

**MINUTES OF THE COMMITTEE
ON
APPROPRIATIONS**

Wednesday, April 10, 2013

9:00 a.m.

Room 352, State Capitol

The House Committee on Appropriations was called to order by the Chairman, Representative Joe Haveman.

Members present: Representatives Haveman, Pscholka, Kowall, Lori, Rogers, Stamas, Walsh, Bumstead, Forlini, MacGregor, MacMaster, Jenkins, Muxlow, Poleski, Potvin, McCready, Howrylak, VerHeulen, Tlaib, Brown, Durhal, McCann, Dillon, Roberts, Kandrevas, Faris, Zemke, Singh and Olumba.

Members absent: None.

The Clerk read a letter from Speaker of the House of Representatives, Jase Bolger, regarding Appropriations Committee appointments.

Representative Pscholka moved to approve the minutes of March 13, 2013.

There being no objection, the motion prevailed by unanimous consent.

The Chair laid before the committee HB 4228:

HB 4228 (Rogers) Appropriations; school aid; fiscal year 2013-2014 omnibus appropriations for school aid, higher education, and community colleges; provide for.

Representative Rogers moved to adopt the substitute H-1 Draft (1) to HB 4228.

The motion prevailed by a vote of 28-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Haveman, Pscholka, McCready, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini, Olumba, Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: None.

Pass: None.

Bethany Wicksall, House Fiscal Agency, answered questions regarding the bill.

Kyle Jen, House Fiscal Agency, answered questions regarding the bill.

Eric Johansson, House Fiscal Agency, answered questions regarding the bill.

Representative Dillon moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 56, line 21, after "exceeds" by striking out "**70%**" and inserting "68.5%".
2. Amend page 56, line 22, after "for" by striking out the balance of the subsection and inserting "2010-2011".

The motion did not prevail by a vote of 10-18-0

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, VerHeulen, Lori, Rogers Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Olumba.

Pass: None.

Representative Dillon moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 55, line 12, after "(14)" by striking out the balance of the subsection and inserting "**FOR A DISTRICT THAT RECEIVED A FOUNDATION ALLOWANCE ADJUSTMENT UNDER THIS SUBSECTION FOR 2012-2013, THE DISTRICT'S FOUNDATION ALLOWANCE FOR 2013-2014 SHALL BE AN AMOUNT AS OTHERWISE CALCULATED UNDER THIS SECTION AS IF THAT ADJUSTMENT HAD NOT BEEN MADE FOR 2012-2013. HOWEVER, IF A DISTRICT'S FOUNDATION ALLOWANCE FOR 2013-2014 WOULD BE LESS THAN \$6,966.00 DUE TO THE CHANGES MADE IN THIS SUBSECTION FOR 2013-2014, THE DISTRICT'S FOUNDATION ALLOWANCE FOR 2013-2014 SHALL BE \$6,966.00.**".

2. Amend page 73, line 10, after "exceed" by striking out "**\$3,304,000,000.00**" and inserting "**\$3,298,000,000.00**".

3. Amend page 77, line 15, after "**EXCEED**" by striking out "**\$24,000,000.00**" and inserting "**\$25,500,000.00**".

4. Amend page 95, following line 1, by inserting:

"SEC. 22I. (1) FROM THE APPROPRIATION IN SECTION 11, THERE IS ALLOCATED FOR 2013-2014 AN AMOUNT NOT TO EXCEED \$6,000,000.00 FOR PAYMENTS TO DISTRICTS UNDER THIS SECTION FOR SMALL CLASS SIZE ADJUSTMENTS.

(2) FROM THE ALLOCATION UNDER SUBSECTION (1), THERE IS ALLOCATED TO EACH DISTRICT THAT RECEIVED A FOUNDATION ALLOWANCE ADJUSTMENT UNDER SECTION 20(14) FOR 2012-2013, AND THAT HAS A FOUNDATION ALLOWANCE AS CALCULATED UNDER SECTION 20 FOR

2013-2014 GREATER THAN \$6,966.00, AN AMOUNT PER MEMBERSHIP PUPIL EQUAL TO 70.0% OF THE DISTRICT'S ADJUSTMENT UNDER SECTION 20(14) FOR 2012-2013.

(3) FROM THE ALLOCATION UNDER SUBSECTION (1), THERE IS ALLOCATED TO EACH DISTRICT THAT RECEIVED A FOUNDATION ALLOWANCE ADJUSTMENT UNDER SECTION 20(14) FOR 2012-2013, AND THAT HAS A FOUNDATION ALLOWANCE AS CALCULATED UNDER SECTION 20 FOR 2013-2014 EQUAL TO \$6,966.00, AN AMOUNT PER MEMBERSHIP PUPIL EQUAL TO 70.0% OF THE DISTRICT'S ADJUSTMENT UNDER SECTION 20(14) FOR 2012-2013 MINUS THE DIFFERENCE BETWEEN \$6,966.00 AND THE DISTRICT'S FOUNDATION ALLOWANCE FOR 2012-2013 AS OTHERWISE CALCULATED UNDER SECTION 20 IF THE ADJUSTMENT UNDER SECTION 20(14) HAD NOT BEEN MADE." and adjusting the totals in section 11 and enacting section 1 accordingly.

The motion prevailed by a vote of 25-2-1.

FAVORABLE ROLL CALL:

Yeas: Representatives Haveman, Pscholka, McCready, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Brown and Singh.

Nays: Representatives Forlini and Kandrevas.

