

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 1154

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 2011; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agency.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of education and certain state purposes related to education as set forth in this act for the fiscal year ending September 30, 2011, from the following funds:

DEPARTMENT OF EDUCATION

1	APPROPRIATION SUMMARY		
2	Full-time equated unclassified positions.....	6.0	
3	Full-time equated classified positions.....	552.5	
4	GROSS APPROPRIATION.....		\$ 132,886,200
5	Interdepartmental grant revenues:		
6	Total interdepartmental grants and intradepartmental		
7	transfers		0
8	ADJUSTED GROSS APPROPRIATION.....		\$ 132,886,200
9	Federal revenues:		
10	Federal revenues.....		68,612,400
11	Federal indirect funds.....		2,762,500
12	IMLS, library services and technology act.....		5,561,800
13	Race to the top funds (ARRA).....		17,000,000
14	Total federal revenues.....		93,936,700
15	Special revenue funds:		
16	Local cost sharing (schools for deaf/blind).....		6,900,400
17	Local school district service fees.....		319,600
18	Total local revenues.....		7,220,000
19	Gifts, bequests, and donations.....		650,600
20	Private foundations.....		2,473,900
21	Total private revenues.....		3,124,500
22	Total local and private revenues.....		10,344,500
23	Certification fees.....		5,901,200
24	Commodity distribution fees.....		71,700
25	Student insurance revenues.....		218,600
26	Teacher college review fees.....		54,000
27	Teacher testing fees.....		336,400

1	Tenant rent.....	261,000
2	Training and orientation workshop fees.....	150,000
3	Total other state restricted revenues.....	6,992,900
4	State general fund/general purpose.....	\$ 21,612,100
5	Sec. 102. STATE BOARD OF EDUCATION/OFFICE OF THE	
6	SUPERINTENDENT	
7	Full-time equated unclassified positions..... 6.0	
8	Full-time equated classified positions..... 14.0	
9	State board of education, per diem payments.....	\$ 24,400
10	Unclassified positions--6.0 FTE positions.....	645,600
11	State board/superintendent operations--14.0 FTE	
12	positions	<u>2,037,000</u>
13	GROSS APPROPRIATION.....	\$ 2,707,000
14	Appropriated from:	
15	Federal revenues:	
16	Federal revenues.....	112,300
17	Special revenue funds:	
18	Private foundations.....	27,400
19	Certification fees.....	620,000
20	State general fund/general purpose.....	\$ 1,947,300
21	Sec. 103. CENTRAL SUPPORT	
22	Full-time equated classified positions..... 21.6	
23	Central support--21.6 FTE positions.....	\$ 3,016,300
24	Worker's compensation.....	45,900
25	Building occupancy charges - property management	
26	services	2,723,400
27	Tenant rent.....	261,000

1	Training and orientation workshops	150,000
2	Terminal leave payments	<u>554,700</u>
3	GROSS APPROPRIATION	\$ 6,751,300
4	Appropriated from:	
5	Federal revenues:	
6	Federal revenues	1,426,500
7	Federal indirect funds	2,147,200
8	Special revenue funds:	
9	Local cost sharing (schools for deaf/blind)	68,400
10	Certification fees	411,200
11	Teacher testing fees	13,500
12	Tenant rent	261,000
13	Training and orientation workshop fees	150,000
14	State general fund/general purpose	\$ 2,273,500
15	Sec. 104. INFORMATION TECHNOLOGY SERVICES	
16	Information technology operations	\$ <u>3,676,400</u>
17	GROSS APPROPRIATION	\$ 3,676,400
18	Appropriated from:	
19	Federal revenues:	
20	Federal revenues	1,714,200
21	Federal indirect funds	232,400
22	Special revenue funds:	
23	Local cost sharing (schools for deaf/blind)	152,600
24	Certification fees	236,200
25	State general fund/general purpose	\$ 1,341,000
26	Sec. 105. SPECIAL EDUCATION SERVICES	
27	Full-time equated classified positions	47.0

