

**SENATE SUBSTITUTE FOR  
HOUSE BILL NO. 4546**

A bill to amend 2000 PA 258, entitled  
"Career and technical preparation act,"  
by amending sections 3 and 4 (MCL 388.1903 and 388.1904), section 3  
as amended by 2012 PA 132 and section 4 as amended by 2012 PA 133.

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

1           Sec. 3. (1) As used in this act:

2           (a) "Career and technical preparation program" means a program  
3 that teaches a trade, occupation, or vocation and that is operated  
4 by an eligible postsecondary educational institution located in  
5 this state.

6           (b) "Community college" means a community college established  
7 under the community college act of 1966, 1966 PA 331, MCL 389.1 to  
8 389.195, or under part 25 of the revised school code, 1976 PA 451,



1 MCL 380.1601 to 380.1607, or a federal tribally controlled  
2 community college located in this state that is recognized under  
3 the tribally controlled colleges and universities assistance act of  
4 1978, 25 USC 1801 to ~~1852,~~ **1864**, and is determined by the  
5 department to meet the requirements for accreditation by a  
6 recognized regional accrediting body.

7 (c) "Department" means the department of education.

8 (d) "Eligible charges" means tuition and mandatory course  
9 fees, material fees, and registration fees required by a career and  
10 technical preparation program for enrollment in an eligible course.  
11 Eligible charges also include any late fees charged by a career and  
12 technical preparation program due to the school district's or  
13 department of treasury's failure to make a required payment  
14 according to the timetable prescribed under this act. Eligible  
15 charges do not include transportation or parking costs or activity  
16 fees.

17 (e) "Eligible course" means a course offered by a career and  
18 technical preparation program that is offered for postsecondary  
19 credit or is part of a noncredit occupational training program  
20 leading to an industry-recognized credential; that is not offered  
21 through the school district, intermediate school district, area  
22 vocational-technical education program, or state approved nonpublic  
23 school in which the eligible student is enrolled, or that is  
24 offered through the school district, intermediate school district,  
25 area vocational-technical education program, or state approved  
26 nonpublic school but is determined by its governing board to not be  
27 available to the eligible student because of a scheduling conflict  
28 beyond the eligible student's control; that is a career and  
29 technical preparation course not ordinarily taken as an activity



1 course; that is a course that the career and technical preparation  
2 program normally applies toward satisfaction of certificate,  
3 degree, or program completion requirements; **that is offered in**  
4 **whole or in part when the school district or state approved**  
5 **nonpublic school is in session or, if approved by the school**  
6 **district or state approved nonpublic school, that is offered in**  
7 **whole when the school district or state approved nonpublic school**  
8 **is not in session;** and that is not a hobby, craft, or recreational  
9 course. For each individual eligible student, unless there is a  
10 written agreement between the eligible student's school district  
11 and the career and technical preparation program to waive these  
12 limits, a course described in this subdivision is not an eligible  
13 course if the eligible student's enrollment in, and the payment of  
14 eligible charges under this act for, the course would exceed the  
15 following limits:

16 (i) Not more than 10 courses overall. This limit and the limits  
17 under subparagraphs (ii) to (iv) do not apply to a course if the  
18 eligible student does not receive tuition and fee support under  
19 this act for that course.

20 (ii) If the eligible student first enrolls in a course under  
21 this act when the eligible student is in grade 9, not more than 2  
22 courses during each academic year in the eligible student's first,  
23 second, or third academic year of enrollment under this act in a  
24 career and technical preparation program and not more than 4  
25 courses during the academic year in the eligible student's fourth  
26 academic year of enrollment under this act in a career and  
27 technical preparation program.

28 (iii) If the eligible student first enrolls in a course under  
29 this act when the eligible student is in grade 10, not more than 2



1 courses during the academic year in the eligible student's first  
2 academic year of enrollment under this act in a career and  
3 technical preparation program, not more than 4 courses during the  
4 academic year in the eligible student's second academic year of  
5 enrollment under this act in a career and technical preparation  
6 program, and not more than 4 courses during the academic year in  
7 the eligible student's third academic year of enrollment under this  
8 act in a career and technical preparation program.

9 (iv) Subject to the overall course limit under subparagraph  
10 (i), if the eligible student first enrolls in a course under this  
11 act when the eligible student is in grade 11 or 12, not more than 6  
12 courses during either of those academic years of enrollment in a  
13 career and technical preparation program.

14 (f) "Eligible postsecondary educational institution" means a  
15 state university, community college, or independent nonprofit  
16 degree-granting college or university that is located in this state  
17 and that chooses to comply with this act.