Pass: Representative Olumba

Representative Pscholka moved to reconsider the vote by which the following amendment was passed:

1. Amend page 55, line 12, after "(14)" by striking out the balance of the subsection and inserting **"FOR A DISTRICT THAT RECEIVED A FOUNDATION ALLOWANCE ADJUSTMENT UNDER THIS SUBSECTION FOR 2012-2013, THE DISTRICT'S FOUNDATION ALLOWANCE FOR 2013-2014 SHALL BE AN AMOUNT AS OTHERWISE CALCULATED UNDER THIS SECTION AS IF THAT ADJUSTMENT HAD NOT BEEN MADE FOR 2012-2013. HOWEVER, IF A DISTRICT'S FOUNDATION ALLOWANCE FOR 2013-2014 WOULD BE LESS THAN \$6,966.00 DUE TO THE CHANGES MADE IN THIS SUBSECTION FOR 2013-2014, THE DISTRICT'S FOUNDATION ALLOWANCE FOR 2013-2014 SHALL BE \$6,966.00."**

2. Amend page 73, line 10, after "exceed" by striking out "**\$3,304,000,000.00**" and inserting "**\$3,298,000,000.00**".

3. Amend page 77, line 15, after "**EXCEED**" by striking out "**\$24,000,000.00**" and inserting "**\$25,500,000.00**".

4. Amend page 95, following line 1, by inserting:
"SEC. 22I. (1) FROM THE APPROPRIATION IN SECTION 11, THERE IS ALLOCATED FOR 2013-2014 AN AMOUNT NOT TO EXCEED \$6,000,000.00 FOR PAYMENTS TO DISTRICTS UNDER THIS SECTION FOR SMALL CLASS SIZE ADJUSTMENTS.

(2) FROM THE ALLOCATION UNDER SUBSECTION (1), THERE IS

ALLOCATED TO EACH DISTRICT THAT RECEIVED A FOUNDATION ALLOWANCE ADJUSTMENT UNDER SECTION 20(14) FOR 2012-2013, AND THAT HAS A FOUNDATION ALLOWANCE AS CALCULATED UNDER SECTION 20 FOR 2013-2014 GREATER THAN \$6,966.00, AN AMOUNT PER MEMBERSHIP PUPIL EQUAL TO 70.0% OF THE DISTRICT'S ADJUSTMENT UNDER SECTION 20(14) FOR 2012-2013.

(3) FROM THE ALLOCATION UNDER SUBSECTION (1), THERE IS ALLOCATED TO EACH DISTRICT THAT RECEIVED A FOUNDATION ALLOWANCE ADJUSTMENT UNDER SECTION 20(14) FOR 2012-2013, AND THAT HAS A FOUNDATION ALLOWANCE AS CALCULATED UNDER SECTION 20 FOR 2013-2014 EQUAL TO \$6,966.00, AN AMOUNT PER MEMBERSHIP PUPIL EQUAL TO 70.0% OF THE DISTRICT'S ADJUSTMENT UNDER SECTION 20(14) FOR 2012-2013 MINUS THE DIFFERENCE BETWEEN \$6,966.00 AND THE DISTRICT'S FOUNDATION ALLOWANCE FOR 2012-2013 AS OTHERWISE CALCULATED UNDER SECTION 20 IF THE ADJUSTMENT UNDER SECTION 20(14) HAD NOT BEEN MADE." and adjusting the totals in section 11 and enacting section 1 accordingly.

The motion prevailed by a vote of 19-8-2.

FAVORABLE ROLL CALL:

Yeas: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Kandrevas.

Nays: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts and Brown.

Pass: Representatives Olumba and Singh.

Representative Dillon moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 55, line 12, after "(14)" by striking out the balance of the subsection and inserting **"FOR A DISTRICT THAT RECEIVED A FOUNDATION ALLOWANCE ADJUSTMENT UNDER THIS SUBSECTION FOR 2012-2013, THE DISTRICT'S FOUNDATION ALLOWANCE FOR 2013-2014 SHALL BE AN AMOUNT AS OTHERWISE CALCULATED UNDER THIS SECTION AS IF THAT ADJUSTMENT HAD NOT BEEN MADE FOR 2012-2013. HOWEVER, IF A DISTRICT'S FOUNDATION ALLOWANCE FOR 2013-2014 WOULD BE LESS THAN \$6,966.00 DUE TO THE CHANGES MADE IN THIS SUBSECTION FOR 2013-2014, THE DISTRICT'S FOUNDATION ALLOWANCE FOR 2013-2014 SHALL BE \$6,966.00."**

2. Amend page 73, line 10, after "exceed" by striking out "\$3,304,000,000.00" and inserting **"\$3,298,000,000.00"**.

3. Amend page 77, line 15, after "EXCEED" by striking out "\$24,000,000.00" and inserting **"\$25,500,000.00"**.

4. Amend page 95, following line 1, by inserting:

"SEC. 22I. (1) FROM THE APPROPRIATION IN SECTION 11, THERE IS ALLOCATED FOR 2013-2014 AN AMOUNT NOT TO EXCEED \$6,000,000.00 FOR

PAYMENTS TO DISTRICTS UNDER THIS SECTION FOR SMALL CLASS SIZE ADJUSTMENTS.

(2) FROM THE ALLOCATION UNDER SUBSECTION (1), THERE IS ALLOCATED TO EACH DISTRICT THAT RECEIVED A FOUNDATION ALLOWANCE ADJUSTMENT UNDER SECTION 20(14) FOR 2012-2013, AND THAT HAS A FOUNDATION ALLOWANCE AS CALCULATED UNDER SECTION 20 FOR 2013-2014 GREATER THAN \$6,966.00, AN AMOUNT PER MEMBERSHIP PUPIL EQUAL TO 70.0% OF THE DISTRICT'S ADJUSTMENT UNDER SECTION 20(14) FOR 2012-2013.

