intent to provide additional dollars for those programs.

(3) When submitting the listing of new degree programs for future fiscal years, the presidents council shall also provide a listing of degree programs that will no longer be offered in subsequent academic years.

Report of institution after issuance of auditor general report.

Sec. 702. The principal executive officer of each institution of higher education receiving an appropriation under this act shall expend a portion of the funds appropriated to that institution to make a report to the auditor general, the house and senate fiscal agencies, and the state budget director within 60 days after the auditor general issues his or her report on the operation of the institution. The institution's report shall specify all of the following:

(a) The recommendations of the auditor general implemented by the institution, including projected dates and resources required, if any, to achieve compliance.

(b) The recommendations of the auditor general not implemented by the institution or implemented by the institution as modified.

(c) The rationale for not implementing a recommendation of the auditor general or of implementing a recommendation as modified.

Performance audits.

Sec. 708. The auditor general may conduct performance audits of state universities during the fiscal year ending September 30, 2004 as the auditor general considers necessary.

Institutions subject to student right-to-know and campus security act; availability of public information.

Sec. 709. An institution receiving funds under this bill and also subject to the student right-to-know and campus security act, Public Law 101-522, 104 Stat. 2381, shall make a copy of all material prepared pursuant to the public information reporting requirements under the crime awareness and campus security act of 1990, title II of the student right-to-know and campus security act, Public Law 101-542, 104 Stat. 2381, available in electronic Internet format on their websites.

Students receiving grants, loans, and aid; report on dollar amount and number and percentage.

Sec. 710. By February 15, 2004, each public university that receives funds under this act shall report to the house and senate appropriations subcommittees on higher education and the house and senate fiscal agencies the aggregate dollar amount and the number and percentages of undergraduate students who receive need-based grants, merit-based scholarships and grants, loans, and work-study financial aid for the academic year 2002-2003.

PART 2A

PROVISIONS CONCERNING APPROPRIATIONS FOR FISCAL YEAR 2002-2003

GENERAL SECTIONS**Total state spending; payments to local units of government for fiscal year 2002-2003.**

Sec. 1201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1A for fiscal year 2002-2003 is \$7,000,000.00 and state spending from state resources to be paid to local units of government for fiscal year 2002-2003 is \$0.00.

Appropriation from tobacco settlement trust fund.

Sec. 1301. The appropriations in 2002 PA 746 for fiscal year 2002-2003, sections 153 and 157, financed from the Michigan merit award trust fund, shall be appropriated from the tobacco settlement trust fund instead of the Michigan merit award trust fund. An amount of \$1,595,982.00 for community colleges and \$9,060,952.00 for higher education shall be appropriated from the tobacco settlement trust fund instead of the Michigan merit award trust fund.

Award status.

Sec. 1302. It is the intent of the legislature that Michigan competitive scholarship award applicants and Michigan tuition grant applicants be notified not later than July 31, 2003 of the status of their awards.

This act is ordered to take immediate effect.

Approved August 5, 2003.

Filed with Secretary of State August 6, 2003.

[No. 145]

(HB 4391)

AN ACT to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 2004; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

The People of the State of Michigan enact:

PART 1

LINE-ITEM APPROPRIATIONS

Appropriations; department of education.

Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of education for the fiscal year ending September 30, 2004,

from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF EDUCATION

APPROPRIATION SUMMARY:

Full-time equated unclassified positions	6.0	
Full-time equated classified positions	427.1	
GROSS APPROPRIATION		\$ 114,381,200
Interdepartmental grant revenues:		
Interdepartmental grant from corrections academy lease		1,000,000
Total interdepartmental grants and intradepartmental transfers		1,000,000
ADJUSTED GROSS APPROPRIATION.....		\$ 113,381,200
Federal revenues:		
Total federal revenues.....		65,834,100
Special revenue funds:		
Local cost sharing (schools for blind/deaf)		4,641,600
Local school district service fees		150,000
Total local revenues		4,791,600
Gifts, bequests, and donations.....		504,200
Private foundations		197,200
Total private revenues.....		701,400
Total local and private revenues.....		5,493,000
Certification fees.....		3,130,100
Commodity distribution fees		72,300
Driver fees		8,128,000
Lansing, Michigan school for the blind rent		739,000
Motorcycle license fees		5,000
Student insurance revenue		205,100
Teacher testing fees		282,100
Training and orientation workshop fees.....		100,000
Total other state restricted revenues.....		12,661,600
State general fund/general purpose		\$ 29,392,500

State board of education/office of the superintendent.

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

Full-time equated unclassified positions	6.0	
Full-time equated classified positions	13.0	
State board of education, per diem payments.....		\$ 24,400
Unclassified positions—6.0 FTE positions.....		515,600
State board/superintendent operations—13.0 FTE positions		1,909,300
GROSS APPROPRIATION.....		\$ 2,449,300
Appropriated from:		
Federal revenues		1,128,900
Special revenue funds:		
Certification fees.....		70,700

		For Fiscal Year Ending Sept. 30, 2004
Private foundations	\$	23,000
State general fund/general purpose	\$	1,226,700

Central support.

Sec. 103. CENTRAL SUPPORT

Full-time equated classified positions		43.3
Central support—43.3 FTE positions	\$	5,409,800
Worker’s compensation.....		26,000
Building occupancy charges - property management services		1,346,000
Training and orientation workshops		100,000
Terminal leave payments		624,100
GROSS APPROPRIATION	\$	<u>7,505,900</u>
Appropriated from:		
Federal revenues		4,999,600
Special revenue funds:		
Certification fees.....		256,900
Commodity distribution fees		7,000
Driver fees		28,100
Local cost sharing.....		93,400
Motorcycle license fees		5,000
Teacher testing fees		12,300
Training and orientation workshop fees.....		100,000
State general fund/general purpose	\$	2,003,600

School support services.

Sec. 104. SCHOOL SUPPORT SERVICES

Full-time equated classified positions		40.4
School support operations—40.4 FTE positions	\$	4,667,600
GROSS APPROPRIATION	\$	<u>4,667,600</u>
Appropriated from:		
Federal revenues		3,946,000
Special revenue funds:		
Commodity distribution fees		65,300
Driver fees		499,900
State general fund/general purpose	\$	156,400

Information technology services.

Sec. 105. INFORMATION TECHNOLOGY SERVICES

Information technology operations.....	\$	<u>2,514,100</u>
GROSS APPROPRIATION	\$	2,514,100
Appropriated from:		
Federal revenues		1,276,900

For Fiscal Year
Ending Sept. 30,
2004

Special revenue funds:		
Certification fees.....	\$	168,200
Driver fees		44,800
State general fund/general purpose	\$	1,024,200

Special education services.

Sec. 106. SPECIAL EDUCATION SERVICES

Full-time equated classified positions.....	68.6	
Special education operations—68.6 FTE positions.....	\$	11,237,900
GROSS APPROPRIATION.....	\$	11,237,900
Appropriated from:		
Federal revenues		11,006,500
Special revenue funds:		
Certification fees.....		35,200
State general fund/general purpose	\$	196,200

Lansing, Michigan school for the blind former site.

**Sec. 107. LANSING, MICHIGAN SCHOOL FOR THE BLIND
FORMER SITE**

General services.....	\$	1,749,000
GROSS APPROPRIATION.....	\$	1,749,000
Appropriated from:		
Interdepartmental grant revenues:		
Interdepartmental grant from corrections academy lease		1,000,000
Special revenue funds:		
Gifts, bequests, and donations.....		10,000
Lansing, Michigan school for the blind rent		739,000
State general fund/general purpose	\$	0

Michigan schools for the deaf and blind.

**Sec. 108. MICHIGAN SCHOOLS FOR THE DEAF AND
BLIND**

Full-time equated classified positions.....	93.0	
Michigan schools for the deaf and blind operations—92.0 FTE positions.....	\$	9,201,400
Summer institute		90,000
Camp Tuhsmebeta—1.0 FTE position.....		250,100
Private gifts - blind		90,000
Private gifts - deaf.....		50,000
GROSS APPROPRIATION.....	\$	9,681,500
Appropriated from:		
Federal revenues		4,328,800
Special revenue funds:		
Local cost sharing (schools for blind/deaf)		4,503,400

		For Fiscal Year Ending Sept. 30, 2004
Local school district service fees	\$	150,000
Gifts, bequests, and donations.....		494,200
Student insurance revenue		205,100
State general fund/general purpose	\$	0

Professional preparation services.

Sec. 109. PROFESSIONAL PREPARATION SERVICES

Full-time equated classified positions	31.0		
Professional preparation operations—31.0 FTE positions.....		\$	5,020,900
Department of attorney general			50,000
GROSS APPROPRIATION		\$	<u>5,070,900</u>
Appropriated from:			
Federal revenues			2,528,100
Special revenue funds:			
Certification fees.....			2,273,000
Teacher testing fees			269,800
State general fund/general purpose		\$	0

Field services.

Sec. 110. FIELD SERVICES

Full-time equated classified positions	46.9		
Field services operations—46.9 FTE positions.....		\$	<u>5,868,300</u>
GROSS APPROPRIATION		\$	5,868,300
Appropriated from:			
Federal revenues			5,868,300
State general fund/general purpose		\$	0

Office of school excellence.

Sec. 111. OFFICE OF SCHOOL EXCELLENCE

Full-time equated classified positions	61.5		
School excellence operations—61.5 FTE positions.....		\$	<u>10,413,300</u>
GROSS APPROPRIATION		\$	10,413,300
Appropriated from:			
Federal revenues			8,818,200
Private foundations			79,400
State general fund/general purpose		\$	1,515,700

Government services.

