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Senator Ron Jelinek  
Michigan Senate  
21st District

Chair K-12, School Aid & Education  
VC Subcommittee on DNR  
VC Subcommittee on Agriculture  
VC Subcommittee on Capital Outlay  
Member of Senate Fiscal Agency Board of  
Governors

## SENATE APPROPRIATIONS COMMITTEE

### Minutes - Wednesday, June 17, 2009

A meeting of the Senate Appropriations Committee was held on Wednesday, June 17, 2009, in the Senate Appropriations Room, 3<sup>rd</sup> Floor, Capitol Building.

Chairman Jelinek called the meeting to order at 2:15 p.m.

The roll of the Committee was called by the Committee Clerk.

|                               |                                 |
|-------------------------------|---------------------------------|
| Senator Jelinek – Present     | Senator Switalski – Present     |
| Senator Pappageorge – Present | Senator Anderson – Present      |
| Senator Hardiman – Present    | Senator Barcia – Present        |
| Senator Kahn - Present        | Senator Brater - Present        |
| Senator Cropsy – Present      | Senator Cherry – Present        |
| Senator Garcia -              | Senator Clark-Coleman – Present |
| Senator George – Present      | Senator Scott – Present         |
| Senator Jansen – Present      |                                 |
| Senator Brown – Present       |                                 |
| Senator McManus – Present     |                                 |
| Senator Stamas – Present      |                                 |

Chairman Jelinek excused absent members.

### AGENDA

#### **1. Approval of the Minutes from June 3, 2009.**

Senator Pappageorge moved, supported by Senator Jansen, to approve the minutes from June 3, 2009.

A record roll call vote was ordered.

|                           |                         |
|---------------------------|-------------------------|
| Senator Jelinek – Yes     | Senator Switalski – Yes |
| Senator Pappageorge – Yes | Senator Anderson – Yes  |
| Senator Hardiman - Yes    | Senator Barcia – Yes    |
| Senator Kahn – Yes        | Senator Brater – Yes    |

Senator Cropsey – Yes  
Senator Garcia -  
Senator George - Yes  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Cherry – Yes  
Senator Clark-Coleman – Yes  
Senator Scott – Yes

Motion carried, the minutes were approved.

**2. Legislative Transfers – Letters from the Office of the Budget dated, May 5, 2009, June 9, 2009 and June 10, 2009.**

Gary Olson, Director, Senate Fiscal Agency, explained the transfers.

Senator McManus moved, supported by Senator Switalski, to approve the Legislative Transfers outlined in letters from the Office of the Budget, dated May 5, 2009, June 9, 2009 and June 10, 2009.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia -  
Senator George- Yes  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- Yes  
Senator Anderson – Yes  
Senator Barcia- Yes  
Senator Brater- Yes  
Senator Cherry- Yes  
Senator Clark-Coleman - Yes  
Senator Scott – Yes

Motion carried, the transfers were approved.

**3. HB 4435 – Rep. Miller – Appropriations; community colleges; community and junior colleges; provide for fiscal year 2009-10.**

Bill Bowerman, Senate Fiscal Agency, explained the bill.

Senator Clark-Coleman offered the following amendment:

1. Amend page 3, following line 23, by inserting "Renaissance zone tax reimbursement funding . . . . . 3,480,000".
2. Amend page 3, line 26, by striking out "3,322,700" and inserting "6,802,700" and adjusting the subtotals, totals, and section 201 accordingly.

3. Amend page 13, following line 15, by inserting:

"Sec. 404. The appropriation in part 1 for renaissance zone reimbursements shall be made to each eligible recipient no later than 60 days after the department of treasury certifies to the state budget director that it has received all necessary information to properly determine the amounts due each eligible recipient under section 12 of the Michigan renaissance zone act, 1996 PA 376, MCL 125.2692."

Senator Clark-Coleman withdrew her amendment.

Senator Switalski moved, supported by Senator Pappageorge, to adopt the (S-1) Draft 1 to HB 4435.