(3) FROM THE ALLOCATION UNDER SUBSECTION (1), THERE IS ALLOCATED TO EACH DISTRICT THAT RECEIVED A FOUNDATION ALLOWANCE ADJUSTMENT UNDER SECTION 20(14) FOR 2012-2013, AND THAT HAS A FOUNDATION ALLOWANCE AS CALCULATED UNDER SECTION 20 FOR 2013-2014 EQUAL TO \$6,966.00, AN AMOUNT PER MEMBERSHIP PUPIL EQUAL TO 70.0% OF THE DISTRICT'S ADJUSTMENT UNDER SECTION 20(14) FOR 2012-2013 MINUS THE DIFFERENCE BETWEEN \$6,966.00 AND THE DISTRICT'S FOUNDATION ALLOWANCE FOR 2012-2013 AS OTHERWISE CALCULATED UNDER SECTION 20 IF THE ADJUSTMENT UNDER SECTION 20(14) HAD NOT BEEN MADE." and adjusting the totals in section 11 and enacting section 1 accordingly.

The motion did not prevail by a vote of 11-17-1.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Howrylak, Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Jenkins, Walsh and Forlini.

Pass: Representative Olumba

Representative Brown moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 43, line 16, after "is" by striking out "\$8,019.00" and inserting "**\$8,023.00**".
2. Amend page 45, line 12, after "year" by inserting "**PLUS \$4.00**".
3. Amend page 46, line 3, after "year" by inserting "**PLUS \$4.00**".
4. Amend page 46, line 27, after "year" by inserting "**PLUS \$4.00**".
5. Amend page 56, line 24, after "**THAN**" by striking out "**\$6,966.00**" and inserting "**\$6,970.00**".
6. Amend page 56, line 25, after "**BE**" by striking out "**\$6,966.00**" and inserting "**\$6,970.00**".
7. Amend page 59, line 20, after "means" by striking out "\$7,110.00" and inserting "**\$7,114.00**" and adjusting sections 11 and 22b and enacting section 1 accordingly.
8. Amend page 62, line 8, by striking out all of section **21F**.

The motion did not prevail by a vote of 10-19-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Olumba.

Pass: None.

Representative Brown moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 43, line 16, after "is" by striking out "\$8,019.00" and inserting "**\$8,042.00**".
2. Amend page 45, line 12, after "year" by inserting "**PLUS \$23.00**".
3. Amend page 46, line 3, after "year" by inserting "**PLUS \$23.00**".
4. Amend page 46, line 27, after "year" by inserting "**PLUS \$23.00**".
5. Amend page 56, line 24, after "**THAN**" by striking out "**\$6,966.00**" and inserting "**\$6,989.00**".
6. Amend page 56, line 25, after "**BE**" by striking out "**\$6,966.00**" and inserting "**\$6,989.00**".
7. Amend page 59, line 20, after "means" by striking out "\$7,110.00" and inserting "**\$7,133.00**".
8. Amend page 84, line 9, by striking out "\$50,000,000.00" and inserting "**\$13,500,000.00**" and adjusting sections 11 and 22b and enacting section 1 accordingly.

The motion did not prevail by a vote of 10-19-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Olumba.

Pass: None.

Representative Brown moved to adopt the following amendment to substitute H-1 Draft (1) to HB 4228:

1. Amend page 117, line 3, after "exceed" by striking out "**\$159,275,000.00**" and inserting "**\$174,275,000.00**" and adjusting section 11 and enacting section 1 accordingly.

The motion did not prevail by a vote of 10-19-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Olumba.

Pass: None.

Representative Brown moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 157, line 17, after "exceed" by striking out "\$62,115,100.00" and inserting "\$64,108,000.00".
2. Amend page 159, line 25, by striking out "\$100.00" and inserting "\$2,000,000.00" and adjusting section 11 and enacting section 1 accordingly.

The motion did not prevail by a vote of 11-18-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Howrylak, Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Jenkins, Walsh, Forlini and Olumba.

Pass: None.

Representative Brown moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 43, line 16, after "is" by striking out "\$8,019.00" and inserting "**\$8,280.00**".
2. Amend page 45, line 12, after "year" by inserting "**PLUS \$261.00**".
3. Amend page 46, line 3, after "year" by inserting "**PLUS \$261.00**".
4. Amend page 46, line 27, after "year" by inserting "**PLUS \$261.00**".
5. Amend page 56, line 24, after "**THAN**" by striking out "**\$6,966.00**" and inserting "**\$7,227.00**".
6. Amend page 56, line 25, after "**BE**" by striking out "**\$6,966.00**" and inserting "**\$7,227.00**".
7. Amend page 59, line 20, after "means" by striking out "\$7,110.00" and inserting "**\$7,371.00**" and adjusting sections 11 and 22b and enacting section 1 accordingly.

The motion did not prevail by a vote of 10-19-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Olumba.

Pass: None.

Representative Brown moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 212, following line 20, by inserting:

"Sec. 166d. (1) ~~A school of excellence that is a cyber school, as defined in section 551 of the revised school code, MCL 380.551, DISTRICT~~, or an educational management organization with which the ~~cyber school~~ **DISTRICT** has a contract, shall not require an employee, a former employee, or an individual doing work for the ~~cyber school~~ **IN THE DISTRICT** as an independent contractor or as an employee of the educational management organization or another third party to sign an agreement that he or she will not disclose salary or other compensation information.

(2) ~~A school of excellence that is a cyber school, as defined in section 551 of the revised school code, MCL 380.551, DISTRICT~~ that violates subsection (1) or that is party to a contract with an educational management organization that violates subsection (1) shall forfeit from its state aid under this act an amount equal to ~~2%~~ **5%** of its total state aid."

The motion did not prevail by a vote of 10-19-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Olumba.

Pass: None.

Representative Brown moved to adopt the following amendment to substitute H-1 Draft (1) to HB 4228:

1. Amend page 51, line 20, after "**TO**" by striking out the balance of the subsection and inserting "**\$3,500.00**".

The motion did not prevail by a vote of 10-19-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Olumba.