Sec. 112. GOVERNMENT SERVICES

Full-time equated classified positions	9.1		
Government services operations—9.1 FTE positions.....		\$	<u>572,300</u>
GROSS APPROPRIATION		\$	572,300

For Fiscal Year
Ending Sept. 30,
2004

Appropriated from:	
Federal revenues	\$ 420,400
State general fund/general purpose	\$ 151,900

Safe schools and administrative law.

Sec. 113. SAFE SCHOOLS AND ADMINISTRATIVE LAW

Full-time equated classified positions.....11.5	
Safe schools operations—2.5 FTE positions.....	\$ 393,700
Administrative law operations—9.0 FTE positions.....	710,000
GROSS APPROPRIATION.....	\$ <u>1,103,700</u>
Appropriated from:	
Federal revenues	532,200
Special revenue funds:	
Certification fees.....	226,100
State general fund/general purpose	\$ 345,400

Education options, charters, and choice.

Sec. 114. EDUCATION OPTIONS, CHARTERS, AND CHOICE

Full-time equated classified positions.....8.8	
Education options operations—8.8 FTE positions	\$ 1,132,500
GROSS APPROPRIATION.....	\$ <u>1,132,500</u>
Appropriated from:	
Federal revenues	980,200
State general fund/general purpose	\$ 152,300

Grants and distributions.

Sec. 115. GRANTS AND DISTRIBUTIONS

FEDERAL PROGRAMS:

Urgent school renovation.....	\$ 20,000,000
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STATE PROGRAMS:

Christa McAuliffe grants.....	\$ 94,800
Driver education	7,600,000
National board certification	100,000
School breakfast programs	10,370,100
School readiness grants.....	12,250,000
GROSS APPROPRIATION.....	\$ <u>50,414,900</u>
Appropriated from:	
Federal revenues:	
DED-OESE, urgent school renovation.....	20,000,000
Special revenue funds:	
Certification fees.....	100,000
Driver fees	7,600,000
Private foundations	94,800
State general fund/general purpose	\$ 22,620,100

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

Total state spending; payments to local units of government.

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2003-2004 is \$42,054,100.00 and state spending from state resources to be paid to local units of government for fiscal year 2003-2004 is estimated at \$18,960,100.00. The itemized statement below identifies appropriations from which spending to units of local government will occur:

GRANTS AND DISTRIBUTIONS

STATE PROGRAMS:

Driver education	\$	7,600,000
School readiness grants		990,100
School lunch and breakfast		10,370,000
TOTAL	\$	<u>18,960,100</u>

Appropriations subject to MCL 18.1101 to 18.1594.

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

Definitions.

Sec. 203. As used in this act:

- (a) "DED-OESE" means the United States department of education office of elementary and secondary education.
- (b) "Department" means the Michigan department of education.
- (c) "District" means a local school district as defined in section 6 of the revised school code, 1976 PA 451, MCL 380.6, or a local act school district or public school academy as defined in section 5 of the revised school code, 1976 PA 451, MCL 380.5.
- (d) "FTE" means full-time equated.

Billing by department of civil service.

Sec. 204. The department of civil service shall bill departments and agencies at the end of the first fiscal quarter for the 1% charge authorized by section 5 of article XI of the state constitution of 1963. Payments shall be made for the total amount of the billing by the end of the second fiscal quarter.

Hiring freeze; exceptions.

Sec. 205. (1) Beginning October 1, a hiring freeze is imposed on the state classified civil service. State departments and agencies are prohibited from hiring any new full-time state classified civil service employees and prohibited from filling any vacant state classified civil service positions. This hiring freeze does not apply to internal transfers of classified employees from 1 position to another within a department.

(2) The state budget director shall grant exceptions to this hiring freeze when the state budget director believes that the hiring freeze will result in rendering a state department or agency unable to deliver basic services, cause loss of revenue to the state, result in the inability of the state to receive federal funds, or necessitate additional expenditures that exceed any savings from maintaining a vacancy. The state budget director shall report monthly to the chairpersons of the senate and house appropriations

committees and the fiscal agencies the number of exceptions to the hiring freeze approved during the previous month and the reasons to justify the exceptions.

Transmission of reports; use of Internet.

Sec. 206. Unless otherwise specified, the departments and agencies receiving appropriations in part 1 shall use the Internet to fulfill the reporting requirements of this act. This requirement may include transmission of reports via electronic mail to the recipients identified for each reporting requirement, or it may include placement of reports on an Internet or Intranet site.

Federal pass-through funds to local institutions and governments.

Sec. 207. The department may carry into the succeeding fiscal year unexpended federal pass-through funds to local institutions and governments that do not require additional state matching funds. Federal pass-through funds to local institutions and governments that are received in amounts in addition to those included in part 1 and that do not require additional state matching funds are appropriated for the purposes intended.

State board of education agenda and documents.

Sec. 208. The department shall provide the state budget director and the senate and house fiscal agencies with copies of the state board of education agenda and all supporting documents at the time the agenda and supporting documents are provided to state board of education members.

Office for safe schools.

Sec. 209. (1) Upon receipt of the federal drug free grant, the department shall allocate \$225,000.00 of the grant to the office for safe schools within the department. The office for safe schools shall work with local school boards, law enforcement agencies, community leaders, and the office of drug control policy for the prevention of school violence. The office for safe schools shall develop and implement, and serve as coordinator of, a statewide clearinghouse for information, program development, model programs and policies, and technical assistance on school violence prevention.

(2) To accomplish its functions under this section, the office for safe schools shall do all of the following:

(a) Evaluate the effectiveness of, and make recommendations to local school boards concerning public school violence prevention programs, including, but not limited to, programs aimed at reducing the possession of weapons and the incidence of other violent behaviors on school campuses, violence prevention curricula, conflict resolution and peer mediation training, interagency cooperative referral and treatment programs, parental involvement programs, and school safety planning.

(b) In consultation with appropriate organizations, develop and distribute to school districts and public school academies a model code of conduct for pupils.

(c) Coordinate with the office of drug control policy in the department of community health to ensure that there is a meaningful linkage between the efforts under this act to provide safe schools and the initiatives undertaken through that office, including, but not limited to, school districts' safe and drug-free school plans, and to facilitate timely applications for and distribution of available grant money.

(d) Provide through the Internet the availability to and information regarding the state model policy on locker searches, the state model policy on firearm safety and awareness, and any other state or local safety policies that the office considers exemplary.

Disciplinary actions for sexual misconduct; maintenance of records by public school districts.

Sec. 210. The department shall require all public school districts to maintain complete records within the personnel file of a teacher or school employee of any disciplinary actions taken by the local school board against the teacher or employee for sexual misconduct. The records shall not be destroyed or removed from the teacher's or employee's personnel file except as required by a court order.

Special education auditors.

Sec. 211. From the general funds appropriated in part 1 for special education services, the department shall provide funding for 1.0 special education auditors to audit school districts.

Technology-related services and projects; user fees.

Sec. 212. From the funds appropriated in part 1 for information technology, the department shall pay user fees to the department of information technology for technology-related services and projects. Such user fees shall be subject to provisions of an interagency agreement between the department and the department of information technology.

Information technology funds; designation as work projects.

Sec. 213. Amounts appropriated in part 1 for information technology may be designated as work projects and carried forward to support department of education projects under the direction of the department of information technology. Funds designated in this manner are not available for expenditure until approved as work projects under section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a.

Receipt and retention of reports.

Sec. 214. The departments and agencies receiving appropriations in part 1 shall receive and retain copies of all reports funded from appropriations in part 1. The department shall follow all federal guidelines and state laws regarding short-term and long-term retention of records.

Privatization; project plan.

Sec. 215. At least 60 days before beginning any effort to privatize services, the department shall submit a complete project plan to the appropriate house and senate appropriations subcommittees and the fiscal agencies. The plan shall include the criteria under which the privatization initiative will be evaluated. The evaluation shall be completed and submitted to the appropriate subcommittees of the house and senate standing committees on appropriations and the fiscal agencies within 30 months.

Purchase of foreign goods or services.

Sec. 216. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced American goods or services, or both, of comparable quality, are available.

Businesses in deprived and depressed communities; contracts to provide services or supplies.

Sec. 217. The director of each department receiving appropriations in part 1 shall take all reasonable steps to ensure businesses in deprived and depressed communities compete

for and perform contracts to provide services or supplies, or both. Each director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

Personal service contracts.

Sec. 218. (1) The department of management and budget and each principal executive department and agency shall provide to the senate and house of representatives standing committees on appropriations and the senate and house fiscal agencies a monthly report on all personal service contracts awarded without competitive bidding, pricing, or rate-setting. The notification shall include all of the following:

- (a) The total dollar amount of the contract.
- (b) The duration of the contract.
- (c) The name of the vendor.
- (d) The type of service to be provided.

(2) For personal service contracts of \$10,000.00 or more, the department of management and budget shall provide a monthly report including all of the following:

- (a) The total dollar amount of the contract.
- (b) The duration of the contract.
- (c) The name of the vendor.
- (d) The type of service to be provided.

(3) The department of management and budget shall provide a monthly listing of all bid requests or requests for proposal that were issued.

(4) Each principal executive department and agency shall provide a monthly summary listing of information that identifies any authorization for personal service contracts that are provided to the department of civil service pursuant to delegated authority granted to each principal executive department and agency related to personal service contracts.

(5) The department shall not enter into personal service contracts awarded without competitive bidding, pricing, or rate-setting valued at more than \$10,000.00.

