



STATE OF MICHIGAN
OFFICE OF THE GOVERNOR
LANSING

GRETCHEN WHITMER
GOVERNOR

GARLIN GILCHRIST II
LT. GOVERNOR

December 29, 2020

Michigan State Senate
State Capitol
Lansing, MI 48909-7536

SENATE ENROLLING
DEC 30 '20 AM 9:21

Senators,

Today I have signed Enrolled Senate Bill 748, which makes supplemental appropriations for fiscal years 2019-2020 and 2020-2021.

Heading into the final days of this legislative session, I urged the Legislature to pass a limited supplemental that was laser-focused on relief for working families and small business owners and the state's public health response to the COVID-19 pandemic. While this bill delivers on some of those promises, it includes a number of items that strayed from that principle.

It was incumbent upon all of us to avoid the temptation to spend limited dollars on anything outside of our basic public health needs and an economic stimulus. Unfortunately, the Legislature decided at the eleventh hour to scrap our collaborative process and included a number of projects that we don't have the revenue for at this time, along with favors for special interests. For that reason, I have disapproved 11 items pursuant to article 5, section 19 of the Michigan Constitution of 1963. The specific item vetoes are detailed in the attached copy of the bill that has been filed with the Secretary of State.

To provide direction regarding the implementation of this appropriations act, I note the following:

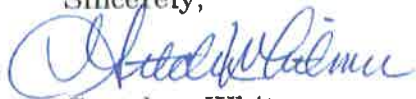
Article 4, section 22 of the Michigan Constitution provides: "All legislation shall be by bill and may originate in either house." Moreover, article 4, section 33 of the Michigan Constitution provides, in part: "Every bill passed by the legislature shall be presented to the governor before it becomes law . . ." Boilerplate that purports to authorize legislation other than by bill impermissibly skirts the bill requirement of section 22 and the presentment requirement of section 33. For that reason, sections 203 and 1203 are unenforceable.

Michigan State Senate
December 29, 2020
Page Two

Article 4, section 24 of the Michigan Constitution provides, in part: "No law shall embrace more than one object, which shall be expressed in its title." Boilerplate that requires a state department to create a program without providing an appropriation for that purpose is not germane to this supplemental appropriations bill. For that reason, section 502 is unenforceable.

Thank you for your attention to these matters.

Sincerely,



Gretchen Whitmer
Governor

cc: Michigan House of Representatives
The Honorable Jocelyn Benson

Sec. 601.
Entire Section.

**STATE OF MICHIGAN
100TH LEGISLATURE
REGULAR SESSION OF 2020**

Introduced by Senator Stamas

ENROLLED SENATE BILL No. 748

AN ACT to make, supplement, and adjust appropriations for various state departments and agencies and capital outlay purposes for the fiscal years ending September 30, 2020 and September 30, 2021; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

The People of the State of Michigan enact:

PART 1

LINE-ITEM APPROPRIATIONS

FOR FISCAL YEAR 2020-2021

Sec. 101. There is appropriated for the various state departments and agencies and capital outlay purposes to supplement appropriations for the fiscal year ending September 30, 2021, from the following funds:

APPROPRIATION SUMMARY	
GROSS APPROPRIATION	\$ 465,072,600
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ 465,072,600
Federal revenues:	
Total federal revenues	21,744,600
Special revenue funds:	
Total local revenues	0
Total private revenues	0
Total other state restricted revenues	0
State general fund/general purpose	\$ 443,328,000
Sec. 102. CAPITAL OUTLAY	
(1) APPROPRIATION SUMMARY	
GROSS APPROPRIATION	\$ 1,200
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ 1,200