Pass: None.

Representative Zemke moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 213, line 9, after "revenues," by striking out "\$197,614,100.00" and inserting "**\$0.00**".
2. Amend page 213, line 11, by striking out "**\$137,263,500.00**" and inserting "**\$334,877,600.00**".
3. Amend page 215, line 5, after "fund," by striking out "\$195,880,500.00" and inserting "**\$0.00**".
4. Amend page 215, line 7, by striking out "**\$102,363,500.00**" and inserting "**\$298,244,000.00**".
5. Amend page 215, line 11, by striking out "state school aid fund" and inserting "**STATE GENERAL FUND**".

The motion did not prevail by a vote of 10-19-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Olumba.

Pass: None.

Representative Faris moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 212, line 22, after "(5)," by striking out "**AND (6)**" and inserting "**(6), AND (7)**".
2. Amend page 212, line 26, after "(5)," by striking out "**AND (6)**" and inserting "**(6), AND (7)**".
3. Amend page 213, line 1, by striking out "**\$334,877,600.00**" and inserting "**\$335,977,600.00**".
4. Amend page 213, line 3, after "is" by striking out "**\$334,877,600.00**" and inserting "**\$335,977,600.00**".
5. Amend page 213, line 11, by striking out "**\$137,263,500.00**" and inserting "**\$138,363,500.00**".
6. Amend page 218, following line 25, by inserting:
**"(7) FROM THE APPROPRIATIONS DESCRIBED IN SUBSECTION (1),
THERE IS APPROPRIATED \$1,100,000.00 FROM THE STATE GENERAL FUND FOR**

FISCAL YEAR 2013-2014 TO THE MICHIGAN COMMUNITY COLLEGE ASSOCIATION, FOR THE PURPOSE OF EXPANDING THE MICHIGAN COMMUNITY COLLEGE VIRTUAL LEARNING COLLABORATIVE. THE MICHIGAN COMMUNITY COLLEGE ASSOCIATION SHALL PROVIDE INFORMATION ON REQUEST TO THE HOUSE AND SENATE SUBCOMMITTEES ON COMMUNITY COLLEGES, THE HOUSE AND SENATE FISCAL AGENCIES, AND THE STATE BUDGET DIRECTOR ON THE USE OF THESE FUNDS UNTIL THE PROJECT IS COMPLETED." and renumbering the remaining subsection.

The motion did not prevail by a vote of 11-18-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Howrylak, Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Jenkins, Walsh, Forlini and Olumba.

Pass: None.

Representative Zemke moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 212, line 21, after "Sec. 201." by striking out all of subsections (1), (2), and (3) and inserting "(1) Subject to the conditions set forth in this article, the amounts listed in subsections (2), ~~and (4), (5), AND (6)~~ are appropriated for community colleges for the fiscal year ending September 30, ~~2013, 2014~~, from the funds indicated in this section. The following is a summary of the appropriations in subsections (2), ~~and (4), (5), AND (6)~~:

(a) The gross appropriation is ~~\$294,130,500.00.~~ **\$336,877,600.00.** After deducting total interdepartmental grants and intradepartmental transfers in the amount of \$0.00, the adjusted gross appropriation is ~~\$294,130,500.00.~~ **\$336,877,600.00.**

(b) The sources of the adjusted gross appropriation described in subdivision (a) are as follows:

(i) Total federal revenues, \$0.00.

(ii) Total local revenues, \$0.00.

(iii) Total private revenues, \$0.00.

(iv) Total other state restricted revenues, \$197,614,100.00.

(v) State general fund/general purpose money, ~~\$96,516,400.00.~~ **\$134,263,500.00.**

(2) Subject to subsection (3), the amount appropriated for community college operations is ~~\$292,396,900.00.~~ **\$300,244,000.00,** allocated as follows:

(a) Alpena Community College, ~~\$5,111,200.00.~~ **\$5,251,000.00.**

(b) Bay de Noc Community College, ~~\$5,161,300.00.~~ **\$5,291,100.00.**

(c) Delta College, ~~\$13,712,700.00.~~ **\$14,107,400.00.**

(d) Glen Oaks Community College, ~~\$2,383,000.00.~~ **\$2,447,900.00.**

(e) Gogebic Community College, ~~\$4,233,100.00.~~ **\$4,340,000.00.**

(f) Grand Rapids Community College, ~~\$17,054,300.00.~~ **\$17,497,400.00.**

(g) Henry Ford Community College, ~~\$20,596,700.00.~~ **\$21,104,100.00.**

(h) Jackson Community College, ~~\$11,491,500.00.~~ **\$11,785,700.00.**

(i) Kalamazoo Valley Community College, ~~\$11,828,300.00.~~ **\$12,157,600.00.**