(6) The department shall not enter into more than 1 personal service contract with any 1 contractor in a fiscal year.

Motorcycle safety education program and grants.

Sec. 219. The department shall work with the department of state to ensure that the motorcycle safety education program and grants are administered in the same manner as in 2002-2003.

Off-road vehicle safety training program and grants.

Sec. 220. The department shall work with the department of natural resources to ensure that the off-road vehicle safety training program and grants are administered in the same manner as in 2002-2003.

Failure to make progress required by federal no child left behind act of 2001; publication of list; appeal of determination.

Sec. 222. Before publishing a list of schools or districts determined to have failed to make adequate yearly progress as required by the federal no child left behind act of 2001, Public Law 107-110, 115 Stat. 1425, the department shall allow a school or district to appeal that determination. The department shall consider and act upon the appeal within

30 days after it is submitted and shall not publish the list until after all appeals have been considered and decided.

STATE BOARD/OFFICE OF THE SUPERINTENDENT

Per diem payments to state board of education members; report on expenses.

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

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

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

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

(3) The administrative secretary of the state board of education shall report to the public, the senate and house fiscal agencies, and the state budget director the previous quarter's expenses by fund source for members of the state board of education related to the performance of their responsibilities.

Travel expenditures.

Sec. 302. From the amount appropriated in part 1 to the state board of education, not more than \$35,000.00 shall be expended for in-state travel. No amount appropriated in part 1 shall be expended for out-of-state travel.

MICHIGAN SCHOOLS FOR THE DEAF AND BLIND

Employees at Michigan schools for the deaf and blind as annual employees.

Sec. 401. The employees at the Michigan schools for the deaf and blind who work on a school year basis shall be considered annual employees for purposes of service credits, retirement, and insurance benefits.

Students enrolled at Michigan schools for the deaf and blind; assessment of cost to intermediate school district.

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

Michigan school for the blind's former site.

Sec. 403. (1) The department may assess rent to any state agency for the use of any facility at the Michigan school for the blind's former site in Lansing. The rental rates and all leasing arrangements shall be subject to the approval of the department of management and budget.

(2) In addition to those funds appropriated in part 1, the department may receive and expend additional funds from lease agreements at the Michigan school for the blind's former site in Lansing that have been negotiated with the approval of the department of management and budget. These funds are appropriated to the department for operation, maintenance, and renovation expenses associated with the leased space.

(3) Security guards or other patrols at the Michigan school for the blind's former site shall not be funded through section 108 funds appropriated for the Michigan schools for the deaf and blind.

(4) If the department leases real property to a person or organization that is not a department of state government, the department shall not expend funds in excess of the lease revenue received to replace, renovate, or repair that real property. This section shall not apply to emergency repairs or costs associated with technological renovations.

(5) The department shall not lease real property for less than fair market value.

(6) Unexpended balances of appropriations and any surplus restricted revenue for the former school for the blind site in Lansing, up to \$100,000.00 in total, shall not lapse to the state general fund at the end of the fiscal year. Any unexpended and unencumbered funds remaining on September 30, 2004 may be carried forward as a work project or as restricted revenue and expended for special maintenance and repairs of facilities at the former Michigan school for the blind site in Lansing. The work project shall be performed by state employees or by contract when necessary at an estimated cost of \$100,000.00. The estimated completion date of the work project is September 30, 2005.

Michigan schools for the deaf and blind; Flint campus.

Sec. 404. (1) The department may assess rent or lease excess property located on the campus of the Michigan schools for the deaf and blind in Flint to private or publicly funded organizations.

(2) In addition to those funds appropriated in part 1, the department may receive and expend additional funds from lease agreements at the Michigan schools for the deaf and blind Flint campus that have been negotiated with the approval of the department of management and budget. These funds are appropriated to the department for the operation, maintenance, and renovation expenses associated with the leased space.

(3) Unexpended balances of appropriations for the schools for the deaf and blind operations, and from proceeds of the sale of surplus property and facilities at the Michigan schools for the deaf and blind, up to \$250,000.00 in total, shall not lapse to the state general fund at the end of the fiscal year. Any unexpended and unencumbered funds remaining on September 30, 2004 may be carried forward as a work project or as restricted revenue and expended for special maintenance and repairs of facilities at the campus of the Michigan schools for the deaf and blind in Flint. The work shall be carried out by state employees, or by contract as necessary, at an estimated cost of \$250,000.00. The estimated completion date of the work is September 30, 2005.

Expenditures report.

Sec. 407. The department shall report to the house and senate appropriations subcommittees on education detailed information on the expenditures made from the amount authorized in part 1 quarterly for general services for the Michigan school for the blind's former site.

Reimbursement from federal Medicaid program.

Sec. 408. The department may assist the department of community health, other departments, and local school districts to secure reimbursement for eligible services provided in Michigan schools from the federal Medicaid program. The department may

submit reports of direct expenses related to this effort to the department of community health for reimbursement.

Promotion of residential program; distribution of literature; choice of educational placement.

Sec. 409. (1) The Michigan schools for the deaf and blind may promote its residential program as a possible appropriate option for children who are deaf or hard of hearing or who are blind or visually impaired. The Michigan schools for the deaf and blind shall distribute information detailing its services to all intermediate school districts in the state.

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

(3) It is the intent of the legislature that parents continue to have a choice regarding the educational placement of their deaf or hard of hearing children.

Capital improvements.

Sec. 410. In addition to those funds appropriated in part 1, the department may receive and expend funds from the mid-Michigan academy for capital improvements. The department shall report to the house and senate fiscal agencies and the state budget office on an annual basis any expenditures made under this section. These additional funds are appropriated specifically for capital improvements authorized by the department of management and budget and shall be negotiated as part of the lease agreement.

Michigan school for the blind former site; use of rental payments.

Sec. 411. The department shall ensure that rental payments made by each tenant for space at the Michigan school for the blind former site are used for operation, maintenance, and renovation expenses associated with the leased space designated in the tenant's lease agreement.

Braille; report.

Sec. 412. The department shall provide a report to the house and senate appropriations subcommittees on the department of education that details, to the extent information is available or attainable, the number of blind students in Michigan, the number of teachers certified to teach Braille, and the extent to which Braille is being offered and taught to blind or visually impaired students. This report shall be submitted by April 1, 2004.

PROFESSIONAL PREPARATION SERVICES

Professional personnel register and certificate revocation/felony conviction files.

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

Student internship or teaching credits earned through substitute teaching.

Sec. 502. The department shall authorize teacher preparation institutions to provide an alternative program by which up to 1/2 of the required student internship or student teaching credits may be earned through substitute teaching. The department shall require

that teacher preparation institutions collaborate with school districts to ensure that the quality of instruction provided to student teachers is comparable to that required in a traditional student teaching program.

EDUCATION OPTIONS, CHARTERS, AND CHOICE

Charter school office.

Sec. 601. (1) From the amount appropriated in part 1 for education options, charters, and choice, there is allocated \$350,000.00 and 3.5 FTE positions to operate a charter school office to administer charter school legislation and associated regulations, and to coordinate the activities of the department relating to charter schools.

(2) It is the intent of the legislature to assess the number of FTEs allocated for the charter school office based on information provided by the department describing current staffing and the future staffing needed to sufficiently administer charter school legislation and associated regulations, coordinate the activities of the department relating to charter schools, and address the findings in the office of the auditor general audit report of June 2002.

GRANTS AND DISTRIBUTIONS

Disbursements; restriction; waiver.

Sec. 701. The department shall disburse the funds to a general fund grantee in accordance with the same standards of timing and amount that apply to disbursements made by the department to a federal fund grantee. The disbursement shall be restricted to the minimum amount needed for immediate disbursement by the grantee. The department may waive this section if extenuating circumstances warrant and are substantiated in the grantee's application or other appropriate documentation. A waiver granted pursuant to this section shall not be effective until 15 days after written notice of the proposed waiver is given to the state budget director and the chairpersons of the senate and house appropriations subcommittees having jurisdiction over the department budget.

School breakfast programs.

Sec. 702. The funds appropriated in part 1 for school breakfast programs shall be made available to all eligible applicant public school districts as follows:

(a) The public school district participates in the federal school breakfast program and meets all standards as prescribed by 7 C.F.R. parts 220 and 245.

(b) Payment is made for each breakfast served meeting standards prescribed in subdivision (a).

(c) The payment for a public school district is at a per meal rate equal to the lesser of the district's actual cost, or 100% of the cost of a breakfast served by an efficiently operated breakfast program as determined by the department, less federal reimbursement, participant payments, and other state reimbursement. Determination of efficient cost by the department shall be determined by using a statistical sampling of statewide and regional cost as reported in a manner approved by the department for the preceding school year.

(d) The payment determined under subdivision (c) is prorated if the appropriation in part 1 is not sufficient to fund all payments determined under this section.

School readiness programs.

Sec. 703. (1) The funds appropriated in part 1 for school readiness programs shall be made available through a competitive application process as follows:

(a) An applicant may be any public or private nonprofit legal entity or agency other than a local or intermediate school district except a local or intermediate school district acting as a fiscal agent for a child caring organization regulated under 1973 PA 116, MCL 722.111 to 722.128.

(b) Applications shall be submitted in a form and manner as required by the department.

(c) Applications shall be reviewed by a diverse interagency committee composed of representatives of the department, appropriate community, volunteer, and social service agencies and organizations, and parents.