18 (g) "Eligible student" means a student enrolled in ~~at least 1~~  
19 **a** high school ~~class~~ in a school district or state approved  
20 nonpublic school in this state, except a foreign exchange pupil  
21 enrolled under a cultural exchange program or a student who does  
22 not have at least 1 parent or legal guardian who is a resident of  
23 this state. However, subject to subsection (2), the student ~~shall~~  
24 **must** not have been enrolled in high school for more than 4 school  
25 years including the school year in which the student seeks to  
26 enroll in an eligible course under this act. To be an eligible  
27 student, **except as otherwise provided in this subdivision**, a  
28 student who has not taken the Michigan merit examination must have  
29 achieved a qualifying score in all subject areas on a readiness



1 assessment and a student who has taken the Michigan merit  
 2 examination must have achieved a qualifying score in all subject  
 3 areas on the Michigan merit examination, and, subject to subsection  
 4 (2), the student ~~shall~~**must** not have been enrolled in high school  
 5 for more than 4 school years including the school year in which the  
 6 student seeks to enroll in an eligible course under this act.  
 7 However, **except as otherwise provided in this subdivision**, if the  
 8 student has not achieved a qualifying score in all subject areas on  
 9 a readiness assessment or the Michigan merit examination, as  
 10 applicable for the student, the student is an eligible student if  
 11 the student achieves a qualifying score in mathematics and a  
 12 qualifying score on a nationally or ~~industry-recognized~~**industry-**  
 13 **recognized** job skills assessment test as determined by the  
 14 superintendent of public instruction. **For enrollment in eligible**  
 15 **courses that begin after April 30, 2020 and end before the start of**  
 16 **the 2020-2021 academic year and for enrollment in eligible courses**  
 17 **offered during the 2020-2021 academic year during the period**  
 18 **beginning on the effective date of the amendatory act that added**  
 19 **this sentence and ending on the last day of the 2020-2021 academic**  
 20 **year, a student is an eligible student if the student has achieved**  
 21 **a grade point average of at least 2.5, as determined by the school**  
 22 **district or state approved nonpublic school in which he or she is**  
 23 **enrolled**, regardless of whether or not the student has achieved a  
 24 qualifying score in all subject areas on a readiness assessment or  
 25 the Michigan merit examination, or a qualifying score in  
 26 mathematics and on a nationally or industry-recognized job skills  
 27 **assessment test**. For the purposes of determining the number of  
 28 years a pupil has been enrolled in high school, a pupil who is  
 29 enrolled in high school for less than 90 days of a school year due



1 to illness or other circumstances beyond the control of the pupil  
2 or the pupil's parent or guardian is not considered to be enrolled  
3 in high school for that school year.

4 (h) "Intermediate school district" means that term as defined  
5 in section 4 of the revised school code, 1976 PA 451, MCL 380.4.

6 (i) "Michigan merit examination" means that examination  
7 developed under section 1279g of the revised school code, 1976 PA  
8 451, MCL 380.1279g.

9 (j) "Qualifying score" means a score on a readiness assessment  
10 or on a nationally or ~~industry recognized~~ **industry-recognized** job  
11 skills assessment test that has been determined by the  
12 superintendent of public instruction to indicate readiness to  
13 enroll in a course under this act.

14 (k) "Readiness assessment" means assessment instruments that  
15 are aligned with state learning standards; that are used nationally  
16 to provide high school students with an early indication of college  
17 readiness proficiency in English, mathematics, reading, social  
18 studies, and science and may contain a comprehensive career  
19 planning program; and that are approved by the superintendent of  
20 public instruction for the purposes of this act.

21 (l) "School district" means that term as defined in section 6  
22 of the revised school code, 1976 PA 451, MCL 380.6, or a public  
23 school academy as **that term is** defined in section 5 of the revised  
24 school code, 1976 PA 451, MCL 380.5.

25 (m) "State approved nonpublic school" means that term as  
26 defined in section 6 of the revised school code, 1976 PA 451, MCL  
27 380.6.

28 (n) "State university" means a state institution of higher  
29 education described in section 4, 5, or 6 of article VIII of the



1 state constitution of 1963.

2 (2) The department, in consultation with the superintendent of  
3 public instruction, shall promulgate rules establishing criteria  
4 and procedures under which a student who has been enrolled in high  
5 school for more than 4 years but not more than 5 years may be  
6 considered to be an eligible student. The rules ~~shall~~**must** address  
7 special circumstances under which a student may qualify to be  
8 considered an eligible student under this subsection and may limit  
9 the number of courses in which a student who qualifies under this  
10 subsection may enroll. For the purposes of determining the number  
11 of years a pupil has been enrolled in high school, a pupil who is  
12 enrolled in high school for less than 90 days of a school year due  
13 to illness or other circumstances beyond the control of the pupil  
14 or the pupil's parent or guardian is not considered to be enrolled  
15 for that school year.

