



# SENATE BILL No. 985

## EXECUTIVE BUDGET BILL

January 25, 1994, Introduced by Senators DeGrow and Schwarz  
and referred to the Committee on Appropriations

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30 1995 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

1 Sec 101 There is appropriated for the department of education  
2 for the fiscal year ending September 30 1995 from the funds  
3 identified as follows

## 1 DEPARTMENT OF EDUCATION

## 2 APPROPRIATIONS SUMMARY

3	Full-time equated unclassified positions	6 0	
4	Full-time equated classified positions	930 5	
5	GROSS APPROPRIATION	\$	733 837 000
6	Interdepartmental grant revenues		
7	Total interdepartmental grants and		
8	intradepartmental transfers		838 600
9	ADJUSTED GROSS APPROPRIATION	\$	732 998 400
10	Federal revenues		
11	Total federal revenues		673 087 300
12	Special revenue funds		
13	Total local revenues		7 293 200
14	Total private revenues		299 200
15	Total other state restricted revenues		12 436 500
16	State general fund/general purpose	\$	39 882 200
17	STATE BOARD OF EDUCATION/OFFICE OF THE SUPERINTENDENT		
18	Full-time equated unclassified positions	6 0	
19	Full-time equated classified positions	15 0	
20	State board of education per diem payments	\$	19 400
21	State board of education-5 0 FTE positions		445 200
22	Superintendent of public instruction-1 0		
23	FTE positions		87 300
24	Unclassified positions-5 0 FTE positions		356 100
25	Executive director programs-10 0 FTE positions		<u>1,413,200</u>
26	GROSS APPROPRIATION	\$	2 321 200
27	Appropriated from		

1	Federal revenues		
2	DED-OESE ECIA chapter 2		708 300
3	DED-OPSE higher education act of 1965		
4	insured loans		50 500
5	DED-OSERS handicapped program (IDEA)		66 900
6	DED-OVAE basic grants to states		106 900
7	Special revenue funds		
8	Legal publications		40 000
9	State general fund/general purpose	\$	1 348 600
10	FINANCE PERSONNEL AND TENURE ACTIVITIES		
11	Full-time equated classified positions	35 0	
12	Finance personnel and tenure activities		
13	operations-35 0 FTE positions	\$	2 379 800
14	State tenure commission per diem		<u>11,100</u>
15	GROSS APPROPRIATION	\$	2 390 900
16	Appropriated from		
17	Federal revenues		
18	DED-OESE chapter 1 state administration		96 000
19	DED-OESE ECIA chapter 2		256 000
20	DED-OSERS handicapped program (IDEA)		46 500
21	DAG-FNS national school lunch		96 100
22	DED-OVAE basic grants to states		63 700
23	DED-OESE chapter 1 migrant education		4 700
24	DED-OESE drug free schools and communities		6 800
25	DED-OSERS rehabilitation services basic support		6 100
26	DOL JTPA		5 600
27	Special revenue funds		

1	Certification fees		41 500
2	State general fund/general purpose	\$	1 767 900
3	CENTRAL SUPPORT		
4	Workers compensation	\$	322 400
5	Education commission of the states		79 600
6	Rent		7 100
7	Training and orientation workshops		50 000
8	Building occupancy charges - property		
9	management services		<u>1,787,200</u>
10	GROSS APPROPRIATION	\$	2 246 300
11	Appropriated from		
12	Federal revenues		
13	DED-OESE ECIA chapter 2		83 600
14	DAG-FNS national school lunch		25 000
15	DAG-FNS nutrition education and training		4 000
16	DED-OBEMLA bilingual education		2 000
17	DED-OERI fund for innovation in education		3 000
18	DED-OERI national diffusion network		3 000
19	DED-OESE chapter 1 migrant education		16 900
20	DED-OESE chapter 1 state administration		43 500
21	DED-OESE civil rights (national origin)		6 200
22	DED-OESE civil rights (race)		4 200
23	DED-OESE civil rights (sex)		7 100
24	DED-OESE drug free schools		3 500
25	DED-OESE even start		2 000
26	DED-OESE mathematics and science administration		10 200
27	DED-OPSE federal lenders allowance		100 900

1	DED-OPSE higher education act of 1965	
2	insured loans	190 600
3	DED-OSERS handicapped client assistance	10 800
4	DED-OSERS handicapped infants and toddlers	9 700
5	DED-OSERS handicapped program (IDEA)	94 800
6	DED-OSERS rehabilitation services	
7	basic support	451 500
8	DED-OSERS technology assistance program	4 000
9	DED-OVAE adult education for the homeless	5 900
10	DED-OVAE adult education state	
11	administered program	18 800
12	DED-OVAE basic grants to states	75 400
13	DED-OVAE homeless children and youth	13 000
14	DED-OVAE state councils	8 000
15	DOL JTPA	17 400
16	HHS-CDC AIDS education	13 400
17	HHS-SSA supplemental security income	8 600
18	HHS-SSA contract for services	7 300
19	National science foundation	8 600
20	National and community service commission	1 500
21	VA contract	10 100
22	Special revenue funds	
23	Certification fees	57 000
24	Driver fees	11 500
25	Motorcycle license fees	3 000
26	Private occupational school license fees	3 000
27	Training and orientation workshop fees	50 000