(d) Priority in the recommendation for awarding of grants by the superintendent of public instruction to applicants shall be based upon the following criteria:

(i) Compliance with standards for early childhood development consistent with programs for 4-year-olds, as approved by the state board of education.

(ii) Active and continuous involvement of the parents or guardians of the children participating in the program.

(iii) Employment of teachers possessing proper training in early childhood development, including an early childhood (ZA) endorsement or child development associate, and trained support staff.

(iv) Evidence of collaboration with the community of providers in early childhood development programs including documentation of the total number of children in the community who would meet the criteria established in subparagraph (vi), and who are being served by other providers, and the number of children who will remain unserved by other community early childhood programs if this program is funded.

(v) The extent to which these funds will supplement other federal, state, local, or private funds.

(vi) The extent to which these funds will be targeted to children who will be at least 4, but less than 5, years of age as of December 1 of the year in which the programs are offered and who show evidence of 2 or more “at-risk” factors as defined in the state board of education report entitled, “children at risk” that was adopted by the state board on April 5, 1988.

(e) Whether the application contains a comprehensive evaluation plan that includes implementation of all program components required and an assessment of the gains of children participating in an early childhood development program.

(f) Applications shall provide for the establishment of a school readiness advisory committee that shall be involved in the planning and evaluation of the program and provides for the involvement of parents and appropriate community, volunteer, and social service agencies and organizations. There shall be on the committee at least 1 parent or guardian of a program participant for every 18 children enrolled in the program, with a minimum of 2 parent or guardian representatives. The committee shall do all of the following:

(i) Review the mechanisms and criteria used to determine referrals for participation in the school readiness program.

(ii) Review the health screening program for all participants.

(iii) Review the nutritional services provided to all participants.

(iv) Review the mechanisms in place for the referral of families to community social service agencies, as appropriate.

(v) Review the collaboration with and the involvement of appropriate community, volunteer, and social service agencies and organizations in addressing all aspects of education disadvantage.

(vi) Review, evaluate, and make recommendations for changes in the school readiness program.

(g) More than 50% of the children participating in the program shall meet the income eligibility criteria for free or reduced price lunch, as determined under the national school lunch act, chapter 281, 60 Stat. 230, 42 U.S.C. 1751 to 1753, 1755 to 1761, 1762a, 1765 to 1766b, and 1769 to 1769h, or meet income and all other eligibility criteria for participation in the Michigan family independence agency unified child day care program.

(2) Grant awards by the superintendent of public instruction may be at whatever level the superintendent determines appropriate. A grant, when combined with other sources of state revenue for this program, shall not exceed \$3,300.00 per child or the cost of the program, whichever is less.

(3) Except as otherwise provided, an applicant that receives a 2003-2004 grant under this section shall also receive priority for fiscal years 2004-2005 and 2005-2006 funding. However, after 3 fiscal years of continuous funding, an applicant will be required to compete openly with new programs and other programs completing their third year. All grant awards are contingent on the availability of funds and documented evidence of grantee compliance with standards for early childhood development consistent with programs for 4-year-olds, as approved by the state board of education, and with all operational, fiscal, administrative, and other program requirements. A program which offers supplementary day care and thereby offers full-day programs as part of its early childhood development program shall receive priority in the allocation of competitive funds.

Application fee for national board certification.

Sec. 704. From the funds appropriated in part 1 for national board certification, the department shall pay 1/2 of the application fee for teachers who are deemed by the department to be qualified to apply to the national board for professional teaching standards for professional teaching certificates or licenses and to provide grants to recognize and reward teachers who receive certification or licensure.

Community service; application.

Sec. 705. Before expending funds for DED-OESE, title IV, part A, community service grants and DED-OESE, title IV, part B, 21st century community learning centers, the department shall provide an assurance to the United States department of education that the application was developed in consultation and coordination with appropriate state officials, including the chief state school officer, and other state agencies administering before and after school programs, the heads of the state health and mental health agencies or their designees, and representatives of teachers, parents, students, the business community, and community-based organizations.

SAFE SCHOOLS AND ADMINISTRATIVE LAW**Teacher tenure; report.**

Sec. 801. The department shall furnish a report to the legislature on teacher tenure by December 31, 2003. The report shall include at least all of the following:

- (a) A history of teacher tenure in this state.
- (b) A statement of the purpose of teacher tenure and an assessment of the current need for teacher tenure.
- (c) A history of administrative law cases related to teacher tenure.
- (d) The number of teacher tenure cases heard by administrative law judges for the most recent year for which data is available.
- (e) An estimate of the cost incurred by the department related to teacher tenure.

INFORMATION TECHNOLOGY**Comprehensive educational information system; data collection.**

Sec. 901. The department shall work in collaboration with the center for educational performance and information to support the comprehensive educational information system and all data collection efforts of the department.

Implementation of MCL 388.1698; collaboration with Michigan virtual university.

Sec. 902. The department and the Michigan virtual university shall work collaboratively to implement section 98 of the state school aid act of 1979, 1979 PA 94, MCL 388.1698, in accordance with all applicable federal laws and regulations.

This act is ordered to take immediate effect.

Approved August 5, 2003.

Filed with Secretary of State August 6, 2003.

[No. 146]

(HB 4388)

AN ACT to make and supplement appropriations for community colleges and certain state purposes related to education for the fiscal year ending September 30, 2003 and for the fiscal year ending September 30, 2004; to provide for the expenditure of those appropriations; to establish or continue certain funds, programs, and categories; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

The People of the State of Michigan enact:

PART 1

LINE-ITEM APPROPRIATIONS FOR FISCAL YEAR 2003-04

Community colleges and certain state purposes relating to education; appropriations for fiscal year ending September 30, 2004; summary.

Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for community colleges and certain other state purposes relating to

education for the fiscal year ending September 30, 2004, from the funds indicated in this part. The following is a summary of the appropriations in this part:

COMMUNITY COLLEGES

APPROPRIATION SUMMARY:

GROSS APPROPRIATION	\$	289,013,100
Appropriated from:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION.....	\$	289,013,100
Total federal revenues.....		0
Total local revenues		0
Total private revenues.....		0
Total other state restricted revenues.....		0
State general fund/general purpose	\$	289,013,100

Operations.

Sec. 102. OPERATIONS

Alpena Community College	\$	4,930,500
Bay de Noc Community College.....		4,766,800
Delta College		13,331,900
Glen Oaks Community College		2,236,800
Gogebic Community College.....		4,078,400
Grand Rapids Community College.....		16,769,300
Henry Ford Community College		20,436,700
Jackson Community College.....		11,312,800
Kalamazoo Valley Community College.....		11,542,800
Kellogg Community College.....		9,068,800
Kirtland Community College.....		2,752,400
Lake Michigan College		4,880,800
Lansing Community College		28,999,400
Macomb Community College.....		30,941,500
Mid Michigan Community College		4,127,600
Monroe County Community College.....		4,015,800
Montcalm Community College		2,904,700
C.S. Mott Community College.....		14,661,600
Muskegon Community College.....		8,343,600
North Central Michigan College.....		2,826,100
Northwestern Michigan College		8,513,800
Oakland Community College		19,518,300
St. Clair County Community College		6,537,800
Schoolcraft College		11,455,400
Southwestern Michigan College.....		6,149,300
Washtenaw Community College.....		11,642,900
Wayne County Community College		15,050,600
West Shore Community College.....		2,144,000
GROSS APPROPRIATION.....	\$	283,940,400
Appropriated from:		
State general fund/general purpose	\$	283,940,400

For Fiscal Year
Ending Sept. 30,
2004

Grants.

Sec. 103. GRANTS

At-risk student success program.....	\$	3,322,700
Renaissance zone tax reimbursement funding.....		1,750,000
GROSS APPROPRIATION.....	\$	5,072,700
Appropriated from:		
State general fund/general purpose	\$	5,072,700

PART 1A

LINE-ITEM APPROPRIATIONS FOR FISCAL YEAR 2002-03

Community colleges and certain state purposes relating to education; appropriations for fiscal year ending September 30, 2003; summary.

Sec. 151. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for community colleges and certain other state purposes relating to education for the fiscal year ending September 30, 2003, from the funds indicated in this part. The following is a summary of the appropriations in this part:

COMMUNITY COLLEGES

APPROPRIATION SUMMARY:

GROSS APPROPRIATION.....	\$	1,077,700
Appropriated from:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION.....	\$	1,077,700
Total federal revenues.....		0
Total local revenues		0
Total private revenues.....		0
Total other state restricted revenues.....	\$	1,077,700
State general fund/general purpose	\$	0

Operations.

Sec. 152. OPERATIONS

Alpena Community College	\$	18,100
Bay de Noc Community College.....		17,500
Delta College		50,600
Glen Oaks Community College		8,500
Gogebic Community College.....		14,900
Grand Rapids Community College.....		63,600
Henry Ford Community College		77,600
Jackson Community College.....		42,900
Kalamazoo Valley Community College.....		43,800
Kellogg Community College.....		34,400
Kirtland Community College.....		10,400
Lake Michigan College		18,500
Lansing Community College		110,100

	For Fiscal Year Ending Sept. 30, 2003
Macomb Community College	\$ 117,400
Mid Michigan Community College	15,700
Monroe County Community College	15,200
Montcalm Community College	11,000
C.S. Mott Community College.....	55,600
Muskegon Community College.....	31,700
North Central Michigan College.....	10,700
Northwestern Michigan College	32,300
Oakland Community College	74,100
St. Clair County Community College	24,800
Schoolcraft College	43,500
Southwestern Michigan College.....	23,300
Washtenaw Community College.....	44,200
Wayne County Community College	58,800
West Shore Community College.....	8,500
GROSS APPROPRIATION	\$ 1,077,700
Appropriated from:	
Special revenue funds:	
Michigan merit award trust fund.....	1,077,700
State general fund/general purpose	\$ 0

PART 2

PROVISIONS CONCERNING APPROPRIATIONS FOR FISCAL YEAR 2003-04

GENERAL SECTIONS

Total state spending; payments to local units of government.