16 Sec. 4. (1) Upon request by the eligible student, the school  
17 district or state approved nonpublic school in which an eligible  
18 student is enrolled shall provide to the eligible student a letter  
19 signed by the student's principal indicating the student's  
20 eligibility under this act.

21 (2) An eligible student may apply to a career and technical  
22 preparation program to enroll in 1 or more eligible courses offered  
23 by that career and technical preparation program and, if accepted,  
24 may enroll in 1 or more of those courses.

25 (3) For an eligible student enrolled in a school district,  
26 within a reasonable time after registration, the career and  
27 technical preparation program shall send written notice to the  
28 eligible student and his or her school district. For an eligible  
29 student enrolled in a state approved nonpublic school, within a



1 reasonable time after registration, the career and technical  
2 preparation program shall send written notice to the eligible  
3 student and his or her state approved nonpublic school and to the  
4 department. The notice ~~shall~~**must** indicate the course or courses  
5 and hours of enrollment of that eligible student. The career and  
6 technical preparation program shall notify the eligible student  
7 about tuition, fees, books, materials, and other related charges,  
8 as determined by the career and technical preparation program, in  
9 the customary manner used by the career and technical preparation  
10 program, and shall notify the eligible student of the estimated  
11 amount of the eligible charges that will be billed to the school  
12 district or department, as applicable, under subsection (4).

13 (4) For an eligible student enrolled in a school district,  
14 unless otherwise agreed between the career and technical  
15 preparation program and the school district, after the expiration  
16 of the career and technical preparation program's drop/add period  
17 for the course, the career and technical preparation program shall  
18 send a bill to the eligible student's school district detailing the  
19 eligible charges for each eligible course in which the eligible  
20 student is enrolled under this act. For an eligible student who is  
21 enrolled in a state approved nonpublic school, after the expiration  
22 of the career and technical preparation program's drop/add period  
23 for the course, both of the following apply:

24 (a) The career and technical preparation program shall send a  
25 bill to the department detailing the eligible charges for each  
26 eligible course in which the eligible student is enrolled under  
27 this act.

28 (b) The department shall determine the amount of the eligible  
29 charges to be paid by the department of treasury to the career and





1 technical preparation program on behalf of the eligible student  
2 under this act and shall deliver this information to the department  
3 of treasury by appropriate electronic means.

4 (5) For an eligible student enrolled in a school district,  
5 upon receiving the bill under subsection (4), the school district  
6 shall cause to be paid to the career and technical preparation  
7 program on behalf of the eligible student an amount equal to the  
8 lesser of the amount of the eligible charges or the prorated  
9 percentage of the statewide pupil-weighted average foundation  
10 allowance, as calculated under **this subsection and** section 20 of  
11 the state school aid act of 1979, 1979 PA 94, MCL 388.1620, for all  
12 school districts for the state fiscal year that begins on October 1  
13 ~~of~~ **immediately preceding** the academic year of enrollment in the  
14 career and technical preparation program, with the proration based  
15 on the proportion of the school year that the eligible student  
16 attends the career and technical preparation program. **In**  
17 **determining the proportion of the school year that an eligible**  
18 **student attends a career and technical preparation program under**  
19 **this subsection, a school district shall take into account,**  
20 **according to guidelines published by the department under**  
21 **subsection (16), an eligible student's attendance at a career and**  
22 **technical preparation program for an eligible course that occurs in**  
23 **whole or in part when the school district is not in session during**  
24 **the summer immediately following that regularly scheduled school**  
25 **year.** However, in the calculation of the statewide pupil-weighted  
26 average foundation allowance for the purposes of this subsection,  
27 if a school district's foundation allowance is above the ~~basic~~  
28 **target** foundation allowance under section 20 of the state school  
29 aid act of 1979, 1979 PA 94, MCL 388.1620, then the school



1 district's foundation allowance ~~shall~~**must** be considered to be the  
 2 ~~basic-target~~ foundation allowance. Not later than September 1 of  
 3 each year, the department shall notify the department of treasury  
 4 of the amount of the statewide pupil-weighted average foundation  
 5 allowance as calculated for the purposes of this subsection. A  
 6 school district may pay more money to a career and technical  
 7 preparation program on behalf of an eligible student than is  
 8 required under this act, and may use local school operating revenue  
 9 for that purpose. The eligible student is responsible for payment  
 10 of the remainder of the costs associated with his or her enrollment  
 11 in the career and technical preparation program that exceed the  
 12 amount the school district is required to pay under this act and  
 13 that are not paid by the school district. As used in this  
 14 subsection, "local school operating revenue" means that term as  
 15 defined in section 20 of the state school aid act of 1979, 1979 PA  
 16 94, MCL 388.1620.