A record roll call vote was ordered.

|                           |                             |
|---------------------------|-----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- Yes      |
| Senator Pappageorge – Yes | Senator Anderson – Yes      |
| Senator Hardiman- Yes     | Senator Barcia- Yes         |
| Senator Kahn- Yes         | Senator Brater- Yes         |
| Senator Cropsey – Yes     | Senator Cherry- Yes         |
| Senator Garcia -          | Senator Clark-Coleman - Yes |
| Senator George- Yes       | Senator Scott – Yes         |
| Senator Jansen – Yes      |                             |
| Senator Brown – Yes       |                             |
| Senator McManus – Yes     |                             |
| Senator Stamas – Yes      |                             |

Motion carried, the substitute was adopted.

Senator Pappageorge moved, supported by Senator Hardiman, to report HB 4435 (S-1) with recommendation for immediate effect.

A record roll call vote was ordered.

|                           |                             |
|---------------------------|-----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- Yes      |
| Senator Pappageorge – Yes | Senator Anderson – Yes      |
| Senator Hardiman- Yes     | Senator Barcia- Yes         |
| Senator Kahn- Yes         | Senator Brater- Yes         |
| Senator Cropsey – Yes     | Senator Cherry- Yes         |
| Senator Garcia -          | Senator Clark-Coleman - Yes |
| Senator George- Yes       | Senator Scott – Yes         |
| Senator Jansen – Yes      |                             |
| Senator Brown – Yes       |                             |
| Senator McManus – Yes     |                             |
| Senator Stamas – Yes      |                             |

Motion carried, HB 4435 (S-1) was reported.

**4. SB 251 – Sen. McManus – Appropriations; zero budget; department of natural resources; provide for fiscal year 2009-2010.**

Sen. McManus, sponsor of the legislation, explained the bill as a combination of the Department of Natural Resources and the Department of Environmental Quality to be called the Department of Conservation.

Bill Bowerman and Bruce Baker, Senate Fiscal Agency, responded to questions from the Committee.

Senator McManus offered the following amendment:

1. Amend page 46, following line 15, by inserting “Sec. 1702. Effective October 1, 2009, surplus funds not to exceed \$1,000,000.00 in the cleanup and redevelopment trust fund are hereby appropriated to the environmental protection fund.

Sec. 1703. Effective October 1, 2009, surplus funds not to exceed \$1,000,000.00 in the community pollution prevention trust fund are hereby appropriated to the environmental protection fund.”

2. Amend page 48, following line 18, by inserting

‘WASTE AND HAZARDOUS MATERIALS

Sec. 1801. Effective October 1, 2009, surplus funds not to exceed \$1,500,000.00 in the solid waste management fund perpetual care account are hereby appropriated to the solid waste management fund staff account.”

Discussion was held.

Chairman Jelinek asked a question about the amendment. Bruce Baker, Senate Fiscal Agency, and James Kasprzak, Budget Office, Department of Natural Resources responded to questions from the Committee.

Chairman Jelinek stated the budget would be put on hold.

**5. HB 4441 – Rep. Bauer – Appropriations; higher education; higher education; provide for fiscal year 2009-2010.**

Senator Stamas, Chair of the Higher Education Subcommittee, explained the bill.

Ellen Jeffries, Deputy Director, Senate Fiscal Agency, responded to questions from Committee members.

Senator Brater offered the following amendment:

1. Amend page 8, following line 12, by inserting "Michigan promise grant program . . . . . 140,000,000".
2. Amend page 8, line 16, after "APPROPRIATION" by striking out "\$82,173,300" and inserting "\$222,173,300".
3. Amend page 8, line 24, after "fund" by striking out "26,100,100" and inserting "166,100,100"

and adjusting the subtotals, totals, and section 201 accordingly.

Senator Brater moved, supported by Senator Anderson, to adopt the Brater amendment to HB 4441 (S-1) Draft 1.

A record roll call vote was ordered.

|                          |                             |
|--------------------------|-----------------------------|
| Senator Jelinek – No     | Senator Switalski- Yes      |
| Senator Pappageorge – No | Senator Anderson – Yes      |
| Senator Hardiman- No     | Senator Barcia- Yes         |
| Senator Kahn- No         | Senator Brater- Yes         |
| Senator Cropsey – No     | Senator Cherry- Yes         |
| Senator Garcia -         | Senator Clark-Coleman - Yes |
| Senator George- No       | Senator Scott – Yes         |
| Senator Jansen – No      |                             |
| Senator Brown – No       |                             |
| Senator McManus – No     |                             |
| Senator Stamas – No      |                             |

Motion defeated, the Brater amendment was not adopted.