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2003-2004 is \$289,013,100.00 and state spending from state resources to be paid to local units of government for fiscal year 2003-2004 is \$289,013,100.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

Operations.....	\$ 283,940,400
At-risk student success program.....	3,322,700
Renaissance zone tax reimbursement program	1,750,000
TOTAL	\$ 289,013,100

Appropriations subject to MCL 18.1101 to 18.1594.

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

Reporting requirements; use of Internet.

Sec. 203. Unless otherwise specified, the department of career development shall use the Internet to fulfill the reporting requirements of this act. This requirement may include transmission of reports via electronic mail to the recipients identified for each reporting requirement or it may include placement of reports on an Internet or Intranet site.

Purchase of foreign goods or services.

Sec. 209. Funds appropriated in part 1 should not be used for the purchase of foreign goods or services, or both, if American goods or services, or both, that are competitively priced and of comparable quality are available. Preference should be given to goods or services, or both, manufactured or provided by Michigan businesses if they are competitively priced and of comparable value.

Businesses in deprived and depressed communities; contracts to provide services or supplies.

Sec. 210. The principal executive officer of each community college receiving appropriations in part 1 shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. Each principal executive officer shall strongly encourage firms with which the community college contracts to subcontract with certified businesses in depressed and deprived communities for services or supplies, or both.

Distributions; installments; activities classification structure data; limitation; use.

Sec. 211. (1) The money appropriated in this act is appropriated for community colleges with fiscal years ending June 30, 2004, and shall be paid out of the state treasury and distributed by the state treasurer to the respective community colleges in 11 monthly installments on the sixteenth of each month, or the next succeeding business day, beginning with October 16, 2003. Each community college shall accrue its July and August 2004 payments to its institutional fiscal year ending June 30, 2004. However, if a community college fails to submit all verified Michigan community colleges activities classification structure data for school year 2002-2003 to the department of career development by November 1, 2003, the monthly installments shall be withheld from that community college until those data are submitted. The department of career development shall publish the activities classification structure data book for Michigan community colleges on or before March 1, 2004, for use by the legislature during budget development for the fiscal year ending September 30, 2005. The amount from the money appropriated in part 1 that is allocated under section 103 to address the special needs of at-risk students shall be paid in full by the state treasurer by November 1, 2003. The amount distributed to a community college or department shall not exceed the net state allocation authorized by this act.

(2) Except as otherwise provided by law, each of the amounts appropriated shall be used solely for the respective purposes stated in this act. The money appropriated by this act may be used to match the cost of any available programs under the Carl D. Perkins vocational and applied technology education act, Public Law 88-210, 98 Stat. 2435, including local administration.

Audit.

Sec. 212. (1) The auditor general or an independent public accounting firm appointed by the auditor general shall audit data for the fiscal year ending on June 30, 2003, as submitted to the department of career development by 7 randomly selected community colleges. A community college shall maintain and provide those records necessary for the auditor general or certified public accountant appointed by the auditor general to determine the accuracy of the reported data. The audits shall be based upon the definitions and requirements contained in the Manual for Uniform Financial Reporting,

Michigan Public Community Colleges, published by the Michigan department of career development in 2001, and the Activities Classification Structure Manual for Michigan Community Colleges, 1996 revision of the final report of the activities classification structure task force (July 1981), published by the department of education. Before the submission of a final audit report, a community college may appeal the findings of the preliminary report under an appeal process to be established by the auditor general. The auditor general shall submit a report of the findings to the house and senate appropriations committees, the department of career development, and the state budget director before June 1, 2004.

(2) The auditor general or a certified public accountant appointed by the auditor general may conduct performance audits of community colleges as the auditor general considers necessary.

(3) Not more than 60 days after an audit report is released by the office of the auditor general, the principal executive officer of the community college that was audited shall submit to the house and senate appropriations committees, the house and senate fiscal agencies, the department of career development, the auditor general, and the state budget director a plan to comply with audit recommendations. The plan shall contain projected dates and resources required, if any, to achieve compliance with the audit recommendations, or a documented explanation of the college's noncompliance with the audit recommendations concerning the matters on which the audited community college and office of the auditor general disagree.

(4) A community college whose audited activities classification structure data is significantly different than the data used to determine state aid under this act shall return any overappropriated money as provided in this subsection. The department of career development shall compare formula computations for the audited colleges using pre- and post-audit data. If the state allocation is 2% or more than the post-audit allocation amount, the college shall return the excess money. The returned money shall be redistributed to all 28 community colleges, prorated on the base appropriations contained in part 1.

Taxonomy; review.

Sec. 213. The department of career development shall review the taxonomy of the 7 community colleges selected for the audit under section 212 that is based on the Activities Classification Structure Manual for Michigan Community Colleges, 1996 revision of the final report of the activities classification structure task force (July 1981), published by the department of education.

Retention of class summaries and class lists; contracts.

Sec. 214. (1) A community college shall retain certified class summaries, class lists, registration documents, and student transcripts that are consistent with the taxonomy of courses. For each enrollment period during the fiscal year, these certified documents shall identify clearly by course the number of in-district and out-of-district student credit and contact hours. The class summaries and class lists shall be consistent with each other and shall include the course prefix and numbers, course title, course credit and contact hours, credit and contact hours generated by each student, and activity classifications consistent with the taxonomy. An auditable process shall be used by the community college to determine the unduplicated head count for in-district students, out-of-district students, and prisoners for each enrollment period during the fiscal year.

(2) Contracts between the community college and agencies that reimburse the community college for the costs of instruction shall be retained for audit purposes.

Independent audit.

Sec. 215. Each community college shall have an annual audit of all income and expenditures performed by an independent auditor and shall furnish the independent auditor's management letter and an annual audited accounting of all general and current funds income and expenditures including audits of college foundations to the members of the senate and house appropriations subcommittees on community colleges, the senate and house fiscal agencies, the auditor general, the department of career development, and the state budget director before November 15, 2003. If a community college fails to furnish the audit materials, the monthly state aid installments shall be withheld from that college until the information is submitted. All reporting shall conform to the requirements set forth in the Manual for Uniform Financial Reporting, Michigan Public Community Colleges, published by the Michigan department of career development in 2001.

Retirement fund; payment of employer's contributions.

Sec. 216. (1) A community college shall pay the employer's contributions to the Michigan public school employees' retirement system created by the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1408, as a condition of receiving money appropriated under this act.

(2) A community college shall not pay an employer's contribution to more than 1 retirement fund providing benefits for an employee.

(3) A community college shall not be required to submit more than 4 reports annually to the Michigan public school employees' retirement system for purposes of calculating retirement benefits.

Construction or maintenance of self-liquidating project; approval of certain projects required.

Sec. 217. Money appropriated in part 1 shall not be used to pay for the construction or maintenance of a self-liquidating project. Any construction, renovation, or other capital outlay project that exceeds \$1,000,000.00 requires the approval of a use and finance statement by the joint capital outlay subcommittee (JCOS) pursuant to JCOS policy.

Tax revenue losses; collection and compilation of data.

Sec. 219. The department of treasury shall annually collect and compile data on the tax revenue losses to community colleges resulting from tax increment financing authorities (TIFA) and tax abatements. The department of treasury shall produce a report detailing the data. The report shall be completed and presented to the house and senate appropriations subcommittees on community colleges, the department of career development, and the department of management and budget not later than February 15, 2004. The report shall include, but is not limited to, the following:

- (a) Estimated revenue losses for each community college for the calendar year 2003.
- (b) Confirmed revenue losses for each community college for the calendar years 2001 and 2002.
- (c) Other requirements requested by the house and senate appropriations subcommittees on community colleges.

Special maintenance projects; proposals and financing alternatives.

Sec. 220. It is the intent of the legislature that the legislature, in cooperation with the Michigan community college association, develop proposals and financing alternatives for special maintenance projects at community colleges that otherwise would not qualify for financing under the state building authority.

North American Indian students; report on enrollment and tuition waivers; compilation.

Sec. 221. (1) Each community college shall report the following to the department of career development, no later than November 1, 2003:

(a) The number of North American Indian students enrolled each term for the previous fiscal year, using guidelines and procedures developed by the department of career development and the Michigan commission on Indian affairs.

(b) The number of Indian tuition waivers granted each term, and the monetary value of the waivers for the previous fiscal year.

(2) Colleges shall use the criteria cited in 1976 PA 174, MCL 390.1251 to 390.1253, to determine eligibility for tuition waivers, and shall grant those waivers to individuals who meet the criteria and request tuition waivers.

(3) The department of career development shall compile the information received under subsection (1) and shall submit this compilation to the house and senate appropriations subcommittees on community colleges, the senate and house fiscal agencies, and the state budget director by January 7, 2004.

Renaissance zone reimbursements.

Sec. 222. The appropriation in part 1 for renaissance zone reimbursements shall be made to each eligible recipient no later than 60 days after the department of treasury certifies to the state budget director that it has received all necessary information to properly determine the amounts due each eligible recipient under section 12 of the Michigan renaissance zone act, 1996 PA 376, MCL 125.2692.

Aggregate academic status of students.