1	Special education operations--47.0 FTE positions	\$	<u>11,750,800</u>
2	GROSS APPROPRIATION.....	\$	11,750,800
3	Appropriated from:		
4	Federal revenues:		
5	Federal revenues.....		11,311,000
6	Special revenue funds:		
7	Private foundations.....		107,700
8	Certification fees.....		39,500
9	State general fund/general purpose.....	\$	292,600
10	Sec. 106. MICHIGAN SCHOOLS FOR THE DEAF AND BLIND		
11	Full-time equated classified positions..... 109.0		
12	Michigan schools for the deaf and blind operations--		
13	108.0 FTE positions	\$	13,469,300
14	Camp Tuhsmeheeta--1.0 FTE position.....		295,100
15	Private gifts - blind.....		90,000
16	Private gifts - deaf.....		<u>250,000</u>
17	GROSS APPROPRIATION.....	\$	14,104,400
18	Appropriated from:		
19	Federal revenues:		
20	Federal revenues.....		6,247,700
21	Special revenue funds:		
22	Local cost sharing (schools for deaf/blind)		6,679,400
23	Local school district service fees.....		308,100
24	Gifts, bequests, and donations.....		650,600
25	Student insurance revenue.....		218,600
26	State general fund/general purpose.....	\$	0
27	Sec. 107. PROFESSIONAL PREPARATION SERVICES		

1	Full-time equated classified positions.....	30.5	
2	Professional preparation operations--30.5 FTE		
3	positions		\$ 6,676,600
4	Department of attorney general.....		<u>50,000</u>
5	GROSS APPROPRIATION.....		\$ 6,726,600
6	Appropriated from:		
7	Federal revenues:		
8	Federal revenues.....		2,870,500
9	Special revenue funds:		
10	Certification fees.....		3,479,200
11	Teacher college review fees.....		54,000
12	Teacher testing fees.....		322,900
13	State general fund/general purpose.....		\$ 0
14	Sec. 108. EARLY CHILDHOOD EDUCATION AND FAMILY		
15	SERVICES		
16	Full-time equated classified positions.....	26.0	
17	Early childhood education and family services		
18	operations--26.0 FTE positions.....		\$ <u>4,493,600</u>
19	GROSS APPROPRIATION.....		\$ 4,493,600
20	Appropriated from:		
21	Federal revenues:		
22	Federal revenues.....		3,374,400
23	Special revenue funds:		
24	Private foundations.....		198,700
25	Certification fees.....		60,700
26	State general fund/general purpose.....		\$ 859,800
27	Sec. 109. SCHOOL FINANCE AND SCHOOL LAW SERVICES		

1	Full-time equated classified positions.....	16.5	
2	School finance and school law operations--16.5 FTE		
3	positions		\$ <u>2,919,600</u>
4	GROSS APPROPRIATION.....		\$ 2,919,600
5	Appropriated from:		
6	Federal revenues:		
7	Federal revenues.....		969,000
8	Federal indirect funds.....		382,900
9	Special revenue funds:		
10	Certification fees.....		507,200
11	State general fund/general purpose.....		\$ 1,060,500
12	Sec. 110. EDUCATION ASSESSMENT AND ACCOUNTABILITY		
13	Full-time equated classified positions.....	65.6	
14	Educational assessment operations--51.6 FTE positions		\$ 9,652,500
15	Race to the top education reforms--14.0 FTE positions		<u>17,000,000</u>
16	GROSS APPROPRIATION.....		\$ 26,652,500
17	Appropriated from:		
18	Federal revenues:		
19	Federal revenues.....		9,652,500
20	Race to the top funds (ARRA)		17,000,000
21	State general fund/general purpose.....		\$ 0
22	Sec. 111. GRANTS ADMINISTRATION AND SCHOOL SUPPORT		
23	SERVICES		
24	Full-time equated classified positions.....	63.6	
25	Grants administration and school support services		
26	operations--63.6 FTE positions.....		\$ 9,051,900
27	Federal and private grants.....		<u>3,000,000</u>