Federal revenues:			
Total federal revenues	\$		0
Special revenue funds:			0
Total local revenues			0
Total private revenues			0
Total other state restricted revenues	\$		1,200
State general fund/general purpose			
(2) STATE AGENCY, COMMUNITY COLLEGE, AND UNIVERSITY PLANNING AUTHORIZATIONS			
Saginaw Valley State University - Brown Hall renovation - for program and planning to be paid for from university resources (estimated total authorized cost \$10,750,000; state share \$12,000,000; university share \$7,750,000)			100
Department of health and human services - new northern satellite psychiatric facility - for program and planning to be paid for from state resources			100
GROSS APPROPRIATION	\$		200
Appropriated from:	\$		200
State general fund/general purpose			
(3) STATE BUILDING AUTHORITY FINANCED CONSTRUCTION AUTHORIZATIONS			
Ferris State University - Center for Virtual Learning (total authorized cost \$29,500,000; state building authority share \$22,124,800; university share \$7,375,000; state general fund/general purpose share \$200)			100
Michigan Technological University - H-STEM Engineering and Health Technology Complex - Phase I (total authorized cost \$44,700,000; state building authority share \$29,699,800; university share \$15,000,000; state general fund/general purpose share \$200)			100
Northern Michigan University - Career Tech and Engineering Technology Facility (total authorized cost \$28,564,000; state building authority share \$19,994,800; university share \$8,569,000; state general fund/general purpose share \$200)			100
Oakland University - South Foundation Hall renovation and expansion (total authorized cost \$40,000,000; state building authority share \$29,999,800; university share \$10,000,000; state general fund/general purpose share \$200)			100
University of Michigan - Ann Arbor - Computer Science and Engineering and School of Information addition (total authorized cost \$145,000,000; state building authority share \$29,999,800; university share \$115,000,000; state general fund/general purpose \$200)			100
Western Michigan University - IF-1 Dunbar Hall renovation (total authorized cost \$42,730,000; state building authority share \$29,999,800; university share \$12,730,000; state general fund/general purpose \$200)			100
Delta College - Electronic Media Broadcasting - A Wing renovations (total authorized cost \$2,810,000; state building authority share \$1,404,800; college share \$1,405,000; state general fund/general purpose \$200)			100
Glen Oaks Community College - campus renovation (total authorized cost \$7,300,000; state building authority share \$3,474,800; college share \$3,825,000; state general fund/general purpose share \$200)			100
Henry Ford Community College - Entrepreneur and Innovation Institute/Technology Building renovation and addition (total authorized cost \$15,600,000; state building authority share \$6,699,800; college share \$8,900,000; state general fund/general purpose share \$200)			100
Macomb Community College - Skilled Trades and Advanced Technology Center (total authorized cost \$44,786,200; state building authority share \$14,846,900; college share \$29,939,100; state general fund/general purpose share \$200)			100
GROSS APPROPRIATION	\$		1,000

Appropriated from:		
State general fund/general purpose	\$	1,000
Sec. 103. DEPARTMENT OF HEALTH AND HUMAN SERVICES		
(1) APPROPRIATION SUMMARY		
GROSS APPROPRIATION	\$	127,962,400
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	\$	127,962,400
Federal revenues:		
Total federal revenues		18,494,600
Special revenue funds:		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		0
State general fund/general purpose	\$	109,467,800
(2) FAMILY HEALTH SERVICES		
Immunization program	\$	5,888,400
GROSS APPROPRIATION	\$	5,888,400
Appropriated from:		
Federal revenues:		
Total other federal revenues		5,888,400
State general fund/general purpose	\$	0
(3) MEDICAL SERVICES		
Health plan services	\$	(145,364,000)
Health plan services		86,182,000
Healthy Michigan plan		(95,998,000)
Healthy Michigan plan		55,178,000
GROSS APPROPRIATION	\$	(100,000,000)
Appropriated from:		
Federal revenues:		
Total other federal revenues		(75,000,000)
State general fund/general purpose	\$	(25,000,000)
(4) ONE-TIME APPROPRIATIONS		
Coronavirus response activities	\$	25,883,300
Coronavirus supplies purchasing		15,000,000
Coronavirus vaccine strategy		51,334,700
COVID-19 direct care worker hazard pay adjustment		100,000,000
Long-term care COVID-19 enhancement payments		2,000,000
Medicaid reimbursement for remdesivir		17,856,000
Temporary hospital staffing assistance		10,000,000
GROSS APPROPRIATION	\$	222,074,000
Appropriated from:		
Federal revenues:		
Total other federal revenues		87,056,200
Coronavirus relief fund		550,000
State general fund/general purpose	\$	134,467,800
Sec. 104. DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY		
(1) APPROPRIATION SUMMARY		
GROSS APPROPRIATION	\$	278,500,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	\$	278,500,000
Federal revenues:		
Total federal revenues		0
Special revenue funds:		
Total local revenues		0
Total private revenues		0