(j) Kellogg Community College, ~~\$9,289,300.00.~~ **\$9,550,200.00.**

(k) Kirtland Community College, ~~\$2,968,300.00.~~ **\$3,069,300.00.**

(l) Lake Michigan College, ~~\$5,059,300.00.~~ **\$5,190,600.00.**

(m) Lansing Community College, ~~\$29,335,000.00.~~ **\$30,096,700.00.**

- (n) Macomb Community College, ~~\$31,206,500.00~~ **\$32,006,000.00.**
- (o) Mid Michigan Community College, ~~\$4,393,400.00~~ **\$4,536,200.00.**
- (p) Monroe County Community College, ~~\$4,223,500.00~~ **\$4,360,000.00.**
- (q) Montcalm Community College, ~~\$3,038,500.00~~ **\$3,132,700.00.**
- (r) C.S. Mott Community College, ~~\$14,890,400.00~~ **\$15,286,500.00.**
- (s) Muskegon Community College, ~~\$8,456,100.00~~ **\$8,674,200.00.**
- (t) North Central Michigan College, ~~\$2,979,900.00~~ **\$3,076,800.00.**
- (u) Northwestern Michigan College, ~~\$8,624,100.00~~ **\$8,846,100.00.**
- (v) Oakland Community College, ~~\$19,977,500.00~~ **\$20,545,300.00.**
- (w) St. Clair County Community College, ~~\$6,697,300.00~~ **\$6,878,600.00.**
- (x) Schoolcraft College, ~~\$11,800,500.00~~ **\$12,153,400.00.**
- (y) Southwestern Michigan College, ~~\$6,269,000.00~~ **\$6,415,800.00.**
- (z) Washtenaw Community College, ~~\$12,242,000.00~~ **\$12,669,300.00.**
- (aa) Wayne County Community College, ~~\$15,798,500.00~~ **\$16,242,100.00.**
- (bb) West Shore Community College, ~~\$2,298,200.00~~ **\$2,354,300.00.**
- (cc) Local strategic value, ~~\$1,277,500.00~~ **\$1,187,700.00.**

(3) The amount appropriated in subsection (2) for community college operations is appropriated from the following:

- (a) State school aid fund, \$195,880,500.00.
- (b) State general fund/general purpose money, ~~\$96,516,400.00~~ **\$104,363,500.00."**

The motion did not prevail by a vote of 10-19-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Olumba.

Pass: None.

Representative McCann moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 231, line 12, after "to" by striking out "~~(6)~~" and inserting "~~(8)~~".
2. Amend page 231, line 16, after "to" by striking out "~~(6)~~" and inserting "~~(8)~~".
3. Amend page 232, line 3, by striking out all of subsection (2) and inserting:
 "(2) Amounts appropriated for public universities are as follows:
 (a) The appropriation for Central Michigan University is ~~\$69,575,300.00, \$68,108,900.00~~ **\$73,012,400.00, \$71,352,300.00** for operations and ~~\$1,466,400.00~~ **\$1,660,100.00** for performance funding, appropriated from the following: **STATE GENERAL FUND/GENERAL PURPOSE MONEY.**
~~—— (i) State school aid fund, \$11,284,600.00.~~
~~—— (ii) State general fund/general purpose money, \$58,290,700.00.~~
 (b) The appropriation for Eastern Michigan University is ~~\$66,297,500.00, \$64,619,100.00~~ **\$67,067,600.00, \$66,466,700.00** for operations and ~~\$1,678,400.00~~ **\$600,900.00** for performance funding, appropriated from the following: **STATE GENERAL FUND/GENERAL PURPOSE MONEY.**
~~—— (i) State school aid fund, \$10,706,400.00.~~
~~—— (ii) State general fund/general purpose money, \$55,591,100.00.~~

(c) The appropriation for Ferris State University is ~~\$42,981,400.00, \$41,324,300.00~~ **\$46,334,100.00, \$44,250,700.00** for operations and ~~\$1,657,100.00~~ **\$2,083,400.00** for performance funding, appropriated from the following: **STATE GENERAL FUND/GENERAL PURPOSE MONEY.**

~~—— (i) State school aid fund, \$6,846,800.00.~~

~~—— (ii) State general fund/general purpose money, \$36,134,600.00.~~

(d) The appropriation for Grand Valley State University is ~~\$55,097,500.00, \$52,677,400.00~~ **\$57,214,500.00, \$55,436,000.00** for operations and ~~\$2,420,100.00~~ **\$1,778,500.00** for performance funding, appropriated from the following: **STATE GENERAL FUND/GENERAL PURPOSE MONEY.**

~~—— (i) State school aid fund, \$8,727,800.00.~~

~~—— (ii) State general fund/general purpose money, \$46,369,700.00.~~

(e) The appropriation for Lake Superior State University is ~~\$11,030,700.00, \$10,789,500.00~~ **\$12,666,300.00, \$12,046,100.00** for operations and ~~\$241,200.00~~ **\$620,200.00** for performance funding, appropriated from the following: **STATE GENERAL FUND/GENERAL PURPOSE MONEY.**

~~—— (i) State school aid fund, \$1,787,600.00.~~

~~—— (ii) State general fund/general purpose money, \$9,243,100.00.~~

(f) The appropriation for Michigan State University is ~~\$298,733,800.00, \$241,120,800.00~~ **\$302,712,500.00, \$245,037,000.00** for operations, ~~\$3,408,400.00~~ **\$2,386,800.00** for performance funding, and ~~\$54,204,600.00~~ **\$55,288,700.00** for MSU AgBioResearch and MSU extension activities, appropriated from the following: **STATE GENERAL FUND/GENERAL PURPOSE MONEY.**

~~—— (i) State school aid fund, \$39,949,900.00.~~

~~—— (ii) State general fund/general purpose money, \$258,783,900.00.~~

(g) The appropriation for Michigan Technological University is ~~\$42,409,900.00, \$40,733,600.00~~ **\$43,770,000.00, \$42,579,100.00** for operations and ~~\$1,676,300.00~~ **\$1,190,900.00** for performance funding, appropriated from the following: **STATE GENERAL FUND/GENERAL PURPOSE MONEY.**

~~—— (i) State school aid fund, \$6,748,900.00.~~

~~—— (ii) State general fund/general purpose money, \$35,661,000.00.~~

(h) The appropriation for Northern Michigan University is ~~\$40,348,800.00, \$38,367,400.00~~ **\$41,709,000.00, \$40,856,600.00** for operations and ~~\$1,981,400.00~~ **\$852,400.00** for performance funding, appropriated from the following: **STATE GENERAL FUND/GENERAL PURPOSE MONEY.**