17 (6) For an eligible student who is enrolled in a state  
 18 approved nonpublic school, upon receiving from the department under  
 19 subsection (4) the amount of the eligible charges to be paid on  
 20 behalf of the eligible student, the department of treasury shall  
 21 cause to be paid to the career and technical preparation program on  
 22 behalf of the eligible student an amount equal to the lesser of the  
 23 amount of the eligible charges or the prorated percentage of the  
 24 statewide pupil-weighted average foundation allowance, as  
 25 calculated under **this subsection and** section 20 of the state school  
 26 aid act of 1979, 1979 PA 94, MCL 388.1620, for all school districts  
 27 for the state fiscal year that begins on October 1 ~~of~~**immediately**  
 28 **preceding** the academic year of enrollment in the career and  
 29 technical preparation program, with the proration based on the



1 proportion of the school year that the eligible student attends the  
 2 career and technical preparation program. **In determining the**  
 3 **proportion of the school year that an eligible student attends a**  
 4 **career and technical preparation program under this subsection, the**  
 5 **department shall take into account, according to guidelines**  
 6 **published by the department under subsection (16), an eligible**  
 7 **student's attendance at a career and technical preparation program**  
 8 **for an eligible course that occurs in whole or in part when the**  
 9 **state approved nonpublic school is not in session during the summer**  
 10 **immediately following that regularly scheduled school year.**

11 However, in the calculation of the statewide pupil-weighted average  
 12 foundation allowance for the purposes of this subsection, if a  
 13 school district's foundation allowance is above the ~~basic~~**target**  
 14 foundation allowance under section 20 of the state school aid act  
 15 of 1979, 1979 PA 94, MCL 388.1620, then the school district's  
 16 foundation allowance ~~shall~~**must** be considered to be the ~~basic~~  
 17 **target** foundation allowance. Not later than September 1 of each  
 18 year, the department shall notify the department of treasury of the  
 19 amount of the statewide pupil-weighted average foundation allowance  
 20 as calculated for the purposes of this subsection. The eligible  
 21 student is responsible for payment of the remainder of the costs  
 22 associated with his or her enrollment in the career and technical  
 23 preparation program that exceed the amount the department of  
 24 treasury is required to pay under this act and that are not paid by  
 25 the department of treasury.

26 (7) A career and technical preparation program shall not  
 27 charge a late fee to an eligible student, a school district, the  
 28 department, or the department of treasury for a payment that is  
 29 made in compliance with the timetable prescribed under this act



1 even if the payment would otherwise be considered late by the  
2 career and technical preparation program.

3 (8) A school district, state approved nonpublic school, or the  
4 department may require an eligible student to provide, on a form  
5 supplied by the school district, state approved nonpublic school,  
6 or the department, reasonable verification that the eligible  
7 student is regularly attending a career and technical preparation  
8 course under this act.

9 (9) For an eligible student who is enrolled in a school  
10 district and who enrolls in an eligible course under this act, if  
11 the eligible student does not complete the eligible course, and if  
12 the school district has paid money for the course or, if the  
13 eligible student enrolls in an eligible course for postsecondary  
14 credit only and the eligible student does not successfully complete  
15 the eligible course, as determined by the career and technical  
16 preparation program, on behalf of the student, ~~all~~**both** of the  
17 following apply:

18 (a) The career and technical preparation program shall forward  
19 to the school district any funds that are refundable due to  
20 noncompletion of the course. If applicable, the school district  
21 shall then forward to the eligible student any refunded money in  
22 excess of the amount paid by the school district for the course on  
23 behalf of the student.

24 (b) The eligible student shall repay to the school district  
25 any funds that were expended by the school district for the course  
26 that are not refunded to the school district by the career and  
27 technical preparation program. If the eligible student does not  
28 repay this money, the school district may impose sanctions against  
29 the eligible student as determined by school district policy. This



1 subdivision does not apply to an eligible student who does not  
 2 complete the course due to a family or medical emergency, as  
 3 determined by the career and technical preparation program.