For Fiscal Year
Ending Sept. 30,
2021

Total other state restricted revenues	\$	0
State general fund/general purpose	\$	278,500,000
(2) ONE-TIME APPROPRIATIONS		3,500,000
Michigan stages survival grants		228,000,000
Michigan unemployment compensation funds		55,000,000
Small business survival grants	\$	278,500,000
GROSS APPROPRIATION		
Appropriated from:	\$	278,500,000
State general fund/general purpose	\$	278,500,000
Sec. 105. DEPARTMENT OF MILITARY AND VETERANS AFFAIRS		
(1) APPROPRIATION SUMMARY	\$	2,859,000
GROSS APPROPRIATION		
Interdepartmental grant revenues:		0
Total interdepartmental grants and intradepartmental transfers	\$	2,859,000
ADJUSTED GROSS APPROPRIATION		
Federal revenues:		0
Total federal revenues		0
Special revenue funds:		0
Total local revenues		0
Total private revenues		0
Total other state restricted revenues	\$	2,859,000
State general fund/general purpose	\$	2,859,000
(2) ONE-TIME APPROPRIATIONS		1,650,000
Coronavirus response activities	\$	1,209,000
Coronavirus response activities - MVFA	\$	2,859,000
GROSS APPROPRIATION		
Appropriated from:	\$	2,859,000
State general fund/general purpose	\$	2,859,000
Sec. 106. DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET		
(1) APPROPRIATION SUMMARY	\$	3,250,000
GROSS APPROPRIATION		
Interdepartmental grant revenues:		0
Total interdepartmental grants and intradepartmental transfers	\$	3,250,000
ADJUSTED GROSS APPROPRIATION		
Federal revenues:		3,250,000
Total federal revenues		3,250,000
Special revenue funds:		0
Total local revenues		0
Total private revenues		0
Total other state restricted revenues	\$	0
State general fund/general purpose	\$	0
(2) ONE-TIME APPROPRIATIONS		3,250,000
Coronavirus response activities	\$	3,250,000
GROSS APPROPRIATION		
Appropriated from:		
Federal revenues:		3,250,000
Coronavirus relief fund	\$	0
State general fund/general purpose	\$	0
Sec. 107. STATE TRANSPORTATION DEPARTMENT		
(1) APPROPRIATION SUMMARY	\$	0
GROSS APPROPRIATION		
Interdepartmental grant revenues:		0
Total interdepartmental grants and intradepartmental transfers	\$	0
ADJUSTED GROSS APPROPRIATION		
Federal revenues:		0
Total federal revenues		0