1	State general fund/general purpose	\$	857 300
2	ADMINISTRATIVE SERVICES		
3	Full-time equated classified positions	39 0	
4	Administration services operations-39 0 FTE		
5	positions	\$	<u>1,914,800</u>
6	GROSS APPROPRIATION	\$	1 914 800
7	Appropriated from		
8	Federal revenues		
9	DED OESE ECIA chapter 2		265 400
10	DAG-FNS national school lunch		47 300
11	DED-OPSE federal lenders allowance		59 100
12	DED-OPSE higher education act of 1965		
13	insured loans		56 200
14	Special revenue funds		
15	School loan exception fees		42 000
16	State general fund/general purpose	\$	1 444 800
17	SCHOOL MANAGEMENT SERVICES		
18	Full-time equated classified positions	44 1	
19	School management operations-41 6 FTE positions	\$	2 986 700
20	National highway safety		90 000
21	Off-road vehicle safety training-1 5		
22	FTE positions		109 900
23	Child care audit		282 200
24	Surplus commodity distribution expense-1 0		
25	FTE position		<u>117,600</u>
26	GROSS APPROPRIATION	\$	3 586 400
27	Appropriated from		

1	Federal revenues		
2	DAG-Commodity supplemental food program		51 000
3	DAG-FNS national school lunch		2 388 700
4	DAG-TEFAP		66 600
5	DOT-NHTSA highway safety		90 000
6	Special revenue funds		
7	Commodity distribution fees		39 700
8	Driver fees		441 400
9	Motorcycle license fees		128 300
10	Safety education fund		109 900
11	State general fund/general purpose	\$	270 800
12	OFFICE OF GRANTS AND TECHNOLOGY		
13	Full-time equated classified positions	25 5	
14	Evaluation operations—2 0 FTE positions	\$	168 500
15	Research and information operations—9 5		
16	FTE positions		687 300
17	Grants and technology operations—14 0		
18	FTE positions		<u>1,069,200</u>
19	GROSS APPROPRIATION	\$	1 925 000
20	Appropriated from		
21	Federal revenues		
22	DED-OESE chapter 1 state administration		168 500
23	DED-OESE ECIA chapter 2		1 223 400
24	National and community service commission		47 600
25	DED-OERI national diffusion network		174 900
26	State general fund/general purpose	\$	310 600
27	OFFICE OF ENRICHMENT AND COMMUNITY SERVICES		

1	Full-time equated classified positions	49 8	
2	Enrichment and community services-49 8		
3	FTE positions	\$	<u>4,027,300</u>
4	GROSS APPROPRIATION	\$	4 027 300
5	Appropriated from		
6	Federal revenues		
7	DED-OESE civil rights (national origin)		218 900
8	DED-OESE civil rights (race)		247 300
9	DED-OESE civil rights (sex)		257 900
10	DED-OESE migrant even start		1 500
11	DED-OESE chapter 1 migrant education		765 400
12	DED-OESE chapter 1 state administration		1 750 400
13	DED-OVAE homeless children and youth		228 500
14	DED-OBEMLA bilingual education		141 300
15	DED-OBEMLA emergency immigrant		
16	education assistance		4 400
17	State general fund/general purpose	\$	411 700
18	SCHOOL PROGRAM QUALITY SERVICES		
19	Full-time equated classified positions	79 9	
20	Comprehensive school health-12 1 FTE positions	\$	923 500
21	Essential and employability skills assessment-4 0		
22	FTE positions		550 900
23	Michigan accreditation program-6 0		
24	FTE positions		556 900
25	Michigan educational assessment program-9 0		
26	FTE positions		616 400
27	Michigan educational assessment program tests		1 151 700



1	School program quality operations-35 6	
2	FTE positions	3 233 800
3	Education reform implementation	2 000 000
4	Endorsed diploma retest	200 000
5	Early childhood education-13 2 FTE positions	1 236 100
6	Proficiency test development	508 700
7	Proficiency test administration	<u>300,000</u>
8	GROSS APPROPRIATION	\$ 11 278 000
9	Appropriated from	
10	Federal revenues	
11	DED-OERI fund for innovation in education	355 700
12	DED-OESE chapter 1 state administration	99 200
13	DED-OESE Christa McAuliffe fellowships	2 400
14	DED-OESE drug free schools and communities	155 200
15	DED-OESE ECIA chapter 2	710 600
16	DED-OESE foreign language assistance	46 700
17	DED-OESE mathematics and science	
18	administration	414 800
19	DED-OSERS handicapped preschool incentive	
20	grants	298 900
21	HHS-ACF at risk child care	50 300
22	HHS-CDC AIDS education	684 700
23	DAG-FNS nutrition education and training	186 000
24	DED-OSEKs handicapped infants and toddlers	605 400
25	HHS-OHDS dependent care block grant	33 000
26	DED-OESE even start	176 300
27	National science foundation	207 400

1	State general fund/general purpose	\$	7 251 400
2	SPECIAL EDUCATION SERVICES		
3	Full-time equated classified positions	48 1	
4	Special education operations-48 1 FTE positions	\$	<u>3,996,100</u>
5	GROSS APPROPRIATION	\$	3 996 100
6	Appropriated from		
7	Federal revenues		
8	DED-OESE chapter 1 state administration		45 400
9	DED-OSERS handicapped program (IDEA)		3 578 900
10	HHS-HCFA medical assistance program		
11	title XIX		80 000
12	Special revenue funds		
13	Certification fees		18 300
14	State general fund/general purpose	\$	273 500
15	MICHIGAN SCHOOL FOR THE BLIND		
16	Full-time equated classified positions	105 6	
17	School for the blind operation-103 3		
18	FTE positions	\$	5 010 700
19	Corrections academy lease		299 900
20	Corrections food service		270 100
21	Michigan deaf/blind center-2 3 FTE positions		246 000
22	Private gifts		203 200
23	State employee child care center		<u>90,000</u>
24	GROSS APPROPRIATION	\$	6 119 900
25	Appropriated from		
26	Interdepartmental grant revenues		
27	IDG from corrections academy food service		270 100