~~—— (i) State school aid fund, \$6,356,900.00.~~

~~—— (ii) State general fund/general purpose money, \$33,991,900.00.~~

(i) The appropriation for Oakland University is ~~\$44,033,300.00, \$43,145,000.00~~ **\$45,660,500.00, \$44,964,100.00** for operations and ~~\$888,300.00~~ **\$696,400.00** for performance funding, appropriated from the following: **STATE GENERAL FUND/GENERAL PURPOSE MONEY.**

~~—— (i) State school aid fund, \$7,148,400.00.~~

~~—— (ii) State general fund/general purpose money, \$36,884,900.00.~~

(j) The appropriation for Saginaw Valley State University is ~~\$25,487,500.00, \$23,561,500.00~~ **\$26,190,400.00, \$25,656,700.00** for operations and ~~\$1,926,000.00~~ **\$533,700.00**

for performance funding, appropriated from the following: **STATE GENERAL FUND/GENERAL PURPOSE MONEY.**

~~—— (i) State school aid fund, \$3,903,800.00.~~

~~—— (ii) State general fund/general purpose money, \$21,583,700.00.~~

(k) The appropriation for University of Michigan - Ann Arbor is ~~\$273,056,700.00, \$268,803,300.00~~ **\$277,235,800.00, \$274,156,700.00** for operations and ~~\$4,253,400.00~~ **\$3,079,100.00** for performance funding, appropriated from the following: **STATE GENERAL FUND/GENERAL PURPOSE MONEY.**

~~—— (i) State school aid fund, \$44,536,300.00.~~

~~—— (ii) State general fund/general purpose money, \$228,520,400.00.~~

(l) The appropriation for University of Michigan - Dearborn is ~~\$21,898,800.00, \$21,016,300.00~~ **\$22,483,600.00, \$22,237,300.00** for operations and ~~\$882,500.00~~ **\$246,300.00** for performance funding, appropriated from the following: **STATE GENERAL FUND/GENERAL PURPOSE MONEY.**

~~—— (i) State school aid fund, \$3,482,100.00.~~

~~—— (ii) State general fund/general purpose money, \$18,416,700.00.~~

(m) The appropriation for University of Michigan - Flint is ~~\$19,103,500.00, \$17,762,400.00~~ **\$20,478,700.00, \$19,526,600.00** for operations and ~~\$1,341,100.00~~ **\$952,100.00** for performance funding, appropriated from the following: **STATE GENERAL FUND/GENERAL PURPOSE MONEY.**

~~—— (i) State school aid fund, \$2,942,900.00.~~

~~—— (ii) State general fund/general purpose money, \$16,160,600.00.~~

(n) The appropriation for Wayne State University is ~~\$183,229,100.00, \$182,036,900.00~~ **\$183,854,300.00, \$183,398,300.00** for operations and ~~\$1,192,200.00~~ **\$456,000.00** for performance funding, appropriated from the following: **STATE GENERAL FUND/GENERAL PURPOSE MONEY.**

~~—— (i) State school aid fund, \$30,160,600.00.~~

~~—— (ii) State general fund/general purpose money, \$153,068,500.00.~~

(o) The appropriation for Western Michigan University is ~~\$95,318,300.00, \$93,168,300.00~~ **\$97,002,400.00, \$95,487,500.00** for operations and ~~\$2,150,000.00~~ **\$1,514,900.00** for performance funding, appropriated from the following: **STATE GENERAL FUND/GENERAL PURPOSE MONEY.**

~~—— (i) State school aid fund, \$15,436,500.00.~~

~~—— (ii) State general fund/general purpose money, \$79,881,800.00.~~

(3) IN ADDITION TO THE AMOUNTS DESCRIBED IN SUBSECTION (2), \$2,500,000.00 IN UNIVERSITY PERFORMANCE FUNDING IS APPROPRIATED FROM GENERAL FUND/GENERAL PURPOSE MONEY. THE AMOUNT ALLOCATED TO EACH PUBLIC UNIVERSITY IS DETERMINED IN PROPORTION TO PERFORMANCE FUNDING AMOUNTS APPROPRIATED IN SUBSECTION (2) AND PAID UNDER SECTION 265A.

~~(4) (3)-~~In addition to the amounts described in subsection (2), ~~\$9,054,200.00~~ **\$6,217,300.00** in tuition restraint funding is appropriated for university operations from general fund/general purpose money. The amount allocated to each public university is determined in the manner provided in section 265." and renumbering the remaining subsections and adjusting the subtotals, totals, and enacting section 1 accordingly.

4. Amend page 237, line 17, after "subsection" by striking out "(7)" and inserting "(9)".

5. Amend page 237, line 26, after "subsection" by striking out "(6)" and inserting "(8)".

6. Amend page 239, line 23, after "to" by striking out "SECTIONS 265a AND 265B" and inserting "section 265a".

7. Amend page 255, line 16, by striking out all of section 265 and inserting:

"Sec. 265. (1) Payments from the amount appropriated in section 236(3) for public university tuition restraint incentives shall only be made to a public university that certifies to the state budget director by August 31, ~~2012-2013~~ that its board did not adopt an increase in tuition and fee rates for resident undergraduate students after September 1, ~~2011-2012~~ for the ~~2011-2012~~ **2012-2013** academic year and that its board will not adopt an increase in tuition and fee rates for resident undergraduate students for the ~~2012-2013-2013-2014~~ academic year ~~that is greater than 4.0%.~~ **OF 4.00% OR HIGHER.** As used in this subsection: ~~and subsection (2):~~

(a) ~~Subject to subdivision (c),~~ "fee" "**FEE**" means any board-authorized fee that will be paid by more than 1/2 of all resident undergraduate students at least once during their enrollment at a public university. A university increasing a fee that applies to a specific subset of students or courses shall provide sufficient information to prove that the increase applied to that subset will not cause the increase in the average amount of board-authorized total tuition and fees paid by resident undergraduate students in the ~~2012-2013-2013-2014~~ academic year to exceed the limit established in this subsection.