Special revenue funds:		
Total local revenues	\$	0
Total private revenues		0
Total other state restricted revenues		0
State general fund/general purpose	\$	0
(2) TRANSPORTATION PLANNING		
Planning services	\$	(41,766,500)
Planning services		41,766,500
GROSS APPROPRIATION	\$	0
Appropriated from:		
Federal revenues:		
Federal aid - transportation program		0
Special revenue funds:		
Comprehensive transportation fund		0
Michigan transportation fund		0
State aeronautics fund		0
State trunkline fund		0
State general fund/general purpose	\$	0
Sec. 108. DEPARTMENT OF TREASURY		
(1) APPROPRIATION SUMMARY		
GROSS APPROPRIATION	\$	52,500,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	\$	52,500,000
Federal revenues:		
Total federal revenues		0
Special revenue funds:		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		0
State general fund/general purpose	\$	52,500,000
(2) ONE-TIME APPROPRIATIONS		
Employee assistance fund	\$	45,000,000
Property tax deferral debt service costs		5,000,000
Teacher COVID-19 grants		2,500,000
GROSS APPROPRIATION	\$	52,500,000
Appropriated from:		
State general fund/general purpose	\$	52,500,000

PART 1A

LINE-ITEM APPROPRIATIONS

FOR FISCAL YEAR 2019-2020

Sec. 151. There is appropriated for the various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2020, from the following funds:

APPROPRIATION SUMMARY		
GROSS APPROPRIATION	\$	0
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	\$	0
Federal revenues:		
Total federal revenues		0

Divided by: Detroit Consumer Price Index for 12 months ending December 31	2.353	2.353	2.378
Equals: real adjusted Michigan personal income	\$168,819	\$158,393	\$163,786
Percentage change	N/A	-6.2%	3.4%
Growth rate in excess of 2%?	N/A	0.0%	1.4%
Equals: countercyclical budget and economic stabilization fund pay-in calculation for the fiscal year ending September 30, 2021 (millions)	N/A	NO	NO
Growth rate less than 0%?	N/A	YES	NO
Equals: countercyclical budget and economic stabilization fund pay-out calculation for the fiscal year ending September 30, 2020 (millions)	N/A		\$287.2

(2) Notwithstanding subsection (1), there is appropriated for the fiscal year ending September 30, 2021 from GF/GP revenue for deposit into the countercyclical budget and economic stabilization fund the sum of \$35,000,000.00.

~~Sec. 205. (1) Any coronavirus relief funds for which expenditures have not been incurred as of December 30, 2020 and any interest earned from coronavirus relief funds are unappropriated and immediately reappropriated for deposit into the unemployment compensation fund established under section 26 of the Michigan employment security act, 1936 (Ex Sess) PA 1, MCL 421.26, to support costs incurred from March 1, 2020 through December 30, 2020 due to the COVID-19 public health emergency.~~

~~(2) Beginning January 15, 2021, the state budget director shall report to the senate and house appropriations committees and senate and house fiscal agencies on a biweekly basis regarding the amounts of money deposited into the unemployment compensation fund established under section 26 of the Michigan employment security act, 1936 (Ex Sess) PA 1, MCL 421.26, under the authority established in subsection (1).~~

CAPITAL OUTLAY

Sec. 301. For the state building authority financed construction authorizations in part 1, the legislature hereby determines that the leases of the facilities from the authority are for a public purpose as authorized by 1964 PA 183, MCL 830.411 to 830.425. The legislature approves and authorizes the leases and conveyances of the property to the state building authority, the state building authority acquiring the facilities and leasing them to the state and the educational institutions, or state, as applicable, and the governor and secretary of state executing the leases for and on behalf of the state pursuant to the requirements of 1964 PA 183, MCL 830.411 to 830.425. Per the requirements of the leases, it is the intent of the legislature to annually appropriate sufficient amounts to pay the rent as obligated pursuant to the leases.

~~Sec. 302. The appropriations in part 1 for the department of health and human services, new northern satellite psychiatric facility, shall be considered new planning authorization for a new facility in Chippewa County, located at a former correctional facility.~~

DEPARTMENT OF EDUCATION

Sec. 325. In addition to the funds appropriated in part 1, the department of education may receive and expend not more than \$10,000,000.00 in federal funds to reimburse eligible child care providers for care provided to school-age children receiving the child care subsidy during the school day, if the children are enrolled in a virtual education program when virtual learning is the only option.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