1	GROSS APPROPRIATION.....	\$	12,051,900
2	Appropriated from:		
3	Federal revenues:		
4	Federal revenues.....		10,347,700
5	Special revenue funds:		
6	Local school district service fees.....		11,500
7	Private foundations.....		1,000,000
8	Commodity distribution fees.....		71,700
9	State general fund/general purpose.....	\$	621,000
10	Sec. 112. FIELD SERVICES		
11	Full-time equated classified positions.....		41.0
12	Field services operations--41.0 FTE positions.....	\$	<u>9,287,200</u>
13	GROSS APPROPRIATION.....	\$	9,287,200
14	Appropriated from:		
15	Federal revenues:		
16	Federal revenues.....		8,523,000
17	Special revenue funds:		
18	Private foundations.....		569,400
19	Certification fees.....		54,400
20	State general fund/general purpose.....	\$	140,400
21	Sec. 113. EDUCATIONAL IMPROVEMENT AND INNOVATION		
22	SERVICES		
23	Full-time equated classified positions.....		55.7
24	Educational improvement and innovation operations--		
25	55.7 FTE positions	\$	<u>11,068,000</u>
26	GROSS APPROPRIATION.....	\$	11,068,000
27	Appropriated from:		

1	Federal revenues:		
2	Federal revenues.....		8,678,200
3	Special revenue funds:		
4	Private foundations.....		570,700
5	Certification fees.....		492,800
6	State general fund/general purpose.....	\$	1,326,300
7	Sec. 114. CAREER AND TECHNICAL EDUCATION		
8	Full-time equated classified positions.....	25.0	
9	Career and technical education operations--25.0 FTE		
10	positions	\$	<u>4,056,100</u>
11	GROSS APPROPRIATION.....	\$	4,056,100
12	Appropriated from:		
13	Federal revenues:		
14	Federal revenues.....		3,385,400
15	State general fund/general purpose.....	\$	670,700
16	Sec. 115. LIBRARY OF MICHIGAN		
17	Full-time equated classified positions.....	37.0	
18	Library of Michigan operations--35.0 FTE positions ...	\$	4,078,800
19	Library services and technology program--2.0 FTE		
20	positions		5,561,800
21	State aid to libraries.....		7,000,000
22	Book distribution centers.....		<u>200</u>
23	GROSS APPROPRIATION.....	\$	16,640,800
24	Appropriated from:		
25	Federal revenues:		
26	IMLS, library services and technology act.....		5,561,800
27	State general fund/general purpose.....	\$	11,079,000

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

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, 2011 is \$28,605,000.00 and state spending from state resources to be paid to local units of government for the fiscal year ending September 30, 2011 is \$7,000,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF EDUCATION

State aid to libraries.....	\$	<u>7,000,000</u>
Total department of education.....	\$	7,000,000

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.

Sec. 203. As used in this act:

(a) "ARRA" means American recovery and reinvestment act of 2009, Public Law 111-5.

(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 public school academy as defined in section 5 of the revised school code, 1976 PA 451, MCL 380.5.

1 (d) "FTE" means full-time equated.

2 (e) "IMLS" means institute of museum and library services.

3 Sec. 204. The civil service commission shall bill departments
4 and agencies at the end of the first fiscal quarter for the charges
5 authorized by section 5 of article XI of the state constitution of
6 1963. Payments shall be made for the total amount of the billing by
7 the end of the second fiscal quarter.

8 Sec. 205. The department shall use the Internet to fulfill the
9 reporting requirements of this act. This requirement may include
10 transmission of reports via electronic mail to the recipients
11 identified for each reporting requirement, or it may include
12 placement of reports on an Internet or Intranet site.

13 Sec. 206. The department shall provide through the Internet
14 the state board of education agenda and all supporting documents,
15 and shall notify the state budget director and the senate and house
16 fiscal agencies that the agenda and supporting documents are
17 available on the Internet, at the time the agenda and supporting
18 documents are provided to state board of education members.

19 Sec. 208. The department shall require all public school
20 districts to maintain complete records within the personnel file of
21 a teacher or school employee of any disciplinary actions taken by
22 the local school board against the teacher or employee for sexual
23 misconduct. The records shall not be destroyed or removed from the
24 teacher's or employee's personnel file except as required by a
25 court order.