Senator Stamas moved, supported by Senator Pappageorge, to adopt the (S-1) Draft 1 for HB 4441.

A record roll call vote was ordered.

|                           |                            |
|---------------------------|----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- No      |
| Senator Pappageorge – Yes | Senator Anderson – No      |
| Senator Hardiman- Yes     | Senator Barcia- No         |
| Senator Kahn- Yes         | Senator Brater- No         |
| Senator Cropsey – Yes     | Senator Cherry- No         |
| Senator Garcia -          | Senator Clark-Coleman - No |
| Senator George- Yes       | Senator Scott – No         |
| Senator Jansen – Yes      |                            |

Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Motion carried, the substitute was adopted.

Senator Stamas moved, supported by Senator Pappageorge, to report HB 4441 (S-1) with recommendation for immediate effect.

A record roll call vote was ordered.

|                           |                            |
|---------------------------|----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- No      |
| Senator Pappageorge – Yes | Senator Anderson – No      |
| Senator Hardiman- Yes     | Senator Barcia- No         |
| Senator Kahn- Yes         | Senator Brater- No         |
| Senator Cropsey – Yes     | Senator Cherry- No         |
| Senator Garcia -          | Senator Clark-Coleman - No |
| Senator George- Yes       | Senator Scott – No         |
| Senator Jansen – Yes      |                            |
| Senator Brown – Yes       |                            |
| Senator McManus – Yes     |                            |
| Senator Stamas – Yes      |                            |

Motion carried, HB 4441 (S-1) was reported.

**6. HB 4436 – Rep. McDowell – Appropriations; community health; department of community health; provide for fiscal year 2009-2010.**

Senator Kahn, Chair of the Community Health Subcommittee, explained the bill.

Steve Angelotti and Matt Grabowski, Senate Fiscal Agency, explained additional areas included in the legislation.

Senator Stamas offered the following amendment:

1. Amend page 5, line 3, by striking out “6,823,800” and inserting “6,823,900”. and adjusting

the subtotals, totals, and section 201 accordingly.

Senator Stamas moved, supported by Senator Switalski, to adopt the Stamas amendment to HB 4436 (S-1) Draft 1.

A record roll call vote was ordered.

|                           |                        |
|---------------------------|------------------------|
| Senator Jelinek – Yes     | Senator Switalski- Yes |
| Senator Pappageorge – Yes | Senator Anderson – Yes |
| Senator Hardiman- Yes     | Senator Barcia-        |

Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia -  
Senator George- Yes  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, the Stamas amendment was adopted.

Senator George offered the following amendment:

1. Amend page 80, following line 16, by inserting

“Sec. 1139. From the funds appropriated in part 1 for special projects, the department shall fund the Kalamazoo nurse family partnership at the same level of funding as was provided in FY 2007-08”.

Senator George moved, supported by Senator Jansen, to adopt the George amendment to HB 4436 (S-1) Draft 1.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia -  
Senator George- Yes  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- No  
Senator Anderson – No  
Senator Barcia- No  
Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, the George amendment was adopted.

Senator Kahn offered the following amendment:

1. Amend page 11, line 12, by striking out line 12 in its entirety.
2. Amend page 11, line 15, by striking out "8,780,000" and inserting "9,000,000"
3. Amend page 13, line 6, by striking out "2,149,300" and inserting "3,049,300".
4. Amend page 13, line 7, by striking out "4,057,500" and inserting "3,157,500".

and adjusting the subtotals, totals, and section 201 accordingly.

Senator Kahn moved, supported by Senator Switalski, to adopt the Kahn amendment to HB 4436 (S-1) Draft 1.

A record roll call vote was ordered:

|                           |                             |
|---------------------------|-----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- Yes      |
| Senator Pappageorge – Yes | Senator Anderson – Yes      |
| Senator Hardiman- Yes     | Senator Barcia- Yes         |
| Senator Kahn- Yes         | Senator Brater- Yes         |
| Senator Cropsey – Yes     | Senator Cherry- Yes         |
| Senator Garcia -          | Senator Clark-Coleman - Yes |
| Senator George- Yes       | Senator Scott – Yes         |
| Senator Jansen – Yes      |                             |
| Senator Brown – Yes       |                             |
| Senator McManus – Yes     |                             |
| Senator Stamas – Yes      |                             |

Motion carried, the Kahn amendment was adopted.