~~Sec. 351. In the establishment of any risk corridor for the fiscal years ending September 30, 2020 and September 30, 2021 for existing contracts between this state and Medicaid health plans, the medical expenses used in the risk corridor shall include covered services and approved in lieu of services, benefit expenses including incurred but not yet paid expenses within a time frame developed by the department of health and human~~

~~expenses, as well as health care quality improvement expenses as defined in 42 CFR 438.8(c)(6). In addition, the department of health and human services must include all COVID-19 related expenses, including nonbenefit expenses, as allowable costs in the risk corridor.~~

Sec. 352. From the funds appropriated in part 1 for coronavirus response activities, the department shall allocate \$22,550,000.00 to be used for the continued testing of vulnerable populations in nursing facilities, adult foster care facilities, and homes for the aged, additional community testing sites, homeless and domestic violence shelters, and rapid or mobile response teams for hospitals and nursing facilities. Not less than \$3,333,000.00 shall be used for jail reimbursement and not less than \$3,400,000.00 shall be used for antigen tests for public and nonpublic school employees.

Sec. 353. From the funds appropriated in part 1 for coronavirus response activities, the department shall use \$3,333,300.00 to reimburse hospitals for retaining COVID-19 positive nursing home residents.

Sec. 354. From the funds appropriated in part 1 for coronavirus supplies purchasing, the department shall allocate not less than \$15,000,000.00 to purchase necessary supplies and equipment to support coronavirus testing and vaccination efforts, including personal protective equipment, test kits, and dry ice.

Sec. 355. From the funds appropriated in part 1 for coronavirus vaccine strategy, the department shall allocate not less than \$48,668,000.00 for establishing sufficient health system capacity to manage the administration of a coronavirus vaccine to all Michigan residents through financial support to local health departments and other health care providers. The department shall use not more than \$2,666,700.00 of the funds appropriated in part 1 for coronavirus vaccine strategy for departmental administrative costs, including, but not limited to, staff and contract support. The funds appropriated in this section shall follow the Michigan COVID-19 vaccination interim prioritization guidance and United States Centers for Disease Control (CDC) prevention recommendations and shall not be used to support a mandatory vaccination program.

Sec. 356. (1) From the funds appropriated in part 1 for COVID-19 direct care worker hazard pay, the department shall provide sufficient funding, including any applicable federal match, to increase the wages paid to direct care workers described in subsection (2) by \$2.00 per hour above the rates paid on March 1, 2020 beginning January 1, 2021 through February 28, 2021.

(2) The direct care wage increase shall be provided to direct care workers employed by the department of health and human services, its contractors, and its subcontractors who received a \$2.00 per hour state-funded wage increase beginning in April 2020. The total combined direct care wage increases from the April 2020 direct care wage increase and the wage increase outlined in this section shall be \$2.00 per hour and shall be in effect from April 1, 2020 to February 28, 2021.

(3) From the funds appropriated in part 1 for COVID-19 direct care worker hazard pay, a direct care wage increase of \$2.00 per hour shall be provided to direct care workers employed by skilled nursing facilities on the effective date of this act, beginning January 1, 2021 and continuing until February 28, 2021. Funding shall include all costs incurred by the employer, including payroll taxes, due to the \$2.00 per hour increase. As used in this subsection, "direct care worker" means a registered nurse, licensed practical nurse, competency evaluated nursing assistant, or respiratory therapist.

(4) From the funds appropriated in part 1 for COVID-19 direct care worker hazard pay, a direct care wage increase of \$2.00 per hour shall be provided to direct care workers employed by area agencies on aging and its contractors for in-home and respite services on the effective date of this act, beginning January 1, 2021 and continuing until February 28, 2021. Funding shall include all costs incurred by the employer, including payroll taxes, due to the \$2.00 per hour increase.

(5) Contractors and subcontractors receiving funding to support these direct care wage increases shall be required to provide documentation of the wage increases provided pursuant to this section to the department of health and human services.