(b) "Tuition and fee rate" means the average of full-time rates for all undergraduate classes, based on an average of the rates authorized by the university board and actually charged to students, deducting any uniformly-rebated or refunded amounts, for the 2 semesters with the highest levels of full-time equated resident undergraduate enrollment during the academic year.

~~—(c) For purposes of subdivision (a), for a public university that compels resident undergraduate students to be covered by health insurance as a condition to enroll at the university, "fee" includes the annual amount a student is charged for coverage by the university-affiliated group health insurance policy if he or she does not provide proof that he or she is otherwise covered by health insurance. This subdivision does not apply to limited subsets of resident undergraduate students to be covered by health insurance for specific reasons other than general enrollment at the university.~~

(2) For purposes of section 236(3), each public university's allocation for tuition restraint incentive shall be determined as follows:

(a) Calculate an adjustment for each university by subtracting each university's reported percent change in tuition and fee rates for academic year ~~2012-2013-2013-2014~~ from ~~4.1%.~~ **4.00%.** If the result of the calculation in this subdivision is less than ~~0.1%,~~ **OR EQUAL TO ZERO,** the university is not qualified to receive an allocation under this section. All calculations under this subdivision shall be rounded to the ~~first~~ **SECOND** decimal place.

(b) For each qualified university, divide the university's adjustment as calculated under subdivision (a) by the sum of all adjustments for qualifying universities under subdivision (a) and then multiply the resulting calculation for each university by the total amount available for tuition restraint incentive funding, rounded to the nearest hundred dollars.

(3) The state budget director shall implement uniform reporting requirements to ensure that a public university receiving an appropriation under section 236(3) has satisfied the tuition restraint requirements of this section. The state budget director shall have the sole authority to

determine if a public university has met the requirements of this section. Information reported by a public university to the state budget director under this subsection shall also be reported to the house and senate appropriations subcommittees on higher education and the house and senate fiscal agencies.

~~————(4) In conjunction with the uniform reporting requirements established under subsection (3), each public university shall also report the following information to the house and senate appropriations subcommittees on higher education, the house and senate fiscal agencies, and the state budget director by August 31, 2012:~~

~~————(a) Actual or estimated fiscal year 2011-2012 and budgeted fiscal year 2012-2013 total general fund tuition and fee revenue.~~

~~————(b) Actual or estimated fiscal year 2011-2012 and budgeted fiscal year 2012-2013 total general fund revenue.~~

~~————(c) Actual or estimated fiscal year 2011-2012 and budgeted fiscal year 2012-2013 general fund expenditures for student financial aid.~~

~~————(d) Actual or estimated fiscal year 2011-2012 and budgeted fiscal year 2012-2013 total general fund expenditures.~~

~~————(e) Actual or estimated fiscal year 2011-2012 and budgeted fiscal year 2012-2013 total fiscal year equated student enrollment."~~

8. Amend page 258, line 16, by striking out all of section 265a and inserting:

"Sec. 265a. (1) Appropriations to public universities in section 236 for performance funding shall be paid only to a public university that **CERTIFIES TO THE STATE BUDGET DIRECTOR BY AUGUST 31, 2013 THAT IT** complies with all of the following requirements:

(a) The university ~~certifies to the state budget director, the house and senate appropriations subcommittees on higher education, and the house and senate fiscal agencies by August 31, 2012, that, by January 3, 2013, it will be participating~~ **PARTICIPATES** in reverse transfer agreements described in section 286 with at least 3 Michigan community colleges or ~~have~~ **HAS** made a good-faith effort to enter into reverse transfer agreements.

(b) The university ~~certifies to the state budget director, the house and senate appropriations subcommittees on higher education, and the house and senate fiscal agencies by August 31, 2012, that, by January 3, 2013, it~~ **DOES NOT AND** will not consider whether dual enrollment credits earned by an incoming student were utilized towards his or her high school graduation requirements when making a determination as to whether those credits may be used by the student toward completion of a university degree or certificate program.

(c) The university ~~certifies to the state budget director, the house and senate appropriations subcommittees on higher education, and the house and senate fiscal agencies by August 31, 2012 that the university~~ participates in the Michigan transfer network created as part of the Michigan association of collegiate registrars and admissions officers transfer agreement.

(2) Any performance funding amounts under section 236 **FOR FISCAL YEAR 2013-2014** that are not paid to a public university because it did not comply with 1 or more requirements under subsection (1) are unappropriated and reappropriated for tuition restraint funding described in section 265. **THE STATE BUDGET DIRECTOR SHALL ISSUE UNIFORM REPORTING REQUIREMENTS FOR IMPLEMENTING THIS SECTION.**

~~————(3) The state budget director shall report to the house and senate appropriations subcommittees on higher education and the house and senate fiscal agencies by September 17, 2012, regarding any performance funding amounts not paid to a public university because it did~~

not comply with 1 or more requirements under subsection (1) and any reappropriation of funds under subsection (2):

~~———(4) A university that has not implemented the policies required under subsection (1)(a) and (b) by August 31, 2012, but certifies that it will implement those policies by January 3, 2013, shall recertify to the state budget director, the house and senate appropriations subcommittees on higher education, and the house and senate fiscal agencies by January 3, 2013, that the policies have been fully implemented. For a university that does not recertify that the policies have been fully implemented, the performance funding appropriated to that university in section 236 shall be retroactively withheld and unappropriated and reappropriated under subsection (2).~~

(3) PERFORMANCE FUNDING AMOUNTS DETAILED IN SECTION 236 ARE DISTRIBUTED BASED ON THE FOLLOWING FORMULA:

(A) BASED ON WEIGHTED UNDERGRADUATE COMPLETIONS IN CRITICAL SKILLS AREAS, 16.67%.

