

# HOUSE BILL No. 4488

March 20, 2001, Introduced by Reps. Pumford, Koetje, Birkholz, Julian, Jelinek, Pappageorge, Shackleton, Allen, Vear, Bovin, Mead, Richardville and Lemmons and referred to the Committee on Appropriations.

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11 and 97 (MCL 388.1611 and 388.1697), section 11 as amended and section 97 as added by 2000 PA 297.

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

1       Sec. 11. (1) ~~For the fiscal year ending September 30,~~  
2 ~~2000, there is appropriated for the public schools of this state~~  
3 ~~and certain other state purposes relating to education the sum of~~  
4 ~~\$9,623,215,800.00 from the state school aid fund established by~~  
5 ~~section 11 of article IX of the state constitution of 1963 and~~  
6 ~~the sum of \$420,613,500.00 from the general fund. For the fiscal~~  
7 year ending September 30, 2001, there is appropriated for the  
8 public schools of this state and certain other state purposes  
9 relating to education the sum of \$10,402,821,500.00 from the  
10 state school aid fund established by section 11 of article IX of

1 the state constitution of 1963 and the sum of \$385,613,500.00  
2 from the general fund. For the fiscal year ending September 30,  
3 2002, there is appropriated for the public schools of this state  
4 and certain other state purposes relating to education the sum of  
5 \$11,192,489,800.00 from the state school aid fund established by  
6 section 11 of article IX of the state constitution of 1963 and  
7 the sum of \$205,613,500.00 from the general fund. For the fiscal  
8 year ending September 30, 2003, there is appropriated for the  
9 public schools of this state and certain other state purposes  
10 relating to education the sum of \$11,339,360,300.00 from the  
11 state school aid fund established by section 11 of article IX of  
12 the state constitution of 1963 and the sum of \$420,613,500.00  
13 from the general fund. In addition, available federal funds are  
14 appropriated for each of those fiscal years.

15 (2) The appropriations under this section shall be allocated  
16 as provided in this act. Money appropriated under this section  
17 from the general fund and from available federal funds shall be  
18 expended to fund the purposes of this act before the expenditure  
19 of money appropriated under this section from the state school  
20 aid fund. If the maximum amount appropriated under this section  
21 from the state school aid fund for a fiscal year exceeds the  
22 amount necessary to fully fund allocations under this act from  
23 the state school aid fund, that excess amount shall not be  
24 expended in that state fiscal year and shall not lapse to the  
25 general fund, but instead shall remain in the state school aid  
26 fund.

1           (3) If the maximum amount appropriated under this section  
2 and section 11f from the state school aid fund for a fiscal year  
3 exceeds the amount available for expenditure from the state  
4 school aid fund for that fiscal year, payments under sections  
5 11f, 11g, 22a, 31d, 51a(2), and 51c shall be made in full and  
6 payments under each of the other sections of this act shall be  
7 prorated on an equal percentage basis as necessary to reflect the  
8 amount available for expenditure from the state school aid fund  
9 for that fiscal year. However, if the department of treasury  
10 determines that proration will be required under this subsection,  
11 the department of treasury shall notify the state budget direc-  
12 tor, and the state budget director shall notify the legislature  
13 at least 30 calendar days or 6 legislative session days, which-  
14 ever is more, before the department reduces any payments under  
15 this act because of the proration. During the 30 calendar day or  
16 6 legislative session day period after that notification by the  
17 state budget director, the department shall not reduce any pay-  
18 ments under this act because of proration under this subsection.  
19 The legislature may prevent proration from occurring by, within  
20 the 30 calendar day or 6 legislative session day period after  
21 that notification by the state budget director, enacting legisla-  
22 tion appropriating additional funds from the general fund,  
23 countercyclical budget and economic stabilization fund, state  
24 school aid fund balance, or another source to fund the amount of  
25 the projected shortfall.

26           (4) Except for the allocation under section 26a, any general  
27 fund allocations under this act that are not expended by the end

1 of the state fiscal year are transferred to the state school aid  
2 fund.

3       Sec. 97. (1) From the state school aid fund money appropri-  
4 ated in section 11 FOR 1999-2000, there is allocated an amount  
5 not to exceed \$110,000,000.00 for 1999-2000 only for payments to  
6 districts for the teacher technology initiative.