1	IDG from corrections academy lease		299 900
2	Federal revenues		
3	DAG-FNS national school lunch		21 200
4	DED-OSERS handicapped children ECIA		
5	chapter 1		63 300
6	DED-OSERS handicapped innovative programs		246 000
7	DED-OSERS handicapped program (IDEA)		200 000
8	Special revenue funds		
9	Local-cost sharing (schools for blind/deaf)		2 778 200
10	Private-gifts bequests and donations		203 200
11	Living and learning resource center - rent		6 000
12	State employee child care center		90 000
13	State general fund/general purpose	\$	1 942 000
14	MICHIGAN SCHOOL FOR THE DEAF		
15	Full-time equated classified positions	123 0	
16	School for the deaf operations-123 0 FTE		
17	positions	\$	7 421 400
18	Private gifts		<u>50,000</u>
19	GROSS APPROPRIATION	\$	7 471 400
20	Appropriated from		
21	Federal revenues		
22	DAG-FNS national school lunch		51 400
23	DED-OSERS captioned films		14 000
24	DED-OSERS handicapped children ECIA		
25	chapter 1		204 600
26	DED-OSERS handicapped program (IDEA)		261 100
27	DED-OESE drug free schools and communities		4 000

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1	Special revenue funds		
2	Local-cost sharing (schools for blind/deaf)		4 515 000
3	Private-gifts bequests and donations		50 000
4	State general fund/general purpose	\$	2 371 300
5	CAREER AND TECHNICAL EDUCATION		
6	Full-time equated classified positions	45 5	
7	Career and technical education operations-39 5		
8	FTE positions	\$	2 745 800
9	Michigan council on vocational education-4 0		
10	FTE positions		334 100
11	Operation graduation oversight-2 0		
12	FTE positions		<u>128,600</u>
13	GROSS APPROPRIATION	\$	3 208 500
14	Appropriated from		
15	Federal revenues		
16	DED-OVAE basic grants to states		1 906 600
17	DED-OVAE state councils		334 100
18	Special revenue funds		
19	State general fund/general purpose	\$	967 800
20	HIGHER EDUCATION MANAGEMENT SERVICES		
21	Full-time equated classified positions	37 0	
22	Higher education management operations-29 0 FTE		
23	positions	\$	2 149 900
24	Office of minority equity-7 0 FTE positions		443 000
25	Mathematics and science program-1 0 FTE position		<u>118,800</u>
26	GROSS APPROPRIATION	\$	2 711 700
27	Appropriated from		

1	Federal revenues		
2	DED-OESE mathematics and science administration		118 800
3	DED-OPSE higher education act of 1965		
4	insured loans		929 100
5	DED-OVAE basic grants to states		686 500
6	VA contract		106 500
7	Special revenue funds		
8	Certification fees		70 800
9	Private occupational school license fees		146 200
10	State general fund/general purpose	\$	653 800
11	TEACHER PREPARATION AND CERTIFICATION SERVICES		
12	Full-time equated classified positions	30 0	
13	Teacher certification operations-24 0		
14	FTE positions	\$	1 793 100
15	Teacher preparation operations-6 0 FTE positions		473 000
16	Department of attorney general		<u>40,000</u>
17	GROSS APPROPRIATION	\$	2 306 100
18	Appropriated from		
19	Special revenue funds		
20	Certification fees		2 306 100
21	State general fund/general purpose	\$	0
22	STUDENT FINANCIAL ASSISTANCE SERVICES		
23	Full-time equated classified positions	180 5	
24	Student financial assistance operations-129 0		
25	FTE positions	\$	19 943 500
26	Department of attorney general		396 300
27	Department of treasury		5 500 000

1	State direct loan program-51 5 FTE positions		<u>10,536,000</u>
2	GROSS APPROPRIATION	\$	36 375 800
3	Appropriated from		
4	Federal revenues		
5	DED-OPSE federal lenders allowance		10 582 300
6	DED-OPSE higher education act of 1965		
7	insured loans		24 297 000
8	Special revenue funds		
9	Private-college work study		46 000
10	MI-CASHE fees		354 400
11	State general fund/general purpose	\$	1 096 100
12	ADULT EXTENDED LEARNING SERVICES		
13	Full-time equated classified positions	27 0	
14	Adult extended learning operations-27 0		
15	FTE positions	\$	<u>2,343,400</u>
16	GROSS APPROPRIATION	\$	2 343 400
17	Appropriated from		
18	Federal revenues		
19	DED-OVAE adult education state		
20	administered program		744 100
21	DED-OVAE adult education for the homeless		162 400
22	DOL JTPA		755 400
23	VA contract		511 800
24	Special revenue funds		
25	Certification fees		32 900
26	State general fund/general purpose	\$	136 800
27	INFORMATION SERVICE CENTER		

1	Full-time equated classified positions	45 5	
2	Information service center operations—45 5		
3	FTE positions	\$	3 692 000
4	Educational information network		<u>300,000</u>
5	GROSS APPROPRIATION	\$	3 992 000
6	Appropriated from		
7	Interdepartmental grant revenues		
8	IDG from commerce ADP		174 600
9	Federal revenues		
10	DAG-FNS national school lunch		61 800
11	DED-OESE ECIA chapter 2		290 300
12	DED-OPSE federal lenders allowance		227 900
13	DED-OPSE higher education act of 1965		
14	insured loans		54 400
15	DED-OSERS rehabilitation services		
16	basic support		786 700
17	Special revenue funds		
18	Certification fees		239 800
19	Driver fees		10 400
20	State general fund/general purpose	\$	2 146 100
21	GRANTS AND DISTRIBUTIONS		
22	FEDERAL PROGRAMS		
23	Adult basic education	\$	8 024 100
24	AIDS education grants		100 000
25	Competitive child care and development		450 000
26	Christa McAuliffe grants		77 600
27	DED-OESE even start		3 326 900