(B) BASED ON RESEARCH AND DEVELOPMENT EXPENDITURES, FOR UNIVERSITIES RANKED IN CARNEGIE CLASSIFICATIONS AS DOCTORAL/RESEARCH UNIVERSITIES, RESEARCH UNIVERSITIES(HIGH RESEARCH ACTIVITY), OR RESEARCH UNIVERSITIES (VERY HIGH RESEARCH ACTIVITY) ONLY, 8.33%.

(C) BASED ON 6-YEAR GRADUATION RATE, SCORED AGAINST NATIONAL CARNEGIE CLASSIFICATION PEERS, 16.67%.

(D) BASED ON TOTAL DEGREE COMPLETIONS, SCORED AGAINST NATIONAL CARNEGIE CLASSIFICATION PEERS, 16.67%.

(E) BASED ON INSTITUTIONAL SUPPORT AS A PERCENTAGE OF CORE EXPENDITURES, SCORED AGAINST NATIONAL CARNEGIE CLASSIFICATION PEERS, 16.67%.

(F) BASED ON TUITION RESTRAINT, TO BE DISTRIBUTED AS DESCRIBED IN SECTION 265, 25%.

(4) FOR PURPOSES OF THIS SECTION, "CARNEGIE CLASSIFICATION" SHALL MEAN THE BASIC CLASSIFICATION OF THE UNIVERSITY ACCORDING TO THE MOST RECENT VERSION OF THE CARNEGIE CLASSIFICATION OF INSTITUTIONS OF HIGHER EDUCATION, PUBLISHED BY THE CARNEGIE FOUNDATION FOR THE ADVANCEMENT OF TEACHING."

9. Amend page 261, line 5, by striking out all of section **265B**.

10. Amend page 263, line 6, by striking out all of section **265C**.

11. Amend page 278, line 3, after "act," by striking out the balance of the line through "act," on line 5.

The motion did not prevail by a vote of 10-18-1.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh and Forlini.

Pass: Representative Olumba.

Representative Singh moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 255, line 27, after "(a)" by striking out "Subject to subdivision (c), "fee"" and inserting ""**FEE**"".
2. Amend page 256, line 16, by striking out all of subdivision (c).

The motion did not prevail by a vote of 10-19-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Olumba.

Pass: None.

Representative Kandrevas moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 265, line 9, by striking out all of section 273.
2. Amend page 277, line 20, after "261," by inserting "273,".
3. Amend page 277, line 23, after "388.1861," by inserting "388.1873,".

The motion did not prevail by a vote of 10-19-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Olumba.

Pass: None.

Representative Singh moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 265, line 16, by striking out all of section 274.
2. Amend page 277, line 20, after "273a," by inserting "274,".
3. Amend page 277, line 23, after "388.1873a," by inserting "388.1874,".

The motion did not prevail by a vote of 9-19-1.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Olumba.

Pass: Representative Brown.

Representative Singh moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 266, line 9, by striking out all of section 274a.
2. Amend page 277, line 20, after "273a," by inserting "274a,".
3. Amend page 277, line 23, after "388.1873a," by inserting "388.1874a,".

The motion did not prevail by a vote of 10-19-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Olumba.

Pass: None.

Representative Singh moved to adopt the following amendment to substitute H-1 Draft (1) to HB 4228:

1. Amend page 263, line 6, after "**SEC. 265C.**" by striking out all of subsection (1) and inserting:

"(1) ANY AMOUNTS UNAPPROPRIATED UNDER SECTION 265A(2) OR SECTION 265B(2) ARE REAPPROPRIATED TO THE DEPARTMENT OF TREASURY FOR STUDENT FINANCIAL AID. FROM THE REAPPROPRIATED FUNDS, THE DEPARTMENT SHALL ESTABLISH A PROCESS TO MAKE FINANCIAL AID GRANT AWARDS TO ELIGIBLE RESIDENT UNDERGRADUATE STUDENTS ENROLLED AT PUBLIC UNIVERSITIES FOR WHICH FUNDS HAVE BEEN UNAPPROPRIATED UNDER EITHER SECTION 265A(2) OR SECTION 265B(2)."

The motion did not prevail by a vote of 10-17-2.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins and Forlini.

Pass: Representatives Walsh and Olumba.

Representative Kandrevas moved to adopt the following amendments to substitute H-1 Draft (1) to HB 4228:

1. Amend page 85, line 4, by striking out all of subsections (3) and (4).
2. Amend page 92, line 8, by striking out all of subsections (7) and (8).
3. Amend page 229, line 11, by striking out the balance of the section.
4. Amend page 261, line 5, by striking out all of section **265B** and inserting:
"SEC. 265B. APPROPRIATIONS TO PUBLIC UNIVERSITIES IN SECTION 236 FOR FIDUCIARY RESPONSIBILITY IN EMPLOYEE CONTRACTING FUNDING SHALL BE PAID TO PUBLIC UNIVERSITIES IN THE SAME MANNER AS APPROPRIATIONS FOR OPERATIONS UNDER SECTION 241."
5. Amend page 263, line 7, after "**265A(2)**" by striking out "**OR SECTION 265B(2)**".

The motion did not prevail by a vote of 10-19-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Olumba.

Pass: None.

Representative McCready moved to report HB 4228 (H-1) Draft 1 as a substitute (H-1) with recommendation.

The motion prevailed by a vote of 19-10-0.

Yeas: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Stamas, Potvin, Poleski, Howrylak, Jenkins, Walsh, Forlini and Olumba.

Nays: Representatives Tlaib, McCann, Durhal, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown and Singh.

Pass: None.

There being no further business before the committee and seeing no objection, the Chair adjourned the meeting, the time being 10:40 a.m.

Representative Joe Haveman, Chairman _____

Ben Williams Jr., Committee Clerk, (517) 373-1988
1 Hour and 40 Minutes