Senator Cherry offered the following amendments #1:

1. Amend page 7, line 18, by striking out line 18 in its entirety.
2. Amend page 7, line 20, by striking out "600,400" and inserting "1,500,400".
3. Amend page 8, line 6, by striking out "10,616,000" and inserting "6,516,000".
4. Amend page 9, line 16, by striking out "12,240,300" and inserting "13,990,300".
5. Amend page 9, line 18, by striking out "1,683,900" and inserting "2,038,800".
6. Amend page 10, line 3, by striking out "7,080,300" and inserting "9,185,200".
7. Amend page 11, following line 11, by inserting "Local health services . . . . .  
.. 220,000"
8. Amend page 11, following line 21, by inserting  
"Total state restricted revenues . . . . . 220,000".
9. Amend page 11, line 26, by striking out "99,500" and inserting "389,500".
10. Amend page 12, line 1, by striking out "13,491,000" and inserting "15,219,900".
11. Amend page 12, line 2, by striking out "4,492,500" and inserting "6,190,700".

12. Amend page 12, line 3, by striking out "1,707,500" and inserting "4,022,700".

13. Amend page 12, line 9, by striking out "2,064,000" and inserting "5,752,400".

14. Amend page 12, following line 9, by inserting

"Tobacco tax collection and enforcement . . . . . 610,000".

15. Amend page 12, line 17, by striking out "768,800" and inserting "11,099,500".

16. Amend page 12, line 22, by striking out "1,766,600" and inserting "2,766,600".

17. Amend page 12, line 23, by striking out "1,094,400" and inserting "1,244,400".

18. Amend page 13, line 2, by striking out "9,085,700" and inserting "9,493,800".

19. Amend page 13, line 3, by striking out "7,018,100" and inserting "7,264,200".

20. Amend page 13, line 5, by striking out "602,100" and inserting "5,149,800".

21. Amend page 13, line 7, by striking out "3,157,500" and inserting "4,057,500".

22. Amend page 13, following line 8, by inserting

"School health and education programs . . . . .501,500".

23. Amend page 13, line 12, by striking out "27,071,800" and inserting "27,073,300".

24. Amend page 13, following line 15, by inserting

"Total state restricted revenues . . . . . 7,751,900".

25. Amend page 15, line 17, by striking out "37,083,300" and inserting "37,250,300".

26. Amend page 16, line 18, by striking out "1,304,102,200" and inserting "1,305,677,700".

27. Amend page 18, line 2, by striking out "1,400,227,600" and inserting "1,382,177,600"

and adjusting the subtotals, totals, and section 201 accordingly.

Senator Cherry moved, supported by Senator Switalski, to adopt the Cherry amendments #1 to HB 4436 (S-1) Draft 1.

A record roll call vote was ordered.

Senator Jelinek – No

Senator Switalski- Yes

Senator Pappageorge – No  
Senator Hardiman- No  
Senator Kahn- No  
Senator Cropsey – No  
Senator Garcia -  
Senator George- No  
Senator Jansen – No  
Senator Brown – No  
Senator McManus – No  
Senator Stamas – No

Senator Anderson – Yes  
Senator Barcia- Yes  
Senator Brater- Yes  
Senator Cherry- Yes  
Senator Clark-Coleman - Yes  
Senator Scott – Yes

Motion defeated, the Cherry amendments #1 were not adopted.

Senator Cherry offered the following amendments #2:

1. Amend page 4, line 20, by striking out "in counties with population under 1,500,000".
2. Amend page 4, line 21, by striking out "193,633,400" and inserting "319,908,700"
3. Amend page 4, following line 21, by striking out lines 22, 23, 24, 25, 26, and 27 in their entirety.
4. Amend page 5, line 1, by striking out line 1 in its entirety.

and adjusting the subtotals, totals, and section 201 accordingly.

Senator Cherry moved, supported by Senator Switalski, to adopt the Cherry amendments #2 to HB 4436 (S-1) Draft 1.

A record roll call vote was ordered.