1	Drug free schools grant	14 000 000
2	ECIA chapter 1	260 000 000
3	ECIA chapter 1 handicapped	7 589 800
4	ECIA chapter 1 migrant	12 000 000
5	ECIA chapter 2 grants	13 480 900
6	Framework grants	1 136 900
7	Foreign language grants	593 600
8	Emergency immigrant	300 000
9	Handicapped infants and toddlers	16 000 000
10	Homeless children and youth	833 000
11	Homeless education grant	400 000
12	Job training partnership act	7 952 700
13	Mathematics and science grants	9 356 000
14	Migrant even start	282 300
15	Pre-school grants (IDEA)	12 136 800
16	School age child care grants	261 700
17	School lunch program-federal share	196 800 000
18	Serve America grants	585 400
19	Special education	1 500 000
20	Special studies	81 300
21	Statewide systemic initiative grant	1 900 000
22	Surplus commodity	2 506 000
23	Systems change for inclusive education	266 400
24	Training personnel for education of	
25	the handicapped	253 600
26	Vocational education act of 1963	38 507 200
27	STATE PROGRAMS	



1	Communities first pilot projects	\$	95 000
2	Driver education		7 250 000
3	School readiness grants		11 753 000
4	Eastern Upper Peninsula telecommunications		125 000
5	National geographic alliance		36 800
6	Motorcycle safety education		750 000
7	Off-road vehicle safety training grant		194 300
8	School lunch program - state share		2 275 600
9	School lunch program - supplemental		
10	state grants		2 032 100
11	State breakfast program		320 300
12	State match-school age child care grants		<u>87,900</u>
13	GROSS APPROPRIATION	\$	635 622 200
14	Appropriated from		
15	Interdepartmental grant revenues		
16	IDG from social services		94 000
17	Federal revenues		
18	DAG-FNS national school lunch		196 800 000
19	DAG-TEFAP		2 506 000
20	DED-OBEMLA emergency immigrant education		
21	assistance		300 000
22	DED-OERI fund for innovation in education		1 136 900
23	DED-OESE chapter 1 local educational agencies		260 000 000
24	DED-OESE chapter 1 migrant education		12 000 000
25	DED-OESE Christa McAuliffe fellowships		77 600
26	DED-OESE drug free schools and communities		14 000 000
27	DED-OESE ECIA chapter 2		13 480 900

1	DED-OESE foreign language assistance	593 600
2	DED-OESE even start	3 326 900
3	DED-OESE mathematics and science	
4	administration	9 356 000
5	DED-OESE migrant even start	282 300
6	DED-OSERS handicapped children ECIA	
7	chapter 1	7 589 800
8	DED-OSERS handicapped infants and toddlers	16 000 000
9	DED-OSERS handicapped preschool	
10	incentive grants	12 136 800
11	DED-OSERS handicapped program (IDEA)	1 500 000
12	DED-OSERS handicappers special studies	81 300
13	DED-OSERS personnel development	253 600
14	DED-OSERS severely handicapped	266 400
15	DED-OVAE adult education state	
16	administered program	8 024 100
17	DED-OVAE basic grants to states	38 507 200
18	DED-OVAE adult education for the homeless	400 000
19	DED-OVAE homeless children and youth	833 000
20	DOL JTPA	7 952 700
21	HHS-ACF at risk child care	450 000
22	HHS-CDC AIDS education	100 000
23	HHS-OHDS dependent care block grant	261 700
24	National science foundation	1 900 000
25	National and community service commission	585 400
26	Special revenue funds	
27	Driver fees	7 250 000

1	Motorcycle license fees	750 000
2	Safety education fund	194 300
3	State general fund/general purpose	\$ 16 631 700

#### 4 **GENERAL SECTIONS**

5       Sec 201 (1) In accordance with the provisions of section 30 of  
6 article IX of the state constitution of 1963 total state spending in  
7 this bill is \$52 318 700 00 and state spending to units of local  
8 government is as follows

#### 9 DEPARTMENT OF EDUCATION

10	State school breakfast program	\$ 320 300
11	School lunch program - state share	2 275 600
12	School lunch program - supplemental	
13	state grants	2 032 100
14	Motorcycle safety	750 000
15	Driver education	7 250 000
16	Total	\$ 12 628 000

17       (2) When it appears to the director of the department that state  
18 spending to local units of government will be less than the amount that  
19 was projected to be expended for any quarter the director shall  
20 immediately give notice of the approximate shortfall to the department  
21 of management and budget the senate and house appropriations  
22 committees and the senate and house fiscal agencies

23       Sec 202 The appropriations made and the expenditures authorized  
24 under this act and the departments agencies commissions boards  
25 offices and programs for which an appropriation is made under this act  
26 are subject to the management and budget act Act No 431 of the Public  
27 Acts of 1984 being sections 18 1101 to 18 1594 of the Michigan

## 1 Compiled Laws

2       Sec   203   As used in this act

3       (a)   AIDS   means acquired immunodeficiency syndrome

4       (b)   CDC    means center for disease control

5       (c)   DAG    means the United States department of agriculture

6       (d)   DED    means the United States department of education

7       (e)   Department   means the Michigan department of education

8       (f)   DOL    means the United States department of labor

9       (g)   ECIA   means the education consolidation and improvement act

10      (h)   FNS    means food and nutrition service of the USDA

11      (i)   HHS    means the United States department of health and human  
12 services