26 Sec. 209. From the funds appropriated in part 1 for
27 information technology, departments and agencies shall pay user

1 fees to the department of technology, management, and budget for
2 technology-related services and projects. Such user fees shall be
3 subject to provisions of an interagency agreement between the
4 departments and agencies and the department of technology,
5 management, and budget.

6 Sec. 211. Before publishing a list of schools or districts
7 determined to have failed to make adequate yearly progress as
8 required by the no child left behind act of 2001, Public Law 107-
9 110, the department shall allow a school or district to appeal that
10 determination. The department shall consider and act upon the
11 appeal within 30 days after it is submitted and shall not publish
12 the list until after all appeals have been considered and decided.

13 Sec. 212. Funds appropriated in part 1 shall not be used for
14 the purchase of foreign goods or services, or both, if
15 competitively priced and comparable quality American goods or
16 services, or both, are available. Preference shall be given to
17 goods or services, or both, manufactured or provided by Michigan
18 businesses if they are competitively priced and of comparable
19 quality. In addition, preference should be given to goods or
20 services, or both, manufactured or provided by Michigan businesses
21 owned and operated by veterans if they are competitively priced and
22 of comparable quality.

23 Sec. 213. (1) A hiring freeze is imposed on the state
24 classified civil service. State departments and agencies are
25 prohibited from hiring any new full-time state classified civil
26 service employees and prohibited from filling any vacant state
27 classified civil service positions. This hiring freeze does not

1 apply to internal transfers of classified employees from 1 position
2 to another within a department.

3 (2) The state budget director may grant exceptions to this
4 hiring freeze for the purpose of filling positions necessary to
5 carry out state or federal activities related to race to the top
6 legislation, or when the state budget director believes that the
7 hiring freeze will result in rendering a state department or agency
8 unable to deliver basic services, cause loss of revenue to the
9 state, result in the inability of the state to receive federal
10 funds, or necessitate additional expenditures that exceed any
11 savings from maintaining a vacancy. The state budget director shall
12 report quarterly to the chairpersons of the senate and house of
13 representatives standing committees on appropriations the number of
14 exceptions to the hiring freeze approved during the previous
15 quarter and the reasons to justify the exception.

16 Sec. 214. (1) Due to the current budgetary problems in this
17 state, out-of-state travel for the fiscal year ending September 30,
18 2011 shall be limited to situations in which 1 or more of the
19 following conditions apply:

20 (a) The travel is required by legal mandate or court order or
21 for law enforcement purposes.

22 (b) The travel is necessary to protect the health or safety of
23 Michigan citizens or visitors or to assist other states in similar
24 circumstances.

25 (c) The travel is necessary to produce budgetary savings or to
26 increase state revenues, including protecting existing federal
27 funds or securing additional federal funds.

1 (d) The travel is necessary to comply with federal
2 requirements.

3 (e) The travel is necessary to secure specialized training for
4 staff that is not available within this state.

5 (f) The travel is financed entirely by federal or nonstate
6 funds.

7 (2) Not later than January 1 of each year, each department
8 shall prepare a travel report listing all travel by classified and
9 unclassified employees outside this state in the immediately
10 preceding fiscal year that was funded in whole or in part with
11 funds appropriated in the department's budget. The report shall be
12 submitted to the house and senate standing committees on
13 appropriations, the house and senate fiscal agencies, and the state
14 budget director. The report shall include the following
15 information:

16 (a) The name of each person receiving reimbursement for travel
17 outside this state or whose travel costs were paid by this state.

18 (b) The destination of each travel occurrence.

19 (c) The dates of each travel occurrence.

20 (d) A brief statement of the reason for each travel
21 occurrence.

22 (e) The transportation and related costs of each travel
23 occurrence, including the proportion funded with state general
24 fund/general purpose revenues, the proportion funded with state
25 restricted revenues, the proportion funded with federal revenues,
26 and the proportion funded with other revenues.

27 (f) A total of all out-of-state travel funded for the

1 immediately preceding fiscal year.

2 Sec. 216. The department shall not take disciplinary action
3 against an employee who communicates truthfully and factually with
4 a member of the legislature or his or her staff.