Senator Jelinek – No  
Senator Pappageorge – No  
Senator Hardiman- No  
Senator Kahn- No  
Senator Cropsey – No  
Senator Garcia -  
Senator George- No  
Senator Jansen – No  
Senator Brown – No  
Senator McManus – No  
Senator Stamas – No

Senator Switalski- Yes  
Senator Anderson – Yes  
Senator Barcia- Yes  
Senator Brater- Yes  
Senator Cherry- Yes  
Senator Clark-Coleman - Yes  
Senator Scott – Yes

Motion defeated, the Cherry amendments #2 were not adopted.

Senator Cherry offered the following amendments #3:

1. Amend page 16, line 18, by striking out "1,304,102,200" and inserting "1,320,752,200".
2. Amend page 16, line 20, by striking out "334,135,500" and inserting "344,394,700".
3. Amend page 16, line 22, by striking out "138,879,200" and inserting "141,006,000".
4. Amend page 16, line 26, by striking out "7,467,300" and inserting "7,854,100".
5. Amend page 17, line 1, by striking out "13,808,100" and inserting "14,305,700".
6. Amend page 17, line 2, by striking out "1,516,122,500" and inserting "1,559,157,700".
7. Amend page 17, line 7, by striking out "3,388,124,900" and inserting "3,492,658,100".
8. Amend page 17, line 23, by striking out "5,420,157,400" and inserting "5,550,203,400"

and adjusting the subtotals, totals, and section 201 accordingly.

Senator Cherry moved, supported by Senator Brater, to adopt the Cherry amendments #3 to HB 4436 (S-1) Draft 1.

A record roll call vote was ordered.

|                          |                             |
|--------------------------|-----------------------------|
| Senator Jelinek – No     | Senator Switalski- Yes      |
| Senator Pappageorge – No | Senator Anderson – Yes      |
| Senator Hardiman- No     | Senator Barcia- Yes         |
| Senator Kahn- No         | Senator Brater- Yes         |
| Senator Cropsey – No     | Senator Cherry- Yes         |
| Senator Garcia -         | Senator Clark-Coleman - Yes |
| Senator George- No       | Senator Scott – Yes         |
| Senator Jansen – No      |                             |
| Senator Brown – No       |                             |
| Senator McManus – No     |                             |
| Senator Stamas – No      |                             |

Motion defeated, the Cherry amendments #3 were not adopted.

Senator Cherry offered the following amendment #4:

1. Amend page 65, after line 20, following "children", by inserting "In particular, the department shall continue funding for the Michigan Care Improvement Registry at not less than the level in effect in fiscal year 2008-2009".

Senator Cherry moved, supported by Senator Clark-Coleman, to adopt the Cherry amendment #4 to HB 4436 (S-1) Draft 1.

A record roll call vote was ordered.

|                          |                             |
|--------------------------|-----------------------------|
| Senator Jelinek – No     | Senator Switalski- Yes      |
| Senator Pappageorge – No | Senator Anderson – Yes      |
| Senator Hardiman- No     | Senator Barcia- Yes         |
| Senator Kahn- No         | Senator Brater- Yes         |
| Senator Cropsey – No     | Senator Cherry- Yes         |
| Senator Garcia -         | Senator Clark-Coleman - Yes |
| Senator George- No       | Senator Scott – Yes         |
| Senator Jansen – No      |                             |
| Senator Brown – No       |                             |
| Senator McManus – No     |                             |
| Senator Stamas – No      |                             |

Motion defeated, the Cherry amendment #4 was defeated.

Senator Cherry offered the following amendments #5:

1. Amend page 15, line 16, by striking out "35,569,200" and inserting "36,524,300".
2. Amend page 15, line 23, by striking out "93,646,000" and inserting "94,601,100".
3. Amend page 16, line 4, by striking out "32,429,400" and inserting "33,384,500".

and adjusting the subtotals, totals, and section 201 accordingly.

Senator Cherry moved, supported by Senator Switalski, to adopt the Cherry amendments #5 to HB 4436 (S-1) Draft 1.

A record roll call vote was ordered.

|                          |                             |
|--------------------------|-----------------------------|
| Senator Jelinek – No     | Senator Switalski- Yes      |
| Senator Pappageorge – No | Senator Anderson – Yes      |
| Senator Hardiman- No     | Senator Barcia- Yes         |
| Senator Kahn- No         | Senator Brater- Yes         |
| Senator Cropsey – No     | Senator Cherry- Yes         |
| Senator Garcia -         | Senator Clark-Coleman - Yes |
| Senator George- No       | Senator Scott – Yes         |
| Senator Jansen – No      |                             |
| Senator Brown – No       |                             |
| Senator McManus – No     |                             |
| Senator Stamas – No      |                             |

Motion defeated, the Cherry amendments #5 were not adopted.