(6) Any payment enhancement above the hourly rate in effect on March 1, 2020 shall be of no effect in determining any employee's average compensation as provided by any contract or other provision of law.

(7) A direct care worker may elect to not receive the wage increase provided in this section. The election to not receive the wage increase in this section must be made either in writing or electronically. The employer of a direct care worker who has elected to not receive the wage increase in this section must remit back to the state any of the funds authorized by this section based on the number of direct care workers it employs who have elected to not receive the wage increase authorized by this section.

(b) "Gatherings and face mask order" or "order" means the gatherings and face mask order issued by the Michigan department of health and human services on December 7, 2020 taking effect on December 9, 2020 at 12:01 a.m. through December 20, 2020 at 11:59 p.m. and the order taking effect on November 18, 2020 entitled gatherings and face mask order that it rescinded and replaced.

(c) "Small business survival grant" or "grant" means a small business survival grant made to an eligible business under this section.

Sho ~~Sec. 403 (1) After March 1, 2021, from the funds appropriated in part 1 for Michigan unemployment compensation funds, \$220,000,000.00 shall be deposited into the unemployment compensation fund established under section 26 of the Michigan employment security act, 1936 (Ex Seco) PA 1, MCL 421.26, for the sole purpose of funding an extension in unemployment benefits from 20 to 26 weeks after January 1, 2021 but before April 1, 2021.~~

Sho ~~(2) If federal funds are available and expenditures are allowable under federal law, expenditures of federal funds under this section shall occur prior to the expenditure of general fund appropriations made for the same purposes in subsection (1). General fund appropriations replaced by federal expenditures authorized under this section shall revert to the general fund.~~

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

Sec. 451. Funds appropriated in part 1 for coronavirus response activities and coronavirus response activities MVFA shall be allocated by the department for activities including, but not limited to, the following:

- (a) Coronavirus testing.
- (b) Protective measures at the state veterans homes.
- (c) Providing state match funding for National Guard coronavirus response mission.

DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET

Sec. 501. Funds appropriated in part 1 for coronavirus response activities shall be allocated by the department for coronavirus response activities. Funds may be used to support the COVID-19 office of accountability created in Executive Directive No. 2020-5.

Sec. 502. (1) The department shall conduct a pilot program for the purpose of reducing tail spend. The department shall issue a request for proposal for a procurement system that meets the following criteria:

- (a) The system is offered to the state at no cost.
- (b) The system requests bids for all items in an automated way.
- (c) The system tracks warranty information for all purchased items.
- (d) The system automatically updates state inventory management systems at the point of purchase.

(2) Following the successful acquisition of a procurement system that meets the above criteria, the department shall conduct a 12-month pilot program during which the department shall use the procurement system to request bids on all tail spend items. For instances in which the new system produces a lower price than current department system pricing, the department shall use the new system to make the purchase.

Sec. 504. In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$150,000,000.00 for federal contingency funds for the purpose of COVID-19 testing and vaccine distribution. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

DEPARTMENT OF TREASURY

Sec. 551. (1) Funds appropriated in part 1 for the employee assistance fund shall be allocated to an employee assistance fund operated by the department. The employee assistance fund shall be used to provide grants of up to \$1,650.00 to individuals who were employed in a workplace affected by gathering restrictions for facilities and who can demonstrate need by certifying all of the following:

- (a) The applicant is currently furloughed or laid off or was previously furloughed or laid off or has had employment hours reduced due to the gatherings and face mask order.
- (b) The applicant must indicate the percentage of income that has been lost due to the gatherings and face mask order and grants will be provided to reflect the severity of individual losses.
- (c) The applicant is a resident of this state.

(d) The applicant has, in good faith, been financially negatively impacted by the gatherings and face mask order.