Sec. 223. Upon request, a community college shall inform interested Michigan high schools of the aggregate academic status of its students for the prior academic year, in a manner prescribed by the Michigan community college association and in cooperation with the Michigan association of secondary school principals.

Collaboration and cooperation with 4-year universities.

Sec. 224. Recognizing the critical importance of education in strengthening Michigan's workforce, the legislature encourages the state's public community colleges to explore ways of increasing collaboration and cooperation with 4-year universities, particularly in the areas related to training, instruction, and program articulation.

Tuition and mandatory fee rates; report; format.

Sec. 226. (1) Each community college shall report to the house and senate fiscal agencies, the state budget director, and the department of career development by August 31, 2003, the tuition and mandatory fee rates paid by a full-time in-district student and a full-time out-of-district student as established by the college governing board for the 2003-2004 academic year. Each community college shall also report any revisions to the reported 2003-2004 academic year tuition and mandatory fee rates adopted by the college governing board to the house and senate fiscal agencies, the state budget director, and the department of career development within 15 days of being adopted.

(2) The department of career development shall prepare and provide to community colleges a standard format for reporting tuition and fee rates pursuant to subsection (1).

Associate degrees and certificates; report on numbers and types.

Sec. 227. (1) Each community college shall report to the department of career development the numbers and type of associate degrees and other certificates awarded during the previous fiscal year. The report shall be made not later than November 15, 2003.

(2) The department of career development shall compile the information received under subsection (1) and shall submit this compilation to the house and senate appropriations subcommittees on community colleges, the senate and house fiscal agencies, and the state budget director by January 7, 2004.

Gast-Mathieu fairness in funding formula.

Sec. 228. It is the intent of the legislature to achieve full funding of the Gast-Mathieu fairness in funding formula.

Public information reporting requirements; student right-to-know and campus security.

Sec. 229. A community college receiving funding under this act and also subject to the student right-to-know and campus security act, Public Law 101-542, 104 Stat. 2381, shall make a copy of all material prepared in accordance with the public information reporting requirements under the crime awareness and campus security act of 1990, title II of the student right-to-know and campus security act, Public Law 101-542, 104 Stat. 2384, available in hard copy and electronic format accessible through the Internet for school districts, parents, and students.

Health care coverage for abortion services.

Sec. 230. (1) A community college shall not expend money appropriated under this act to provide health care coverage for community college employees or their dependents for abortion services, other than for spontaneous abortion or to prevent the death of the woman upon whom the abortion is performed. A community college shall not approve a collective bargaining agreement or enter into any other employment contract that includes health care coverage for abortion services other than spontaneous abortion or to prevent the death of the woman upon whom the abortion is performed.

(2) If a community college expends money appropriated under this act in violation of subsection (1), the community college shall repay to this state an amount equal to the amount of money spent in violation of subsection (1).

Employee benefits to unmarried partners.

Sec. 231. In light of sections 1, 3, and 4 of 1846 RS 83, MCL 551.1, 551.3, and 551.4, and section 1 of 1939 PA 168, MCL 551.271, the legislature intends that a community college receiving funding under this act shall not use part 1 money to extend employee benefits to the unmarried partners of the community college's employees except for pre- and post-natal costs.

Covered health benefit for preventative contraceptives.

Sec. 233. Community colleges that include prescription drugs and medications as a covered health benefit for adults are encouraged to ensure that payment for preventative contraceptives are included in the insurance plan.

Promotion of equal opportunities and diversity.

Sec. 234. The legislature intends that each community college do all of the following:

(a) Undertake active measures to promote equal opportunities, eliminate discrimination, and foster a diverse student body and administration among all people including, but not limited to, women, minorities, seniors, veterans, and people with disabilities.

(b) Review, analyze, and eradicate activities that may tend to discriminate.

University admission and enrollment policies; workgroup.

Sec. 235. It is the intent of the legislature that a workgroup be formed to evaluate, discuss, and make recommendations for future action regarding state university admission and enrollment policies that specifically address the acceptance and application of college credits earned by students through the postsecondary enrollment options act, 1996 PA 160, MCL 388.511 to 388.524. The workgroup shall be bipartisan and shall include the chairs of the house and senate appropriations subcommittees on higher education, community colleges, and school aid.

On-site visits, evaluations, and audits; compliance with state plan under Perkins act.

Sec. 236. (1) It is the intent of the legislature that the frequency and scope of on-site visits, evaluations, audits, and similar activities be limited to that which is reasonably necessary to monitor the performance of community colleges and confirm the accuracy of reported data. On-site visits, evaluations, audits, and similar activities conducted to comply with the state plan approved by the United States department of education under the Perkins act shall be limited to those necessary to meet the requirements of the state plan.

(2) In developing and implementing audit and reporting requirements, including those included in current and proposed state plans under the Perkins act, the department of career development shall consult with community colleges, the legislative auditor general, and independent auditors in an effort to coordinate activities and minimize duplication of audit and reporting requirements imposed on community colleges.

(3) At least 30 days before submission of a new state plan to the United States department of education for approval under the Perkins act, the department of career development shall provide copies of the proposed plan to the members of the senate and house appropriations subcommittees on community colleges for their review and comment. Copies of the proposed plan shall be provided to the senate and house fiscal agencies and the state budget director at the same time that they are provided to the senate and house subcommittees.

(4) The Perkins grant application process and content shall be streamlined to the extent possible.

(5) As used in this section, "Perkins act" means the Carl D. Perkins vocational and applied technology education act, Public Law 88-210, 98 Stat. 2435.

STATE AID - OPERATIONS

Documenting financial needs; basis for reporting data.

Sec. 301. Unless otherwise stated, all data items used in determining state aid in this act are as defined in the Manual for Uniform Financial Reporting, Michigan Public Community Colleges, published by the Michigan department of career development in 2001, which shall be the basis for reporting data, and the Activities Classification Structure Manual for Michigan Community Colleges, 1996 revision of the final report of the activities classification structure task force (July 1981), published by the department

of education, as amended by the department of career development, which shall be used to document financial needs of the community colleges.

Enrollment data; exclusion of incarcerated students.

Sec. 302. A community college shall not include in the enrollment data reported for determining state aid under this act any student credit hours or student contact hours for a student incarcerated in a Michigan penal institution. Exclusion of these students is intended to avoid the payment of state aid under this act for the same individuals for whom reimbursement is provided by the state correctional system.

GRANTS

At-risk student success program.

Sec. 401. (1) The community college at-risk student success program is continued. The funding shall be prorated among community colleges based on the number of student contact hours for developmental and preparatory instruction reported by each community college to the department of career development for use in the Activities Classification Structure Manual for Michigan Community Colleges, 1996 revision of the final report of the activities classification structure task force (July 1981), published by the department of education. Of the amount appropriated in part 1 for the at-risk student success program, \$1,120,000.00 is allocated for base grants of \$40,000.00 each, to address the special needs of at-risk students at community colleges or the acquisition or upgrade of technology-related equipment and software.

(2) Of the amount appropriated in part 1 for the at-risk student success program, the balance of the appropriated money shall be distributed on a proration utilizing the sum of the most recent 3 years developmental/preparatory contact hours divided by the sum of the 3-year total contact hours at each college. Each community college's percentage shall be divided by the sum of all the percentages systemwide to obtain each community college's prorated grant amount.

(3) For the fiscal year ending September 30, 2004, the at-risk student success program money is allocated as follows:

Alpena Community College	\$	68,700
Bay de Noc Community College		82,400
Delta College		99,400
Glen Oaks Community College		127,500
Gogebic Community College.....		71,500
Grand Rapids Community College.....		98,000
Henry Ford Community College		146,500
Jackson Community College.....		101,800
Kalamazoo Valley Community College.....		100,200
Kellogg Community College		143,000
Kirtland Community College.....		146,600
Lake Michigan College		162,100
Lansing Community College		147,600
Macomb Community College.....		84,400
Mid Michigan Community College		124,000
Monroe County Community College.....		90,700
Montcalm Community College		67,800
C.S. Mott Community College.....		101,900

Muskegon Community College.....	185,300
North Central Michigan College.....	121,300
Northwestern Michigan College.....	129,700
Oakland Community College.....	141,700
St. Clair Community College.....	88,500
Schoolcraft College.....	134,800
Southwestern Michigan College.....	152,400
Washtenaw Community College.....	157,200
Wayne County Community College.....	129,500
West Shore Community College.....	118,200

(4) As used in this act, “at-risk students” means students who meet 1 or more of the following criteria:

(a) Are initially placed in 1 or more developmental courses as a result of standardized testing or as a result of failure to make satisfactory academic progress.

(b) Are diagnosed as learning disabled.

(c) Require English as a second language (ESL) assistance.

(5) Grant funding under this section shall be utilized to address the special needs of at-risk students or for equipment or upgrade of information technology hardware or software. Activities related to services provided to at-risk students include, but are not limited to, pretesting for academic ability, counseling contacts, and special programs. Equipment or information technology hardware or software purchased under this section need not be associated with the operation of a program designed to address the needs of at-risk students.

(6) Grant funding under this section shall not be used for indirect costs including, but not limited to, rent, utilities, or, except as provided in this section, college administration.

(7) Each community college shall report to the department of career development a summary of all accomplishments under, expenditures for, and compliance with the intent of this program, including the number of at-risk students served. The report is subject to audit as provided for in section 212(1). The report shall be submitted not later than 90 days after the end of the state’s fiscal year.

Appropriations; increase to 4-year universities and community colleges.