Senator Cherry offered the following amendments #6:

1. Amend page 17, line 19, by striking out "303,204,700" and inserting "303,899,700".
2. Amend page 17, line 20, by striking out "8,634,925,700" and inserting "8,635,620,700".
3. Amend page 17, line 23, by striking out "5,420,157,400" and inserting "5,420,596,600".
4. Amend page 18, line 3, by striking out "980,751,100" and inserting "981,006,900".

and adjusting the subtotals, totals, and section 201 accordingly.

Senator Cherry withdrew her amendments #6.

Senator Cherry offered the following amendments #7:

1. Amend page 123, line 2, by striking out section 1823 in its entirety.

Senator Cherry withdrew her amendment #7.

Senator Brater offered the following amendments:

1. Amend page 90, following line 12, by inserting  
"Sec. 1625. (1) The department shall continue its practice of placing all mental health medications on the Medicaid preferred drug list.  
  
(2) The department shall continue to follow the requirements of section 109h of the social welfare act, 1939 PA 280, MCL 400.109h."

Senator Brater moved, supported by Senator Cherry, to adopt the Brater amendments to HB 4436 (S-1) Draft 1.

A record roll call vote was ordered.

Senator Jelinek – No  
Senator Pappageorge – No  
Senator Hardiman- No  
Senator Kahn- No  
Senator Cropsey – No  
Senator Garcia -

Senator Switalski- Yes  
Senator Anderson – Yes  
Senator Barcia-  
Senator Brater- Yes  
Senator Cherry- Yes  
Senator Clark-Coleman - Yes

Senator George- No  
Senator Jansen – No  
Senator Brown – No  
Senator McManus – No  
Senator Stamas – No

Senator Scott – Yes

Motion defeated, the Brater amendments were not adopted.

Senator Cherry offered the following amendments #8:

1. Amend page 17, line 7, by striking out “3,388,124,900” and inserting “3,425,536,000”.
2. Amend page 17, line 16, by striking out “8,331,721,000” and inserting “8,369,132,100”.
3. Amend page 17, line 20, by striking out “8,634,925,700” and inserting “8,672,336,800”.
4. Amend page 17, line 23, by striking out “5,420,157,400” and inserting “5,447,568,500”.
5. Amend page 18, line 3, by striking out “980,751,100” and inserting “990,751,100”.

and adjusting the subtotals, totals, and section 201 accordingly.

Senator Cherry moved, supported by Senator Switalski, to adopt the Cherry amendments #8 to HB 4436 (S-1) Draft 1.

A record roll call vote was ordered.

Senator Jelinek – No  
Senator Pappageorge – No  
Senator Hardiman- No  
Senator Kahn- No  
Senator Cropsey – No  
Senator Garcia -  
Senator George- No  
Senator Jansen – No  
Senator Brown – No  
Senator McManus – No  
Senator Stamas – No

Senator Switalski- Yes  
Senator Anderson – Yes  
Senator Barcia- Yes  
Senator Brater- Yes  
Senator Cherry- Yes  
Senator Clark-Coleman - Yes  
Senator Scott – Yes

Motion defeated, the Cherry amendments #8 were not adopted.

Senator Cherry offered the following amendments #9:

1. Amend page 49 line 20, by striking out "PIHPs" and inserting "coordinating agencies. Coordinating agencies shall work with the CMHSPs or PIHPs to coordinate the care and services provided to individuals with both mental illness and substance abuse diagnoses."

2. Amend page 50, line 2, by striking out subsection (4) in its entirety.

3. Amend page 59, line 21, by striking out section 470 in its entirety.

Senator Cherry moved, supported by Senator Switalski, to adopt the Cherry amendments #9 to HB 4436 (S-1) Draft 1.