(2) An application processing entity shall develop the application review and determination process in accordance with subsection (1), shall consult with any individual business sector or statewide association representing Michigan industries impacted by the gatherings and face mask order in developing an application process to provide equitably distributed grants across individual business sectors of the affected employees, and shall provide individual grant recipient information to the department no later than February 28, 2021. The department shall distribute grants to individuals based solely upon information from the application processing entity and no later than 20 days after being provided individual grant recipient information. The department shall not impose restrictions on the application process not included in this section.

(3) The application processing entity shall provide a report to the senate and house appropriations committees, the senate and house fiscal agencies, the state budget office, and the state treasurer by March 31, 2021. At a minimum, the report shall include the number of applications for assistance received, the total number of grant recipients awarded, and the methodology used to determine eligibility of grant recipients.

(4) The department shall provide the application processing entity no less than \$100,000.00 to establish an application review and determination process. After individual grant recipients have been provided to the department, the department shall provide no more than \$500,000.00 to the statewide organization that operated a hospitality relief fund pursuant to section 603 of 2020 PA 123 as reimbursement for costs incurred.

(5) As used in this section:

(a) "Application processing entity" means a statewide organization that operated a hospitality relief fund pursuant to section 603 of 2020 PA 123 representing Michigan restaurants and lodging that existed on April 1, 2020.

(b) "Gatherings and face mask order" or "order" means the gatherings and face mask order issued by the Michigan department of health and human services on December 7, 2020 taking effect on December 9, 2020 at 12:01 a.m. through December 20, 2020 at 11:59 p.m. and the order taking effect on November 18, 2020 entitled gatherings and face mask order which it rescinded and replaced.

(c) "Individual business sector" means sectors as identified by two-digit codes under the North American Industry Classification System (NAICS).

~~Sec. 552. Funds appropriated in part 1 for property tax deferral debt service costs shall not be expended unless Senate Bill No. 943 of the 100th Legislature is enacted into law. Funds shall be used only for implementation of the bill.~~

Sec. 553. (1) From the funds appropriated in part 1 for teacher COVID-19 grants, there is allocated for fiscal year 2020-2021 only an amount not to exceed \$2,500,000.00 for equal payments to eligible great start readiness program, head start, special education for individuals age 18-26, and adult education teachers who teach in a public school or nonprofit nonpublic school. Grants made to eligible teachers under this section shall be up to \$500.00 per full-time equated eligible teacher. An eligible teacher that works full-time and is calculated as 1.0 FTE will receive \$500.00 and an eligible teacher whose work time is calculated as less than 1.0 FTE shall receive that portion of the FTE applied to \$500.00. The department may retain up to 1/2 of 1% of the funds allocated under this section for administration of this section.

(2) A teacher eligible for funding under this section must meet all of the following:

(a) Prior to the issuance of Executive Order No. 2020-35, the teacher performed at least 75% of their standard instructional workload in a brick and mortar classroom at a district or nonprofit nonpublic school.

(b) After issuance of Executive Order No. 2020-35, the teacher developed tools and methods to deliver distance learning, take-home packets, or other methods described in the district or nonprofit nonpublic school's continuity of learning plan.

(c) The teacher certifies to the district, in a manner prescribed by the department, that he or she worked additional time spent outside of normal working hours, experienced hazardous conditions, or incurred additional costs related to ensuring students could effectively participate in their school's continuity of learning plan.

(3) If funds allocated under this section are insufficient to award the amount described in subsection (1), the department shall reduce the grant on an equal per full-time and part-time prorated equated teacher basis.

(4) The department shall administer this section in substantially the same manner as it administers section 949p of article 5 of 2020 PA 166 as applicable to the teachers described in this section and shall distribute funds as soon as is feasible.

STATE TRANSPORTATION DEPARTMENT

~~Sec. 601. The state transportation department shall adopt and transmit to the federal government the recommended changes to the nonradioactive hazardous materials routing designations for the Ambassador Bridge expressed on page 14 of its December 2012 report entitled "Hazardous Materials Routing Synopsis Report - Wayne County. Proposed Recommendations".~~