13      (j)   HCFA   means the health care financing administration

14      (k)   IDEA   means the individuals with disabilities education act

15      (l)   IDG    means interdepartmental grant

16      (m)   JTPA   means the job training partnership act

17      (n)   NHTSA   means the national highway traffic safety

18 administration

19      (o)   OBEMLA   means office of bilingual education and minority  
20 languages affairs

21      (p)   OERI   means office of educational research and improvement

22      (q)   OESE   means office of elementary and secondary education

23      (r)   OHDS   means office of human development services

24      (s)   OPSE   means office of postsecondary education

25      (t)   OSERS   means the office of special education rehabilitation

26 service

27      (u)   OVAE   means office of vocational and adult education

28      (v)   SSA    means the social security administration

(w) TEFAP means the emergency food assistance program

(x) USDA means the United States department of agriculture

(y) VA means the United States veterans administration

Sec 204 A position created under this act that is fully funded by federal funds shall not be continued as a state funded position when the federal funds are discontinued or reduced to the point that the federal funds will not sustain the position 100%

Sec 205 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 section 101 and that do not require additional state matching funds are appropriated for the purposes intended

Sec 206 (1) Beginning October 1 1994 there shall be a hiring freeze imposed on the state classified civil service State departments and agencies shall be 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 from one position to another within a department or to positions that are funded 80% or more from federal or restricted funds

(2) The director of the department of management and budget shall grant exceptions to this hiring freeze when the director believes that such a hiring freeze will result in rendering a state department or agency unable to deliver basic services The director of the department of management and budget shall report by the fifteenth of each month to the chairpersons of the senate and house appropriations

1 committees the number of exclusions to the hiring freeze approved  
2 during the previous month and the reasons to justify the exclusion

3       Sec 207 (1) The department shall provide the department of  
4 management and budget and the senate and house fiscal agencies with  
5 copies of the state board of education agenda and all supporting  
6 documents at the time the agenda and supporting documents are provided  
7 to state board of education members

8       (2) The department shall furnish budget development documentation  
9 to the department of management and budget as required by section 331  
10 of the management and budget act Act No 431 of the Public Acts of  
11 1984 being section 18 1331 of the Michigan Compiled Laws

12       Sec 208 The amounts appropriated for utilities and that portion  
13 of contractual services supplies and materials used to pay for  
14 utility service to state facilities in section 101 may be expended in a  
15 manner consistent with the provisions of section 253 of the management  
16 and budget act Act 431 of the Public Acts of 1984 being section  
17 18 1253 of the Michigan Compiled Laws

18       Sec 209 In addition to the funds appropriated in section 101  
19 there is hereby appropriated such federal local or private funds as  
20 the department may be eligible to receive up to a total of  
21 \$20 000 000 00 These funds shall not be available for expenditure  
22 unless transferred to a line item in this act in compliance with the  
23 applicable provisions of section 393 of the management and budget act  
24 Act 431 of the Public Acts of 1984 being section 18 1393 of the  
25 Michigan Compiled Laws

26 **STATE BOARD/OFFICE OF THE SUPERINTENDENT**

27       Sec 301 (1) The appropriations in section 101 may be used for  
28 per diem payments to members of boards committees and commissions for

1 each day s board committee or commission work at which a quorum is  
 2 present for attending a hearing as authorized by the respective board  
 3 committee or commission or for performing official business as  
 4 authorized by the respective board committee or commission The per  
 5 diem payments shall be at a rate as follows

6 (a) State board of education - president \$ 110 00 per day

7 (b) State board of education - member other  
 8 than president 100 00 per day

9 (c) State tenure commission - member \$ 50 00 per day

10 (2) A state board of education member shall not be paid a per diem  
 11 for more than 24 days per year

12 (3) The administrative secretary of the state board of education  
 13 shall report to the public the house and senate fiscal agencies and  
 14 the department of management and budget the previous month s expenses  
 15 by fund source for members of the state board of education related to  
 16 the performance of their responsibilities

17 Sec 302 Included in section 101 are funds for the office of  
 18 minority equity in postsecondary education That office shall review  
 19 and make recommendations for enhancing the state s progress in  
 20 responding to the educational needs of minorities handicappers and  
 21 women in postsecondary education The office shall serve as ombudsman  
 22 to investigate and resolve reports of barriers to minority success on  
 23 state university campuses

24 Sec 303 (1) From the amount appropriated in section 101 to the  
 25 state board of education not more than \$27 500 00 shall be expended  
 26 for travel

27 (2) The state board of education shall not expend amounts for  
 28 travel appropriated from DED-OVAE basic grants to states

**1 FINANCE PERSONNEL AND TENURE ACTIVITIES**

2       Sec 401 Of the funds appropriated in section 101 for finance  
3 personnel and tenure activities there is allocated an amount  
4 sufficient to provide 2 0 full-time equated classified positions for  
5 the purpose of reviewing school district federal single audits in  
6 compliance with OMB circular A-128

**7 SCHOOL PROGRAM QUALITY SERVICES**

8       Sec 501 (1) The contracts provided for in section 101 that  
9 relate to the Michigan education assessment program shall be awarded on  
10 the basis of competitive bidding A1 public school districts in this  
11 state shall participate in the tenth grade assessment program

12       (2) The department shall release the results of the tests at the  
13 same time to all private schools and public school districts taking the  
14 tests at the same time

15       Sec 502 (1) The department shall continue to redevelop tests for  
16 use in the essential skills assessment of students in the fourth  
17 seventh and tenth grades in the areas of language arts and  
18 mathematics The reading and the mathematics tests shall be  
19 administered annually in all public school districts

20       (2) The science test shall be administered annually in all public  
21 school districts to students in the fifth eighth and eleventh grades