5 Sec. 217. The state superintendent of public instruction shall
6 take all reasonable steps to ensure businesses in deprived and
7 depressed communities compete for and perform contracts to provide
8 services or supplies, or both. The director shall strongly
9 encourage firms with which the department contracts to subcontract
10 with certified businesses in depressed and deprived communities for
11 services, supplies, or both.

12 Sec. 219. (1) In addition to the funds appropriated in part 1,
13 there is appropriated an amount not to exceed \$5,000,000.00 for
14 federal contingency funds. These funds are not available for
15 expenditure until they have been transferred to another line item
16 in this act under section 393(2) of the management and budget act,
17 1984 PA 431, MCL 18.1393.

18 (2) In addition to the funds appropriated in part 1, there is
19 appropriated an amount not to exceed \$700,000.00 for state
20 restricted contingency funds. These funds are not available for
21 expenditure until they have been transferred to another line item
22 in this act under section 393(2) of the management and budget act,
23 1984 PA 431, MCL 18.1393.

24 (3) In addition to the funds appropriated in part 1, there is
25 appropriated an amount not to exceed \$250,000.00 for local
26 contingency funds. These funds are not available for expenditure
27 until they have been transferred to another line item in this act

1 under section 393(2) of the management and budget act, 1984 PA 431,
2 MCL 18.1393.

3 (4) In addition to the funds appropriated in part 1, there is
4 appropriated an amount not to exceed \$3,000,000.00 for private
5 contingency funds. These funds are not available for expenditure
6 until they have been transferred to another line item in this act
7 under section 393(2) of the management and budget act, 1984 PA 431,
8 MCL 18.1393.

9 Sec. 220. The department shall provide data requested by a
10 member of the legislature, his or her staff, or the house and
11 senate fiscal agencies in a timely manner.

12 Sec. 221. Funds appropriated in part 1 shall not be used by a
13 principal executive department, state agency, or authority to hire
14 a person to provide legal services that are the responsibility of
15 the attorney general. This prohibition does not apply to legal
16 services for bonding activities and for those activities that the
17 attorney general authorizes.

18 Sec. 223. (1) Beginning November 1, 2010 and continuing
19 quarterly thereafter, the department shall report on the number of
20 full-time equated positions in pay status by civil service
21 classification to the house of representatives and senate standing
22 committees on appropriations subcommittees responsible for the
23 department budget and the house and senate fiscal agencies.

24 (2) From the funds appropriated in part 1, the department
25 shall develop, post, and maintain on a user-friendly and publicly
26 accessible Internet site all expenditures made by the department
27 within a fiscal year. The posting shall include the purpose for

1 which each expenditure is made. The department shall not provide
2 financial information on its website under this section if doing so
3 would violate a federal or state law, rule, regulation, or
4 guideline that establishes privacy or security standards applicable
5 to that section.

6 (3) The department shall not expend more than \$10,000.00 from
7 the appropriations in part 1 to implement the requirements of
8 subsection (2).

9 Sec. 225. It is the intent of the legislature that not later
10 than 60 days after the state receives audited membership counts
11 from intermediate school districts, the state superintendent of
12 public instruction shall investigate and report to the legislature
13 on the scope of and proposed solutions to pupil membership fraud
14 and the incidence of students counted in membership in a district
15 and not remaining in that district for the balance of the school
16 year.

17 Sec. 227. The state superintendent of public instruction may
18 create a clearinghouse of digital content, including, but not
19 limited to, electronic textbooks, open source textbooks, and other
20 digital content that is currently available for use by school
21 districts and meets Michigan core academic content standards.

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

23 Sec. 301. (1) The appropriations in part 1 may be used for per
24 diem payments to the state board for meetings at which a quorum is
25 present or for performing official business authorized by the state
26 board. The per diem payments shall be at a rate as follows:

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

2 (b) State board of education - member other than president -
3 \$100.00 per day.

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

6 (3) The state board executive shall report to the public, the
7 senate and house fiscal agencies, and the state budget director the
8 previous quarter's expenses by fund source for members of the state
9 board of education.