A record roll call vote was ordered.

|                          |                             |
|--------------------------|-----------------------------|
| Senator Jelinek – No     | Senator Switalski- Yes      |
| Senator Pappageorge – No | Senator Anderson – Yes      |
| Senator Hardiman- No     | Senator Barcia- Yes         |
| Senator Kahn- No         | Senator Brater- Pass        |
| Senator Cropsey – No     | Senator Cherry- Yes         |
| Senator Garcia -         | Senator Clark-Coleman - Yes |
| Senator George- No       | Senator Scott – Yes         |
| Senator Jansen – No      |                             |
| Senator Brown – No       |                             |
| Senator McManus – No     |                             |
| Senator Stamas – No      |                             |

Motion defeated, the Cherry amendments #9 were not adopted.

Senator Cherry offered the following amendments #10:

1. Amend page 7, line 18, by striking out line 18 in its entirety.
2. Amend page 7, line 20, by striking out "600,400" and inserting "1,500,400".
3. Amend page 8, line 6, by striking out "10,616,000" and inserting "6,516,000".
4. Amend page 9, line 16, by striking out "12,240,300" and inserting "13,990,300".
5. Amend page 9, line 18, by striking out "1,683,900" and inserting "2,038,800".
6. Amend page 10, line 3, by striking out "7,080,300" and inserting "9,185,200".
7. Amend page 11, following line 11, by inserting

"Local health services . . . . . 220,000"

8. Amend page 11, following line 21, by inserting

"Total state restricted revenues . . . . . 220,000".

- 9. Amend page 11, line 26, by striking out "99,500" and inserting "389,500".
- 10. Amend page 12, line 1, by striking out "13,491,000" and inserting "15,219,900".
- 11. Amend page 12, line 2, by striking out "4,492,500" and inserting "6,490,700".
- 13. Amend page 12, line 3, by striking out "1,707,500" and inserting "4,022,700".
- 13. Amend page 12, following line 6, by inserting

"Michigan Parkinson's foundation . . . . . 50,000  
Morris Hood Wayne State University diabetes outreach . . . 400,000  
Physical fitness, nutrition, and health . . . . . 700,000

- 14. Amend page 12, line 9, by striking out "2,064,000" and inserting "5,752,400".
- 15. Amend page 12, following line 9, by inserting

"Tobacco tax collection and enforcement . . . . . 610,000".

- 16. Amend page 12, line 17, by striking out "768,800" and inserting "12,549,500".
- 17. Amend page 12, line 22, by striking out "1,766,600" and inserting "2,766,600".
- 18. Amend page 12, line 23, by striking out "1,094,400" and inserting "1,244,400".
- 19. Amend page 13, line 2, by striking out "9,085,700" and inserting "9,493,800".
- 20. Amend page 13, line 3, by striking out "7,018,100" and inserting "7,264,200".
- 21. Amend page 13, line 5, by striking out "602,100" and inserting "5,235,400".
- 22. Amend page 13, line 7, by striking out "3,157,500" and inserting "4,457,500".
- 23. Amend page 13, following line 8, by inserting

"School health and education programs . . . . .501,500".

- 24. Amend page 13, line 12, by striking out "27,071,800" and inserting "27,273,300".
- 25. Amend page 13, following line 15, by inserting

"Total state restricted revenues . . . . . 8,037,500".

- 26. Amend page 15, line 17, by striking out "37,083,300" and inserting "37,250,300".

27. Amend page 16, line 18, by striking out "1,304,102,200" and inserting "1,305,677,700".

28. Amend page 17, line 18, by striking out "238,574,100" and inserting "239,269,100".

29. Amend page 17, line 23, by striking out "5,420,157,400" and inserting "5,420,596,600".

30. Amend page 18, line 2, by striking out "1,400,227,600" and inserting "1,382,177,600"

and adjusting the subtotals, totals, and section 201 accordingly.

Senator Cherry withdrew her amendments #10.

Senator Scott offered the following amendments:

1. Amend page 4, line 20, by striking out "in counties with population under 1,500,000".
2. Amend page 4, line 21, by striking out "193,633,400" and inserting "319,908,700".
3. Amend page 4, following line 21, by striking out lines 22, 23, 24, 25, 26, and 27 in their entirety.
4. Amend page 5, line 1, by striking out line 1 in its entirety.
5. Amend page 58, line 4, by striking out section 462 in its entirety.

And adjusting the subtotals, totals, and section 201 accordingly.

Senator Scott moved, supported by Senator Brater, to adopt the Scott amendments to HB 4436 (S-1) Draft 1.

A record roll call vote was ordered.