22       (3) The department shall develop materials to assist local school  
23 districts in using and reporting Michigan education assessment program  
24 tests results

25       (4) The general fund allocations in section 101 include funding to  
26 provide assessment program tests to nonpublic schools The department  
27 shall notify nonpublic schools that they are eligible to receive the  
28 tests without cost to them



1       Sec 503   The department shall provide a progress report to the  
2 chairs of the house and senate education appropriations subcommittees  
3 and the department of management and budget no later than May 15 of  
4 each year describing the activities of the department during the  
5 previous fiscal year and current status relative to the implementation  
6 of sections 1204a 1277 1278 and 1280 of Act No 25 of the Public  
7 Acts of 1990 being sections 380 1204a 380 1277 380 1278 and  
8 380 1280 of the Michigan Compiled Laws

9       Sec 504   In order to assist local school districts in  
10 establishing in-district schools of choice programs the department  
11 shall do all of the following

12       (a) Provide technical assistance and administrative support to  
13 districts as requested

14       (b) Disseminate information to districts the public and the  
15 legislature on the characteristics and outcomes of the various  
16 in-district schools of choice plans implemented under this section

17       (c) Develop guidelines and recommendations for a possible  
18 transition to an intermediate district schools of choice program within  
19 the boundaries of an intermediate district

20       Sec 505   The Michigan employment skills assessment shall be  
21 offered to all Michigan school districts Participation in this  
22 component is voluntary During the 1994-95 school year participating  
23 districts shall offer the program to all students in grades 8 through

24 12       The department shall provide the materials local districts need  
25 to implement the program

26       Sec 506   The department may contract with a private or nonprofit  
27 agency a college or university a local school district an  
28 intermediate district or a combination of those entities as well as

1 with testing companies for the development pilot-testing and  
2 implementation of the standards for the Michigan accreditation program  
3       Sec 507 From the amount appropriated in section 101 for  
4 proficiency test development there is allocated \$508 700 00 for  
5 developing the proficiency test required pursuant to this section Not  
6 later than July 31 1995 the department shall develop and the state  
7 board shall approve assessment instruments to determine pupil  
8 proficiency in communication arts mathematics science and other  
9 subject areas specified by the state board The assessment instruments  
10 shall be based on the state board model core curriculum outcomes

11 **SPECIAL EDUCATION SERVICES/MSB/MSD PROGRAMS**

12       Sec 601 The employees at the Michigan school for the blind and  
13 the Michigan school for the deaf who work on a school year basis shall  
14 be considered annual employees for purposes of service credits  
15 retirement and insurance benefits

16       Sec 602 For each student enrolled at the Michigan school for the  
17 blind and the Michigan school for the deaf the department shall assess  
18 the intermediate school district of residence 100% of the cost of  
19 operating the student s instructional program The amount shall exclude  
20 room and board related costs and the cost of weekend transportation  
21 between the school and the student s home

22       Sec 603 (1) The department may assess rent to the department of  
23 corrections for Michigan school for the blind space occupied by the  
24 corrections staff training academy The rental rates and all leasing  
25 arrangements shall be subject to the approval of the department of  
26 management and budget Amounts received under section 101 for the  
27 corrections academy lease program may be expended by the department for  
28 operation maintenance and renovation expenses associated with the

1 lease space The balance of the unexpended and unencumbered funds  
2 shall revert to the general fund

3 (2) In addition the department may receive and expend funds in  
4 addition to those authorized in section 101 for the rental of  
5 facilities at the Michigan school for the blind to private or publicly  
6 funded organizations

7 Sec 604 The department shall assess rent to the state employee  
8 child care center for the rental of space it occupies at the Michigan  
9 school for the blind The rental rates and all leasing arrangements  
10 shall be subject to the approval of the department of management and  
11 budget Amounts received under section 101 for the child care center  
12 may be expended by the department for the operation maintenance and  
13 renovation of the leased space

14 Sec 605 From the funds appropriated in section 101 for salaries  
15 wages and fringe benefits for employees of the school for the blind  
16 not more than 1% may be expended to cover the costs of salaries wages  
17 and fringe benefits for time necessary to prepare for the opening and  
18 closing of camp Tuhsmeheeta for summer activities

19 Sec 606 Proceeds from the sale of surplus property and  
20 facilities at the Michigan school for the deaf are hereby appropriated  
21 for the purposes of repairs renovations and maintenance of the  
22 school s campus Any unexpended and unencumbered funds remaining on  
23 September 30 1995 from such proceeds shall be carried forward as a  
24 work project for the purposes of repairs renovations and maintenance  
25 of the school s campus at a total estimated cost not to exceed the  
26 proceeds of the sales The work is to be completed by September 30  
27 1997

28 Sec 607 The department is authorized to assist the department

1 of social services other departments and local school districts  
 2 secure reimbursement for eligible services provided in Michigan schools  
 3 from the federal medicaid program The department may submit reports  
 4 of direct expenses related to this effort to the department of social  
 5 services for reimbursement

**6 TEACHER PREPARATION AND CERTIFICATION SERVICES/HIGHER EDUCATION**

**7 MANAGEMENT SERVICES**

8 Sec 701 From the funds appropriated in section 101 for teacher  
 9 preparation and certification services the department shall expend the  
 10 funds to provide 1 full-time equated classified position to handle the  
 11 professional personnel register and certificate revocation/felony  
 12 conviction files

13 Sec 702 Not later than November 30 1994 the department shall  
 14 submit to the senate and house appropriations subcommittees respon-  
 15 sible for the department s budget the senate and house fiscal  
 16 agencies and the department of management and budget a report on the  
 17 status of activities to meet the requirements of section 1531 of the  
 18 school code of 1976 Act No 451 of the Public Acts of 1976 being  
 19 section 380 1531 of the Michigan Compiled Laws relating to teacher  
 20 test development validation and implementation

