

HOUSE BILL NO. 4407

March 02, 2021, Introduced by Reps. Paquette and Albert 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 17b (MCL 388.1611 and 388.1617b), section 11 as amended by 2020 PA 165 and section 17b as amended by 2007 PA 137.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 11. (1) ~~For the fiscal year ending September 30, 2020,~~
2 ~~there is appropriated for the public schools of this state and~~
3 ~~certain other state purposes relating to education the sum of~~

~~1 \$12,829,470,800.00 from the state school aid fund, the sum of~~
~~2 \$104,660,000.00 from the general fund, an amount not to exceed~~
~~3 \$75,900,000.00 from the community district education trust fund~~
~~4 created under section 12 of the Michigan trust fund act, 2000 PA~~
~~5 489, MCL 12.262, an amount not to exceed \$9,717,800.00 from the~~
~~6 talent investment fund created under section 8a of the higher~~
~~7 education loan authority act, 1975 PA 222, MCL 390.1158a, an amount~~
~~8 not to exceed \$31,900,000.00 from the MPSEERS retirement obligation~~
~~9 reform reserve fund, and an amount not to exceed \$100.00 from the~~
~~10 water emergency reserve fund. For the fiscal year ending September~~
~~11 30, 2021, 2022, there is appropriated for the public schools of~~
~~12 this state and certain other state purposes relating to education~~
~~13 the sum of \$13,589,621,600.00 \$100.00 from the state school aid~~
~~14 fund, the sum of \$50,964,700.00 \$100.00 from the general fund, and~~
~~15 an amount not to exceed \$77,700,000.00 \$100.00 from the community~~
~~16 district education trust fund created under section 12 of the~~
~~17 Michigan trust fund act, 2000 PA 489, MCL 12.262. , and an amount~~
~~18 not to exceed \$100.00 from the water emergency reserve fund. In~~
~~19 addition, all available federal funds are appropriated for the~~
~~20 fiscal years year ending September 30, 2020 and September 30,~~
~~21 2021. 2022.~~

22 (2) The appropriations under this section are allocated as
 23 provided in this article. Money appropriated under this section
 24 from the general fund must be expended to fund the purposes of this
 25 article before the expenditure of money appropriated under this
 26 section from the state school aid fund.

27 (3) Any general fund allocations under this article that are
 28 not expended by the end of the fiscal year are transferred to the
 29 school aid stabilization fund created under section 11a.

1 Sec. 17b. (1) Not later than October 20, November 20, December
2 20, January 20, February 20, March 20, April 20, May 20, June 20,
3 July 20, and August 20, the department shall prepare electronic
4 files of the amount to be distributed under this act in the
5 installment to the districts and intermediate districts and deliver
6 the electronic files to the state treasurer, and the state
7 treasurer shall pay the installments on each of those dates or, if
8 the date is not a business day, on the next business day following
9 that date. Except as otherwise provided in this act, the portion of
10 the district's or intermediate district's state fiscal year
11 entitlement to be included in each installment ~~shall~~**must** be 1/11.
12 A district or intermediate district shall accrue the payments
13 received in July and August to the school fiscal year ending the
14 immediately preceding June 30.

15 (2) The state treasurer shall make payment under this section
16 by drawing a warrant in favor of the treasurer of each district or
17 intermediate district for the amount payable to the district or
18 intermediate district according to the electronic files and
19 delivering the warrant to the treasurer of each district or
20 intermediate district, or if the state treasurer receives a written
21 request by the treasurer of the district or intermediate district
22 specifying an account, by electronic funds transfer to that account
23 of the amount payable to the district or intermediate district
24 according to the electronic files. The department may make
25 adjustments in payments made under this section through additional
26 payments when changes in law or errors in computation cause the
27 regularly scheduled payment to be less than the amount to which the
28 district or intermediate district is entitled ~~pursuant to~~**under**
29 this act.

1 (3) Except as otherwise provided in this act, grant payments
2 to districts and intermediate districts under this act ~~shall~~**must**
3 be paid according to the installment **payment** schedule under
4 subsection (1).

5 (4) Upon the written request of a district or intermediate
6 district and the submission of proof satisfactory to the department
7 of a need of a temporary and nonrecurring nature, the
8 superintendent, with the written concurrence of the state treasurer
9 and the state budget director, may authorize an advance release of
10 funds due a district or intermediate district under this act. An
11 advance authorized under this subsection ~~shall~~**must** not cause funds
12 to be paid to a district or intermediate district more than 30 days
13 earlier than the established payment date for those funds.