Sec. 402. The legislature intends that any executive or legislative proposal or action, subsequent to the adoption of a recommendation for appropriations for community colleges for the fiscal year ending September 30, 2004, to increase appropriations to state-supported 4-year universities in excess of the governor’s original recommendation for the fiscal year ending September 30, 2004, will be accompanied by a similar action or proposal for state-supported community colleges.

Economic development job training grant.

Sec. 403. The legislature intends that not less than 70% of the economic development job training grant money be awarded to community colleges or a consortium of community colleges and other eligible applicants as provided in the budget that appropriated the economic development job training grant money. Further, the legislature intends that at least a portion of the total appropriation for economic development job training grants be awarded to community colleges that offer certified programs that are bureau of apprenticeship training certified. The Michigan economic development corporation shall

report by November 1 of each year to the house and senate appropriations subcommittees on community colleges and the senate and house fiscal agencies the names of the community colleges awarded grant money under this section, the amount of the grants awarded, and the percentage awarded to bureau of apprenticeship training certified programs.

PART 2A

PROVISIONS CONCERNING APPROPRIATIONS FOR FISCAL YEAR 2002-03

GENERAL SECTIONS

Total state spending; payments to local units of government; fiscal year 2002-2003.

Sec. 1201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1A for fiscal year 2002-2003 is \$1,077,700.00 and state spending from state resources to be paid to local units of government for fiscal year 2002-2003 is \$1,077,700.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

Operations.....	\$	<u>1,077,700</u>
TOTAL	\$	1,077,700

This act is ordered to take immediate effect.

Approved August 5, 2003.

Filed with Secretary of State August 6, 2003.

[No. 147]

(HB 4400)

AN ACT to make appropriations for the department of natural resources for the fiscal years ending September 30, 2003 and September 30, 2004; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

The People of the State of Michigan enact:

PART 1

LINE-ITEM APPROPRIATIONS FOR FISCAL YEAR 2003-2004

Appropriations for fiscal year ending September 30, 2004; department of natural resources.

Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of natural resources for the fiscal year ending

September 30, 2004, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF NATURAL RESOURCES

APPROPRIATION SUMMARY:

Full-time equated unclassified positions	6.0	
Full-time equated classified positions	2,088.5	
GROSS APPROPRIATION.....		\$ 254,243,100
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		3,437,900
ADJUSTED GROSS APPROPRIATION.....		\$ 250,805,200
Federal revenues:		
Total federal revenues.....		33,706,600
Special revenue funds:		
Total local revenues		0
Total private revenues.....		1,871,400
Total other state restricted revenues.....		186,403,700
State general fund/general purpose		\$ 28,823,500

DEPARTMENT OF NATURAL RESOURCES - FUNDING SOURCE SUMMARY

APPROPRIATION SUMMARY:

Full-time equated unclassified positions	6.0	
Full-time equated classified positions	2,088.5	
GROSS APPROPRIATION.....		\$ 254,243,100
Interdepartmental grant revenues:		
IDG, engineering services to work orders.....		1,472,800
IDG, MacMullan conference center revenue		1,300,600
IDG, land acquisition services to work orders.....		664,500
Total interdepartmental grants and intradepartmental transfers		3,437,900
ADJUSTED GROSS APPROPRIATION.....		\$ 250,805,200
Federal revenues:		
DAG, federal.....		6,831,700
DOC, federal.....		60,900
DOE, federal.....		1,000
DOD, federal.....		31,000
DOI, federal		18,880,000
DOI, oil and gas royalty revenue		150,000
DOI, timber revenue.....		3,300,000
DOT, federal		4,203,300
EPA, federal.....		248,700
Total federal revenues.....		33,706,600
Special revenue funds:		
Private funds		1,271,400
Private - gift revenues.....		500,000
Private - IGLFC		100,000
Total private revenues.....		1,871,400

	For Fiscal Year Ending Sept. 30, 2004
Air photo fees - geographic information system.....	\$ 135,000
Aircraft fees.....	219,900
Automated license system revenue.....	429,300
Clean Michigan initiative fund	277,800
Delinquent property tax administration fund	1,765,900
Forest recreation fund.....	1,120,700
Forest resource revenue	25,575,500
Game and fish protection fund	60,771,500
Game and fish protection fund - deer habitat reserve.....	2,263,100
Game and fish protection fund - turkey permit fees.....	1,457,200
Game and fish protection fund - waterfowl fees	90,500
Game and fish - wildlife resource protection fund.....	1,344,100
Harbor development fund	245,900
Land exchange facilitation fund.....	5,503,100
Marine safety fund	4,588,200
Michigan civilian conservation corps endowment fund	1,000,000
Michigan state parks endowment fund.....	11,576,600
Michigan state waterways fund	14,980,200
Michigan natural resources trust fund	4,134,800
Nongame wildlife fund.....	592,500
Off-road vehicle trail improvement fund.....	2,759,800
Safety education fund	344,300
Park improvement fund.....	33,562,300
Publication revenue.....	58,700
Recreation improvement fund.....	1,414,400
Shop fees	56,300
Snowmobile registration fee revenue	1,780,100
Snowmobile trail improvement fund.....	8,356,000
Total other state restricted revenues.....	186,403,700
State general fund/general purpose	\$ 28,823,500

Executive.

Sec. 102. EXECUTIVE

Full-time equated unclassified positions	6.0
Full-time equated classified positions.....	42.6
Commission (including travel expense—per diem)	\$ 90,000
Unclassified salaries—6.0 FTE positions	438,600
Education and outreach—32.6 FTE positions.....	2,991,500
Executive direction—10.0 FTE positions	1,711,900
GROSS APPROPRIATION.....	\$ 5,232,000
Appropriated from:	
Interdepartmental grant revenues:	
IDG, MacMullan conference center revenue	21,400
Special revenue funds:	
Aircraft fees.....	500
Air photo fees - geographic information system.....	10,500
Automated license system revenue.....	3,000

	For Fiscal Year Ending Sept. 30, 2004
Delinquent property tax administration fund	\$ 9,000
Forest resource revenue	266,100
Game and fish protection fund	1,789,900
Harbor development fund	600
Land exchange facilitation fund	37,100
Marine safety fund	41,300
Michigan civilian conservation corps endowment fund	500
Michigan natural resources trust fund	7,600
Michigan state parks endowment fund	28,800
Michigan state waterways fund	308,800
Nongame wildlife fund	4,800
Off-road vehicle trail improvement fund	2,700
Park improvement fund	1,876,900
Publications revenue	500
Recreation improvement fund	5,200
Snowmobile registration fee revenue	4,200
Snowmobile trail improvement fund	32,200
State general fund/general purpose	\$ 780,400

Administrative services.

Sec. 103. ADMINISTRATIVE SERVICES

Full-time equated classified positions	237.2
Budget and support services—10.0 FTE positions	\$ 776,200
Grants, contracts, and customer systems—31.0 FTE positions	5,241,700
Human resources—24.0 FTE positions	2,045,700
Office of financial services—26.0 FTE positions	2,253,500
Office of land and facilities—134.2 FTE positions	16,704,600
Program assistance and review—12.0 FTE positions	738,700
GROSS APPROPRIATION	\$ 27,760,400

Appropriated from:

Interdepartmental grant revenues:

IDG, MacMullan conference center revenue	1,279,200
IDG, engineering services to work orders	1,472,800
IDG, land acquisition services to work orders	664,500

Federal revenues:

DOI, federal	320,300
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Special revenue funds:

Aircraft fees	112,900
Air photo fees - geographic information system	700
Automated license system revenue	426,300
Clean Michigan initiative fund	277,800
Delinquent property tax administration fund	1,720,800
Forest resource revenue	1,659,300
Game and fish protection fund	8,600,100
Land exchange facilitation fund	5,424,400
Marine safety fund	368,600

	For Fiscal Year Ending Sept. 30, 2004
Michigan natural resources trust fund	\$ 756,500
Michigan state parks endowment fund.....	46,000
Michigan state waterways fund	883,700
Michigan civilian conservation corps endowment fund	5,900
Nongame wildlife fund.....	3,700
Off-road vehicle trail improvement fund.....	63,200
Park improvement fund.....	1,377,800
Publication revenue.....	58,200
Recreation improvement fund.....	5,300
Snowmobile registration fee revenue	65,600
Snowmobile trail improvement fund.....	77,100
State general fund/general purpose	\$ 2,089,700

Departmental operation support.

Sec. 104. DEPARTMENTAL OPERATION SUPPORT

Building occupancy charges.....	\$ 2,000,100
Rent - privately owned property.....	335,700
Gifts and bequests	500,000
GROSS APPROPRIATION.....	\$ 2,835,800
Appropriated from:	
Special revenue funds:	
Private - gift revenues.....	500,000
Forest resource revenue	753,100
Game and fish protection fund	726,900
Marine safety fund	44,600
Michigan state parks endowment fund.....	211,200
Michigan state waterways fund	203,800
Michigan natural resources trust fund	62,700
Snowmobile trail improvement fund.....	20,800
Park improvement fund.....	304,800
State general fund/general purpose	\$ 7,900

Wildlife management.