21 Sec 703 In addition to the funds appropriated in section 101  
 22 the department is authorized to receive and expend additional revenues  
 23 which might result from the enactment of legislation increasing fees  
 24 for the regulation of private occupational schools The department  
 25 shall submit a spending plan for approval by the department of  
 26 management and budget prior to expending such additional funds

**27 VOCATIONAL-TECHNICAL EDUCATION SERVICES/ADULT EXTENDED LEARNING**

**28 SERVICES**

1       Sec 801    The department may contract responsibility to an  
2 intermediate school district to operate the Michigan occupational  
3 information system and allow the intermediate school district to charge  
4 local users for the services

5       Sec 802    The department may enter into an agreement with the  
6 Michigan jobs commission established by Executive Order 1993-3 to  
7 receive federal JOBS administrative funds for costs related to  
8 administering the EDGE program   The department may not allot or expend  
9 these funds until a spending plan has been submitted to and approved by  
10 the department of management and budget

11 **INFORMATION SERVICE CENTER/STUDENT FINANCIAL ASSISTANCE SERVICES**

12       Sec 901    From the general fund/general purpose appropriation in  
13 section 101   there is allocated \$300 000 00 for a pilot project to  
14 establish an educational information network by linking electronically  
15 a number of intermediate school districts with the department in order  
16 to collect and disseminate information   It is the intent of the pilot  
17 project to develop the technology and skills necessary to link  
18 intermediate school districts with local school districts   forming a  
19 statewide network   The funds shall be used for equipment for  
20 intermediate school districts   staff training   and the administration  
21 of the educational information network

22       Sec 902    In addition to the funds appropriated in section 101  
23 the department may utilize collections from defaulted loans in the  
24 Martin Luther King Jr -Cesar Chavez-Rosa Parks program to offset the  
25 associated administrative costs of administering the collection  
26 program

27 **GRANTS AND DISTRIBUTIONS**

28       Sec 1001   As a condition of receiving a grant under this act from

1 the Carl D Perkins vocational and applied technology education act 20  
2 U S C 2301 et seq a local school district or intermediate school  
3 district shall report all of the following to the department within 30  
4 days after an audit exception occurs

5 (a) The name of the intermediate school district or local school  
6 district having the audit exception

7 (b) The amount in controversy

8 (c) The steps that are being taken to recover any losses

9 (d) The corrective measures that are being taken

10 (e) Any other information relative to an audit exception that the  
11 department considers necessary

12 Sec 1002 The department shall disburse the funds to a general  
13 fund grantee in accordance with the same standards of timing and amount  
14 that apply to disbursements made by the department to a federal fund  
15 grantee The disbursement shall be restricted to the minimum amount  
16 needed for immediate disbursement by the grantee The department may  
17 waive this section if extenuating circumstances warrant and are  
18 substantiated in the grantee s application or other appropriate  
19 documentation

20 Sec 1003 The funds appropriated in section 101 for school  
21 breakfast programs in combination with funds appropriated under the  
22 school aid act for school breakfast programs shall be made available to  
23 all public school districts as follows

24 (a) The district participates in the school breakfast program and  
25 meets all standards as prescribed by 7 C F R parts 220 and 245 of the  
26 USDA regulations

27 (b) Payment shall be made for each breakfast served meeting  
28 standards prescribed in subdivision (a) above

1 (c) The payment shall be a per meal rate equal to the lesser of  
2 the school district s actual cost or 100% of the cost of a breakfast  
3 served by an efficiently operated breakfast program as determined by  
4 the department less any participant s payments and federal  
5 reimbursement

6 (d) Determination of efficient cost shall be derived from a  
7 statistical sampling of statewide and regional cost as reported in a  
8 manner approved by the department for the preceding school year

9 Sec 1004 The funds appropriated in section 101 for drug-free  
10 schools and communities shall be expended to provide for technical  
11 assistance and to provide grants to or contracts with local school  
12 districts intermediate school districts and community agencies for  
13 the provision of K-12 school drug education and prevention  
14 programming and related parent education programs and other drug  
15 education prevention programming consistent with federal requirements  
16 and the state s application approved by the United States department of  
17 education for funding under part B of the amended drug-free schools and  
18 communities act of 1986 title V of the elementary and secondary  
19 education act of 1965 Public Law 89-10 20 U S C 3191 to 3197

20 Sec 1005 (1) The funds appropriated in section 101 for school  
21 readiness grants shall be made available through a competitive  
22 application process as follows

23 (a) An applicant may be any public or private nonprofit legal  
24 entity or agency other than a local or intermediate school district  
25 except a local or intermediate school district acting as a fiscal agent  
26 for a child caring organization regulated under Act No 116 of the  
27 Public Acts of 1973 being sections 722 111 to 722 128 of the Michigan  
28 Compiled Laws

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

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

7 (d) The recommendation for awarding of grants by the state board  
8 of education to applicants shall be based upon meeting the following  
9 criteria

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

13 (ii) Employment of teachers possessing proper training in early  
14 childhood development including an early childhood (ZA) endorsement  
15 and/or child development associate and trained support staff

16 (iii) Evidence of collaboration with the community of providers in  
17 early childhood development programs including documentation of the  
18 total number of children in the community who would meet the criteria  
19 established in subparagraph (v) and who are being served by other  
20 providers and the number of children who will remain unserved by other  
21 community early childhood programs if this program is funded

22 (iv) The extent to which these funds will supplement other  
23 federal state local or private funds