10 Sec. 302. From the amount appropriated in part 1 to the state
11 board of education, not more than \$35,000.00 shall be expended for
12 in-state travel and out-of-state travel directly related to the
13 duties of the state board of education.

14 **MICHIGAN SCHOOLS FOR THE DEAF AND BLIND**

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

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

25 Sec. 404. (1) The department may assess rent or lease excess
26 property located on the campus of the Michigan schools for the deaf

1 and blind in Flint to private or publicly funded organizations.

2 (2) From the amount appropriated in part 1 for tenant rent,
3 the department may receive and expend funds from lease agreements
4 at the Michigan schools for the deaf and blind Flint campus that
5 have been negotiated with the approval of the department of
6 technology, management, and budget. These funds shall be used for
7 the operation, maintenance, and renovation expenses associated with
8 the leased space.

9 (3) From the unexpended balances of appropriations for the
10 schools for the deaf and blind operations, up to \$250,000.00 of any
11 unexpended and unencumbered funds remaining on September 30, 2011
12 may be carried forward as a work project and expended for special
13 maintenance and repairs of facilities at the campus of the Michigan
14 schools for the deaf and blind in Flint. The work shall be carried
15 out by state employees, or by contract as necessary, at an
16 estimated cost of \$250,000.00. The estimated completion date of the
17 work is September 30, 2012.

18 (4) From the tenant rent appropriation for Fay hall, up to
19 \$100,000.00 of any unexpended and unencumbered funds remaining on
20 September 30, 2011 may be carried forward as a work project or as
21 restricted revenue and expended for special maintenance and repairs
22 of facilities at Fay hall. The work project may be performed by
23 state employees, or by contract when necessary, at an estimated
24 cost of \$100,000.00. The estimated completion date of the work
25 project is September 30, 2012.

26 Sec. 405. The department may assist the department of
27 community health, other departments, and local school districts to

1 secure reimbursement for eligible services provided in Michigan
2 schools from the federal Medicaid program. The department may
3 submit reports of direct expenses related to this effort to the
4 department of community health for reimbursement.

5 Sec. 406. (1) The Michigan schools for the deaf and blind may
6 promote its residential program as a possible appropriate option
7 for children who are deaf or hard of hearing or who are blind or
8 visually impaired. The Michigan schools for the deaf and blind
9 shall distribute information detailing its services to all
10 intermediate school districts in the state.

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

17 (3) Parents will continue to have a choice regarding the
18 educational placement of their deaf or hard-of-hearing children.

19 Sec. 407. Revenue received by the Michigan schools for the
20 deaf and blind from gifts, bequests, and donations that is
21 unexpended at the end of the state fiscal year may be carried over
22 to the succeeding fiscal year and shall not revert to the general
23 fund.

24 PROFESSIONAL PREPARATION SERVICES

25 Sec. 501. From the funds appropriated in part 1 for
26 professional preparation services, the department shall maintain

1 the professional personnel register and certificate
2 revocation/felony conviction files.

3 Sec. 502. The department shall authorize teacher preparation
4 institutions to provide an alternative program by which up to 1/2
5 of the required student internship or student teaching credits may
6 be earned through substitute teaching. The department shall require
7 that teacher preparation institutions collaborate with school
8 districts to ensure that the quality of instruction provided to
9 student teachers is comparable to that required in a traditional
10 student teaching program.

11 Sec. 506. Revenue received from teacher testing fees that is
12 unexpended at the end of the state fiscal year may be carried over
13 to the succeeding fiscal year and shall not revert to the general
14 fund.

15 **OFFICE OF EDUCATIONAL IMPROVEMENT AND INNOVATION**

16 Sec. 601. From the amount appropriated in part 1 for the
17 office of educational improvement and innovation, there is
18 allocated \$350,000.00 and 3.5 FTE positions to operate a charter
19 school office to administer charter school legislation and
20 associated regulations, and to coordinate the activities of the
21 department relating to charter schools.

22 **INFORMATION TECHNOLOGY**

23 Sec. 701. The department shall work in collaboration with the
24 center for educational performance and information to support the
25 comprehensive educational information system and all data

1 collection and reporting efforts of the department.