Sec. 105. WILDLIFE MANAGEMENT

Full-time equated classified positions.....	191.0
Wildlife administration—14.5 FTE positions	\$ 1,448,200
Wildlife management—167.5 FTE positions	22,158,100
Natural resources heritage—9.0 FTE positions	1,192,700
State game and wildlife area maintenance	200,000
GROSS APPROPRIATION.....	\$ 24,999,000
Appropriated from:	
Federal revenues:	
DOD, federal.....	31,000
DOI, federal.....	9,983,500
EPA, federal.....	1,000
Special revenue funds:	
Private funds	100,000

	For Fiscal Year Ending Sept. 30, 2004
Game and fish protection fund	\$ 8,626,800
Game and fish protection fund - deer habitat reserve.....	2,020,100
Game and fish protection fund - turkey permit fees.....	1,457,200
Game and fish protection fund - waterfowl fees	90,500
Nongame wildlife fund.....	563,600
State general fund/general purpose	\$ 2,125,300

Fisheries management.

Sec. 106. FISHERIES MANAGEMENT

Full-time equated classified positions	225.0
Fisheries administration—8.5 FTE positions.....	\$ 959,600
Fisheries resource management—159.1 FTE positions	15,756,600
Fish production—57.4 FTE positions	7,372,400
Stream habitat improvement	1,284,800
GROSS APPROPRIATION.....	\$ 25,373,400

Appropriated from:

Federal revenues:

DOE, federal.....	1,000
DOC, federal.....	45,900
DOI, federal.....	7,410,400
EPA, federal.....	142,100

Special revenue funds:

Private - IGLFC	100,000
Game and fish protection fund	17,651,900
State general fund/general purpose	\$ 22,100

Parks and recreation.

Sec. 107. PARKS AND RECREATION

Full-time equated classified positions	785.7
State parks—581.2 FTE positions.....	\$ 38,285,700
State park improvement revenue bonds - debt service	1,081,900
Recreational boating—201.5 FTE positions	12,306,700
Michigan civilian conservation corps—3.0 FTE positions.....	993,600
GROSS APPROPRIATION.....	\$ 52,667,900

Appropriated from:

Federal revenues:

EPA, federal.....	104,600
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Special revenue funds:

Private funds	316,600
Harbor development fund.....	245,300
Michigan civilian conservation corps endowment fund	993,600
Michigan state parks endowment fund.....	10,753,700
Michigan state waterways fund	12,061,400
Off-road vehicle trail improvement fund.....	211,700
Park improvement fund.....	27,981,000
State general fund/general purpose	\$ 0

For Fiscal Year
Ending Sept. 30,
2004

Forest, mineral, and fire management.

Sec. 108. FOREST, MINERAL, AND FIRE MANAGEMENT

Full-time equated classified positions.....	334.5	
Forest and timber treatments—114.0 FTE positions.....		\$ 12,378,700
Forest management planning—13.0 FTE positions.....		4,556,900
Adopt-a-forest program.....		50,000
Forest fire protection—137.5 FTE positions.....		9,506,000
Forest recreation and trails—33.0 FTE positions.....		4,400,000
Minerals management—17.3 FTE positions.....		1,979,700
Bennett arboretum.....		20,000
Cooperative resource programs—10.5 FTE positions.....		3,112,100
Forest management initiative—9.2 FTE positions.....		1,009,000
Forest fire equipment.....		1,700,000
GROSS APPROPRIATION.....		\$ 38,712,400
Appropriated from:		
Federal revenues:		
DAG, federal.....		2,056,700
DOI, federal.....		2,000
EPA, federal.....		1,000
Special revenue funds:		
Private funds.....		804,800
Aircraft fees.....		106,500
Air photo fees - geographic information system.....		103,000
Forest recreation fund.....		1,120,700
Forest resource revenue.....		21,360,900
Game and fish protection fund.....		1,781,800
Michigan state waterways fund.....		340,500
Michigan natural resources trust fund.....		1,106,400
Michigan state parks endowment fund.....		496,700
Off-road vehicle trail improvement fund.....		363,700
Recreation improvement fund.....		284,900
Shop fees.....		56,300
Snowmobile trail improvement fund.....		1,745,900
State general fund/general purpose.....		\$ 6,980,600

Law enforcement.

Sec. 109. LAW ENFORCEMENT

Full-time equated classified positions.....	272.5	
Wildlife resource protection—10.0 FTE positions.....		\$ 1,332,500
General law enforcement—262.5 FTE positions.....		25,504,300
GROSS APPROPRIATION.....		\$ 26,836,800
Appropriated from:		
Federal revenues:		
DOC, federal.....		15,000
DOI, federal.....		1,062,800
DOT, federal.....		2,403,300

Compiler's note: The shaded text was vetoed by the Governor, whose veto message appears in this volume under the heading "Vetoes."

For Fiscal Year
Ending Sept. 30,
2004

Special revenue funds:

Game and fish - wildlife resource protection fund.....	\$	1,332,500
Game and fish protection fund		15,619,800
Marine safety fund		1,304,800
Off-road vehicle trail improvement fund.....		744,000
Safety education fund		50,000
Snowmobile registration fee revenue		564,600
State general fund/general purpose	\$	3,740,000

Payments in lieu of taxes.

Sec. 110. PAYMENTS IN LIEU OF TAXES

Swamp and tax reverted lands	\$	7,071,500
Purchased lands		8,272,800
Commercial forest reserve.....		2,691,700
GROSS APPROPRIATION.....	\$	<u>18,036,000</u>

Appropriated from:

Special revenue funds:

Game and fish protection fund		4,668,300
Michigan natural resources trust fund		1,214,700
Michigan state waterways fund.....		376,900
State general fund/general purpose	\$	11,776,100

Grants.

Sec. 111. GRANTS

Grant to counties - marine safety.....	\$	2,805,000
Federal - land and water conservation fund payments.....		1,000
Federal - forest stewardship grants		625,000
Federal - urban forestry grants.....		3,900,000
Federal - rural community fire protection.....		250,000
Federal - clean vessel act grants		100,000
Grants to communities - federal oil, gas, and timber payments		3,450,000
Recreation improvement fund grants.....		1,100,000
Sebewaing Harbor Commission flood control		50,000
Snowmobile local grants program		6,480,000
Snowmobile law enforcement grants		1,142,000
Off-road vehicle safety training grants.....		294,300
Off-road vehicle trail improvement grants		1,374,500
National recreational trails		1,850,000
Game and nongame wildlife fund grants.....		10,000
Inland fisheries resources grants		200,000
GROSS APPROPRIATION.....	\$	<u>23,631,800</u>

Appropriated from:

Federal revenues:

DAG, federal.....		4,775,000
DOI, federal		101,000
DOI, federal oil and gas royalty revenue.....		150,000

Compiler's note: The shaded text was vetoed by the Governor, whose veto message appears in this volume under the heading "Vetoes."

	For Fiscal Year Ending Sept. 30, 2004
DOI, federal timber revenue	\$ 3,300,000
DOT, federal	1,800,000
Special revenue funds:	
Private funds	50,000
Game and fish protection fund	200,000
Marine safety fund	2,805,000
Michigan state waterways fund	50,000
Nongame wildlife fund	10,000
Off-road vehicle trail improvement fund	1,374,500
Safety education fund	294,300
Recreation improvement fund	1,100,000
Snowmobile registration fee revenue	1,142,000
Snowmobile trail improvement fund	6,480,000
State general fund/general purpose	\$ 0

Information technology.

Sec. 112. INFORMATION TECHNOLOGY

Information technology services and projects	\$ 8,157,500
GROSS APPROPRIATION	\$ 8,157,500
Appropriated from:	
Special revenue funds:	
Air photo fees - geographic information system	20,800
Delinquent property tax administration fund	36,100
Forest resource revenue	1,536,100
Game and fish protection fund	1,106,000
Game and fish protection fund - deer habitat reserve	243,000
Game and fish - wildlife resource protection fund	11,600
Land exchange facilitation fund	41,600
Marine safety fund	23,900
Michigan natural resources trust fund	986,900
Michigan state parks endowment fund	40,200
Michigan state waterways fund	755,100
Nongame wildlife fund	10,400
Park improvement fund	2,021,800
Recreation improvement fund	19,000
Snowmobile registration fee revenue	3,700
State general fund/general purpose	\$ 1,301,300

Federal advisory report.

Sec. 113. FEDERAL ADVISORY REPORT

Game and fish protection fund	\$ 100
GROSS APPROPRIATION	\$ 100
Appropriated from:	
State general fund/general purpose	\$ 100

PART 1A

LINE-ITEM APPROPRIATIONS FOR FISCAL YEAR 2002-2003

Appropriation for fiscal year ending September 30, 2003; department of natural resources.

Sec. 151. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of natural resources for the fiscal year ending September 30, 2003, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF NATURAL RESOURCES

FUND SOURCE SUMMARY:

GROSS APPROPRIATION.....	\$	100
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION.....	\$	100
Federal revenues:		
Total federal revenues.....		0
Special revenue funds:		
Total local revenues		0
Total private revenues.....		0
Total other state restricted revenues.....		0
State general fund/general purpose	\$	100

Federal advisory report.

Sec. 152. FEDERAL ADVISORY REPORT

Game and fish protection fund	\$	100
GROSS APPROPRIATION.....	\$	100
Appropriated from:		
State general fund/general purpose	\$	100

PART 2

PROVISIONS CONCERNING APPROPRIATIONS FOR FISCAL YEAR 2003-2004

GENERAL SECTIONS

Total state spending; payments to local units of government.

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for the fiscal year ending September 30, 2004 is \$215,227,200.00 and state spending from state resources to be paid to local units of government for the fiscal year ending September 30, 2004 is \$21,983,000.00. The itemized statement below identifies appropriations from which spending to units of local government will occur:

DEPARTMENT OF NATURAL RESOURCES

PAYMENTS IN LIEU OF TAXES

Swamp and tax reverted lands	\$	7,071,500
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