24 (v) The extent to which these funds will be targeted to children  
25 who will be at least 4 but less than 5 years of age as of December 1  
26 of the year in which the programs are offered and who show evidence of  
27 two or more at risk factors as defined in the state board of  
28 education report entitled children at risk that was adopted by the



1 state board on April 5 1988

2 (VI) Inclusion of nutritional services health screening for  
3 participating children and provision of referral services for families  
4 eligible for community social services

5 (VII) Whether the application contains a comprehensive evaluation  
6 plan which includes implementation of all program components required  
7 and an assessment of the gains of children participating in a school  
8 readiness preschool program

9 (e) Applications shall provide for the establishment of a school  
10 readiness advisory committee that shall be involved in the planning and  
11 evaluation of the program and provides for the involvement of parents  
12 and appropriate community volunteer and social service agencies and  
13 organizations At least 50% of the committee members shall be parents  
14 or legal guardians of current or former program participants The  
15 committee shall do all of the following

16 (1) Review all referrals for participation in the school  
17 readiness program and recommend children for placement

18 (11) Review the health screening program for all participants

19 (111) Review the nutritional services provided to all  
20 participants

21 (IV) Review the mechanisms in place for the referral of families  
22 to community social service agencies as appropriate

23 (V) Review the collaboration with and the involvement of  
24 appropriate community volunteer and social service agencies and  
25 organizations in addressing all aspects of education disadvantage

26 (VI) Review evaluate and make recommendations for changes in the  
27 school readiness program

28 (f) The application shall identify the number of participants at

1 least partially supported by fees the amount of fees collected and  
 2 the amount of fees and purposes for which the fees were expended in the  
 3 previous program year

4 (2) A grant when combined with other sources of state revenue  
 5 for this program shall not exceed \$3 000 00 per child or the cost of  
 6 the program

7 (3) An applicant that received a grant under this section in the  
 8 1993-94 fiscal year shall receive priority for funding in 1994-95  
 9 However continuation of funding beyond 3 state fiscal years is  
 10 contingent on the availability of funds and documented evidence of  
 11 grantee compliance with standards for early childhood development  
 12 consistent with programs for 4-year-olds as approved by the state  
 13 board of education and with all operational fiscal administrative  
 14 and other program requirements

15 (4) An eligible district which indicates that it will offer full  
 16 day programs in its application shall receive priority in funding over  
 17 other eligible districts other than those districts funded under  
 18 subsection (3)

19 (5) At least 50% of the children participating in the program  
 20 shall meet the income eligibility criteria for free and reduced price  
 21 lunch as determined under the national school lunch act chapter 281  
 22 60 stat 230 42 U S C 1751 to 1753 1755 to 1761 1762a 1765 to  
 23 1766a and 1769 to 1769e

24 (6) The department of education shall promulgate rules to  
 25 establish a fee schedule based on the ability to pay as follows

26 (a) A fee equal to 50% of actual costs or \$1 500 per participant  
 27 whichever is less shall be paid by each participant whose family  
 28 income exceeds 300% of the poverty level for Michigan citizens as

1 determined by the department The fee shall be reduced proportionately  
2 for participants whose families income is less than 300% of poverty  
3 but more than the low income eligibility criteria for free and reduced  
4 price lunch Participants whose family income is less than the low  
5 income eligibility criteria for free and reduced price lunch shall not  
6 be charged a fee to participate in the state school readiness preschool  
7 program

8 (b) School readiness grant recipients shall implement the fee  
9 schedule for the 1994-95 program year

10 (c) The department may waive the fee requirement for documented  
11 exceptional conditions in which payment of the fee would cause an undue  
12 hardship for a participant

13 (d) Fees shall be retained by the grant recipient and used  
14 exclusively for direct expenses related to school readiness preschool  
15 programs

16 (e) The department shall reduce the per child allocation of state  
17 funds provided for in subsection 2 by the amount of fees collected for  
18 each participant

19 Sec 1006 The department is authorized to transfer funds from  
20 other accounts in section 101 into the communities first pilot projects  
21 line item in order to support such projects Such transfers shall be  
22 subject to section 393(2) of the management and budget act Act No 431  
23 of the Public Acts of 1984 being section 18 1393 of the Michigan  
24 Compiled Laws

25 Sec 1007 From the funds appropriated in section 101 the  
26 department shall develop bid specifications for bidding through the  
27 department of management and budget for the warehousing and  
28 distribution of the United States department of agriculture surplus

1 commodities before the expiration of existing contracts

2       Sec 1008 (1) From the funds in section 101 for grants and  
3 distributions federal programs section 344 of part E of title III of  
4 the Carl D Perkins vocational and applied technology education act  
5 Public Law 88-210 20 U S C 239b \$400 000 00 may be allocated by the  
6 state board of education to award to an applicant consortium composed  
7 of an intermediate school district or a community college or/and K-12  
8 district or a combination of an intermediate school district community  
9 college or K-12 district in collaboration with the national center  
10 for manufacturing sciences to implement mobile manufacturing technology  
11 laboratories The goal of the mobile manufacturing technology  
12 laboratories shall be to provide learning opportunities for students to  
13 acquire the cognitive skills required to achieve technological  
14 literacy The mobile manufacturing technology laboratories program  
15 shall conform to prescribed guidelines governing section 344 of part E  
16 of title III of the Carl D Perkins vocational and applied technology  
17 education act Public Law 88-210 20 U S C 239b including serving  
18 special target populations

19       (2) The mobile manufacturing technology laboratories shall be  
20 primarily assembled by Michigan based companies Ownership of the  
21 mobile manufacturing technology laboratories shall be vested to the  
22 public educational entities composing the consortium

23       (3) It is the intent of the legislature that these funds shall be  
24 used for the purposes specified in subsection (1)