2 **LIBRARY OF MICHIGAN**

3 Sec. 801. In addition to the funds appropriated in part 1, the
4 funds collected by the department for document reproduction and
5 services; conferences, workshops, and training classes; and the use
6 of specialized equipment, facilities, and software are appropriated
7 for all expenses necessary to provide the required services. These
8 funds are appropriated for expenditure when they are received and
9 may be carried forward into the next succeeding fiscal year.

10 Sec. 802. The funds appropriated in part 1 for book
11 distribution centers shall be distributed equally to the public
12 enrichment foundation and the Michigan friends of education.

13 Sec. 803. It is the intent of the legislature that the library
14 of Michigan and the component programs currently within the library
15 of Michigan shall be kept together in a state department.

16 Sec. 804. The department and library of Michigan shall
17 maintain custody of all collections maintained, housed, owned, or
18 otherwise kept by the library of Michigan in fiscal year 2009-2010,
19 and shall not sell, lease, or otherwise dispose of those
20 collections. The department and library of Michigan need not make
21 the non-Michigan genealogy or federal documents collections
22 available to the public.

23 Sec. 805. From the amount appropriated in part 1 for library
24 of Michigan operations, \$350,000.00 and 5.0 FTEs to maintain the
25 library of Michigan interlibrary loans and participation in MeLCat,
26 the statewide Michigan elibrary catalog and borrowing service shall

1 be expended if the double deduction allowed for state income tax
2 purposes for indirect costs incurred in oil and gas production is
3 eliminated.

4 Sec. 806. From the amount appropriated in part 1 for state aid
5 to libraries, \$1,150,000.00 shall be expended for state aid to
6 libraries if the double deduction allowed for state income tax
7 purposes for indirect costs incurred in oil and gas production is
8 eliminated.

9 GRANTS ADMINISTRATION AND SCHOOL SUPPORT SERVICES

10 Sec. 901. Within 10 days of the receipt of a grant
11 appropriated in the federal and private grants line item in part 1,
12 the department shall notify the house and senate chairpersons of
13 the appropriations subcommittees responsible for the department
14 budget, the house and senate fiscal agencies, and the state budget
15 director of the receipt of the grant, including the funding source,
16 purpose, and amount of the grant.

17 Sec. 902. From the amount appropriated in part 1 for grants
18 administration and school support services, \$100,000.00 and 1.0 FTE
19 shall be expended for a state school nurse consultant if the double
20 deduction allowed for state income tax purposes for indirect costs
21 incurred in oil and gas production is eliminated. The state school
22 nurse consultant shall collect and analyze school health data,
23 provide leadership in the development of state guidelines and
24 standards for school health personnel, and develop mechanisms for
25 funding school nurse services.

26 Sec. 903. By not later than March 1, 2011, the department

1 shall work with districts that operate as a school of excellence
2 cyber school as defined in section 551 of the revised school code,
3 1976 PA 451, MCL 380.551, and districts that operate an alternative
4 education program with a seat-time waiver under section 101 of the
5 state school aide act of 1979, 1979 PA 94, MCL 388.1701, to provide
6 a report to the house and senate chairpersons of the appropriations
7 subcommittees responsible for the department budget, the house and
8 senate fiscal agencies, and the state budget director on all of the
9 following:

10 (a) Each district operating a program and the districts that
11 enroll students in their program.

12 (b) The total number of students and membership pupils
13 enrolled in each program.

14 (c) The district in which each pupil is enrolled if other than
15 the district with the seat-time waiver or the cyber school.

16 (d) The district in which the pupil was enrolled prior to
17 enrolling in the cyber school or the district with a seat-time
18 waiver program.

19 (e) The number of participating students who had previously
20 dropped out of school.

21 (f) The number of participating students who had previously
22 been expelled from school.

23 (g) The cost per pupil paid to each online education provider.

24 (h) The cost per pupil charged to school districts that enroll
25 their students in the program.

26 (i) The name of each online education provider contracted by a
27 district with a seat-time waiver or a cyber school and the state in

1 which the online education provider is located.