7       (2) From the allocation under subsection (1), there is allo-  
8 cated to each district an amount per eligible teacher not to  
9 exceed \$1,200.00, or the actual cost, whichever is less, to pro-  
10 vide 1 or more of the following:

11       (a) A computer and remote internet access for the use of  
12 each eligible teacher, or a certificate redeemable for a computer  
13 and remote internet access. A district shall acquire computers  
14 and remote internet access for eligible teachers in a manner  
15 approved by the department of management and budget and the  
16 Michigan virtual university in order to qualify for funding under  
17 this section.

18       (b) If agreed to by a majority vote of the school building's  
19 teaching staff who would otherwise receive a computer under this  
20 section, with the concurrence of the school building's adminis-  
21 tration, 1 or more of the following:

22       (i) Building-level or classroom-level technology  
23 improvements.

24       (ii) Teacher professional development in technology.

25       (3) Funding to a district under this section shall be allo-  
26 cated as follows:

1 (a) A maximum of 10% shall be paid based on the number of  
2 classroom teachers employed by the district, as certified by the  
3 district in a manner prescribed by the department of management  
4 and budget. To be eligible to receive additional payments under  
5 this section and to avoid a deduction of the payment under this  
6 subdivision in a subsequent state school aid payment, a district  
7 must certify that not less than 10% of its teachers are eligible  
8 teachers under subsection (4).

9 (b) The remainder of the allocation shall be paid to a dis-  
10 trict with the next available state school aid payment calculated  
11 after the district certifies to the department of management and  
12 budget the eligibility of its teachers under subsection (4).

13 (4) ~~An~~ FOR A DISTRICT, AN eligible teacher is a teacher  
14 who is employed full-time in an elementary or secondary school  
15 operated by a district, who is providing classroom instruction,  
16 and who is certified by the district as meeting all of the  
17 following:

18 (a) Meets the minimum technology competencies identified by  
19 the Michigan virtual university.

20 (b) Has completed an assessment prescribed by the Michigan  
21 virtual university of his or her technology literacy and will  
22 take a follow-up assessment within 1 year after receiving a  
23 computer.

24 (c) Develops a document that briefly describes how he or she  
25 plans to use the computer to enhance his or her own professional  
26 growth and teaching. This document is to be retained within the  
27 teacher's professional file.

1 (d) Agrees in writing to comply with the teacher technology  
2 initiative fair use policy and with a policy concerning teachers  
3 who cease to be eligible teachers, as prescribed by the depart-  
4 ment of management and budget and the Michigan virtual  
5 university.

6 (5) IF, AS OF JUNE 1, 2001, THERE ARE FUNDS APPROPRIATED  
7 UNDER THIS SECTION FOR 1999-2000 THAT HAVE NOT BEEN ALLOCATED TO  
8 DISTRICTS, THOSE REMAINING FUNDS ARE APPROPRIATED FOR THE  
9 2000-2001 FISCAL YEAR AND ARE ALLOCATED FOR THE PURPOSES OF THIS  
10 SUBSECTION. FROM THIS ALLOCATION, THERE IS ALLOCATED TO EACH  
11 INTERMEDIATE DISTRICT AN AMOUNT PER ELIGIBLE TEACHER NOT TO  
12 EXCEED \$1,200.00, OR THE ACTUAL COST, WHICHEVER IS LESS, TO PRO-  
13 VIDE 1 OR MORE OF THE FOLLOWING:

14 (A) A COMPUTER AND REMOTE INTERNET ACCESS FOR THE USE OF  
15 EACH ELIGIBLE TEACHER, OR A CERTIFICATE REDEEMABLE FOR A COMPUTER  
16 AND REMOTE INTERNET ACCESS. AN INTERMEDIATE DISTRICT SHALL  
17 ACQUIRE COMPUTERS AND REMOTE INTERNET ACCESS FOR ELIGIBLE TEACH-  
18 ERS IN A MANNER APPROVED BY THE DEPARTMENT OF MANAGEMENT AND  
19 BUDGET AND THE MICHIGAN VIRTUAL UNIVERSITY IN ORDER TO QUALIFY  
20 FOR FUNDING UNDER THIS SUBSECTION.

21 (B) IF AGREED TO BY A MAJORITY VOTE OF THE SCHOOL BUILDING'S  
22 OR PROGRAM'S TEACHING STAFF WHO WOULD OTHERWISE RECEIVE A COM-  
23 PUTER UNDER THIS SUBSECTION, WITH THE CONCURRENCE OF THE SCHOOL  
24 BUILDING'S ADMINISTRATION, 1 OR MORE OF THE FOLLOWING:

25 (i) BUILDING-LEVEL OR CLASSROOM-LEVEL TECHNOLOGY  
26 IMPROVEMENTS.