4 (10) For an eligible student who is enrolled in a state  
 5 approved nonpublic school and who enrolls in an eligible course  
 6 under this act, if the eligible student does not complete the  
 7 eligible course or, if the eligible student enrolls in an eligible  
 8 course for postsecondary credit only and the eligible student does  
 9 not successfully complete the eligible course, as determined by the  
 10 career and technical preparation program, and if the department of  
 11 treasury has paid money for the course on behalf of the eligible  
 12 student, ~~all~~**both** of the following apply:

13 (a) The career and technical preparation program shall forward  
 14 to the department of treasury any funds that are refundable due to  
 15 noncompletion of the course. If applicable, the career and  
 16 technical preparation program shall then refund to the eligible  
 17 student any funds that are refundable due to noncompletion of the  
 18 course and are in excess of the amount paid by the department of  
 19 treasury for the course on behalf of the eligible student.

20 (b) The eligible student shall repay to the department of  
 21 treasury any funds that were expended by the department of treasury  
 22 for the course that are not refunded to the department of treasury  
 23 by the career and technical preparation program. This subdivision  
 24 does not apply to an eligible student who does not complete the  
 25 course due to a family or medical emergency, as determined by the  
 26 career and technical preparation program.

27 (11) A school district, state approved nonpublic school, the  
 28 department, or the department of treasury shall make available to  
 29 an eligible student copies of all correspondence in the possession



1 of the school district, state approved nonpublic school,  
 2 department, or department of treasury regarding the eligible  
 3 student's participation in a career and technical preparation  
 4 course under this act. ~~Correspondence described in this subsection~~  
 5 ~~shall be kept by the~~ **The** school district, state approved nonpublic  
 6 school, department, or department of treasury **shall keep**  
 7 **correspondence described in this subsection** for at least 1 year.

8 (12) If a school district pays for books for an eligible  
 9 student for a career and technical preparation course under this  
 10 section, the books are the property of the school district and  
 11 ~~shall~~ **must** be turned over to the school district after the eligible  
 12 student completes the course.

13 (13) This section does not apply to any career and technical  
 14 preparation courses in which an eligible student is enrolled in  
 15 addition to being enrolled full-time in that eligible student's  
 16 school district or state approved nonpublic school; to a career and  
 17 technical preparation course an eligible student is retaking after  
 18 failing to achieve a satisfactory grade; or to a course contrary to  
 19 the eligibility provisions of this act. In determining full-time  
 20 enrollment in a school district under this section or a school  
 21 district's full-time equated membership under the state school aid  
 22 act of 1979, 1979 PA 94, MCL 388.1601 to ~~388.1896,~~ **388.1897l**, for a  
 23 pupil enrolled in a career and technical preparation program under  
 24 this act, the pupil's enrollment in both the school district and  
 25 the career and technical preparation program ~~shall~~ **must** be counted  
 26 as enrollment in the school district and a pupil ~~shall not be~~ **is**  
 27 **not** considered to be enrolled in a school district less than full-  
 28 time solely because of the effect of the pupil's enrollment in 1 or  
 29 more career and technical preparation courses under this act,



1 including necessary travel time, on the number of class hours  
 2 provided by the school district to the pupil. In determining full-  
 3 time enrollment in a state approved nonpublic school under this  
 4 section for a student enrolled in a career and technical  
 5 preparation program under this act, the student's enrollment in  
 6 both the state approved nonpublic school and the career and  
 7 technical preparation program ~~shall~~**must** be counted as enrollment  
 8 in the state approved nonpublic school and a student ~~shall not be~~  
 9 **is not** considered to be enrolled in a state approved nonpublic  
 10 school less than full-time solely because of the effect of the  
 11 student's enrollment in 1 or more career and technical preparation  
 12 courses under this act, including necessary travel time, on the  
 13 number of class hours provided by the state approved nonpublic  
 14 school to the student.

15 (14) This act does not require a school district or the  
 16 department of treasury to pay or otherwise provide financial  
 17 support for transportation or parking costs necessary for an  
 18 eligible student to participate in a career and technical  
 19 preparation program under this act. A school district, state  
 20 approved nonpublic school, or this state is not liable for any  
 21 injury incurred by an eligible student that is related to  
 22 transportation necessary for the eligible student to participate in  
 23 a career and technical preparation program under this act.

24 (15) The legislature shall appropriate funds to the department  
 25 of treasury for making payments required to be made by the  
 26 department of treasury under this act.

27 **(16) By September 1, 2020, the department shall publish**  
 28 **guidelines regarding how to determine the prorated percentage of**  
 29 **the statewide pupil-weighted average foundation allowance under**



1 subsections (5) and (6). By September 1, 2021, and by September 1  
2 each year thereafter, the department shall update and republish the  
3 guidelines described under this subsection.