1           (ii) TEACHER PROFESSIONAL DEVELOPMENT IN TECHNOLOGY.

2           (6) FUNDING TO AN INTERMEDIATE DISTRICT UNDER SUBSECTION (5)  
3 SHALL BE ALLOCATED AS FOLLOWS:

4           (A) A MAXIMUM OF 10% SHALL BE PAID BASED ON THE NUMBER OF  
5 CLASSROOM TEACHERS EMPLOYED BY THE INTERMEDIATE DISTRICT, AS CER-  
6 TIFIED BY THE INTERMEDIATE DISTRICT IN A MANNER PRESCRIBED BY THE  
7 DEPARTMENT OF MANAGEMENT AND BUDGET. TO BE ELIGIBLE TO RECEIVE  
8 ADDITIONAL PAYMENTS UNDER THIS SECTION AND TO AVOID A DEDUCTION  
9 OF THE PAYMENT UNDER THIS SUBDIVISION IN A SUBSEQUENT STATE  
10 SCHOOL AID PAYMENT, AN INTERMEDIATE DISTRICT MUST CERTIFY THAT  
11 NOT LESS THAN 10% OF ITS TEACHERS ARE ELIGIBLE TEACHERS UNDER  
12 SUBSECTION (7).

13           (B) THE REMAINDER OF THE ALLOCATION SHALL BE PAID TO AN  
14 INTERMEDIATE DISTRICT WITH THE NEXT AVAILABLE STATE SCHOOL AID  
15 PAYMENT CALCULATED AFTER THE INTERMEDIATE DISTRICT CERTIFIES TO  
16 THE DEPARTMENT OF MANAGEMENT AND BUDGET THE ELIGIBILITY OF ITS  
17 TEACHERS UNDER SUBSECTION (7).

18           (7) FOR AN INTERMEDIATE DISTRICT, AN ELIGIBLE TEACHER IS A  
19 TEACHER WHO IS EMPLOYED FULL-TIME IN AN ELEMENTARY OR SECONDARY  
20 SCHOOL OR PROGRAM OPERATED BY THE INTERMEDIATE DISTRICT, WHO IS  
21 PROVIDING CLASSROOM INSTRUCTION, AND WHO IS CERTIFIED BY THE  
22 INTERMEDIATE DISTRICT AS MEETING ALL OF THE FOLLOWING:

23           (A) MEETS THE MINIMUM TECHNOLOGY COMPETENCIES IDENTIFIED BY  
24 THE MICHIGAN VIRTUAL UNIVERSITY.

25           (B) HAS COMPLETED AN ASSESSMENT PRESCRIBED BY THE MICHIGAN  
26 VIRTUAL UNIVERSITY OF HIS OR HER TECHNOLOGY LITERACY AND WILL

1 TAKE A FOLLOW-UP ASSESSMENT WITHIN 1 YEAR AFTER RECEIVING A  
2 COMPUTER.

3 (C) DEVELOPS A DOCUMENT THAT BRIEFLY DESCRIBES HOW HE OR SHE  
4 PLANS TO USE THE COMPUTER TO ENHANCE HIS OR HER OWN PROFESSIONAL  
5 GROWTH AND TEACHING. THIS DOCUMENT IS TO BE RETAINED WITHIN THE  
6 TEACHER'S PROFESSIONAL FILE.

7 (D) AGREES IN WRITING TO COMPLY WITH THE TEACHER TECHNOLOGY  
8 INITIATIVE FAIR USE POLICY AND WITH A POLICY CONCERNING TEACHERS  
9 WHO CEASE TO BE ELIGIBLE TEACHERS, AS PRESCRIBED BY THE DEPART-  
10 MENT OF MANAGEMENT AND BUDGET AND THE MICHIGAN VIRTUAL  
11 UNIVERSITY.

12 (8) ~~-(5)-~~ The department of management and budget shall  
13 develop a policy concerning equitable reimbursement by an eligi-  
14 ble teacher who ceases to be eligible after receipt of a computer-  
15 under this section.

16 (9) ~~-(6)-~~ Funds allocated under this section that are not  
17 expended in the state fiscal year for which they were allocated  
18 may be carried forward to the next 2 subsequent state fiscal  
19 years.