Senator Jelinek – No

Senator Pappageorge – No

Senator Hardiman- No

Senator Kahn- No

Senator Cropsey – No

Senator Garcia -

Senator George- No

Senator Jansen – No

Senator Brown – No

Senator McManus – No

Senator Stamas – No

Senator Switalski- Yes

Senator Anderson – Yes

Senator Barcia- Yes

Senator Brater- Yes

Senator Cherry- Yes

Senator Clark-Coleman - Yes

Senator Scott – Yes

Motion defeated, the Scott amendments were not adopted.

Senator Pappageorge moved, supported by Senator Cropsey, to adopt the (S-1) Draft 1 to HB 4436 as amended.

A record roll call vote was ordered.

|                           |                            |
|---------------------------|----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- No      |
| Senator Pappageorge – Yes | Senator Anderson – No      |
| Senator Hardiman- Yes     | Senator Barcia- No         |
| Senator Kahn- Yes         | Senator Brater- No         |
| Senator Cropsey – Yes     | Senator Cherry- No         |
| Senator Garcia -          | Senator Clark-Coleman - No |
| Senator George- Yes       | Senator Scott – No         |
| Senator Jansen – Yes      |                            |
| Senator Brown – Yes       |                            |
| Senator McManus – Yes     |                            |
| Senator Stamas – Yes      |                            |

Motion carried, the substitute was adopted.

Senator Cropsey moved, supported by Senator Pappageorge, to report HB 4436 (S-1) with recommendation for immediate effect.

A record roll call vote was ordered.

|                           |                            |
|---------------------------|----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- No      |
| Senator Pappageorge – Yes | Senator Anderson – No      |
| Senator Hardiman- Yes     | Senator Barcia- No         |
| Senator Kahn- Yes         | Senator Brater- No         |
| Senator Cropsey – Yes     | Senator Cherry- No         |
| Senator Garcia -          | Senator Clark-Coleman - No |
| Senator George- Yes       | Senator Scott – No         |
| Senator Jansen – Yes      |                            |
| Senator Brown – Yes       |                            |
| Senator McManus – Yes     |                            |
| Senator Stamas – Yes      |                            |

Motion carried, HB 4436 (S-1) was reported.

Chairman Jelinek stated the Committee will be recessing the meeting this afternoon (6-17-09) and will be reconvening at 8:30 a.m. tomorrow morning (June 18, 2009), and will recess and reconvene again after session or when committees are given leave to meet.

**7. HB 4437 – Rep Smith – Appropriations; corrections; department of corrections; provide for fiscal year 2009-2010.**

Senator Cropsey, Chair of the Subcommittee on Corrections, explained the bill.

Lindsay Hollander, Senate Fiscal Agency, responded to questions from the Committee.

Senator Cropsey moved, supported by Senator Jansen, to adopt the (S-1) Draft 1 to HB 4437.

A record roll call vote was ordered.

|                           |                            |
|---------------------------|----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- No      |
| Senator Pappageorge – Yes | Senator Anderson – No      |
| Senator Hardiman- Yes     | Senator Barcia- Yes        |
| Senator Kahn- Yes         | Senator Brater- No         |
| Senator Cropsey – Yes     | Senator Cherry- No         |
| Senator Garcia -          | Senator Clark-Coleman - No |
| Senator George- Yes       | Senator Scott – No         |
| Senator Jansen – Yes      |                            |
| Senator Brown – Yes       |                            |
| Senator McManus – Yes     |                            |
| Senator Stamas – Yes      |                            |

Motion carried, the substitute was adopted.

Senator Jansen moved, supported by Senator Cropsey, to report HB 4437 (S-1) with recommendation for immediate effect.

A record roll call vote was ordered.

|                           |                            |
|---------------------------|----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- No      |
| Senator Pappageorge – Yes | Senator Anderson – No      |
| Senator Hardiman- Yes     | Senator Barcia- Yes        |
| Senator Kahn- Yes         | Senator Brater- No         |
| Senator Cropsey – Yes     | Senator Cherry- No         |
| Senator Garcia -          | Senator Clark-Coleman - No |
| Senator George- Yes       | Senator Scott – No         |
| Senator Jansen – Yes      |                            |
| Senator Brown – Yes       |                            |
| Senator McManus – Yes     |                            |
| Senator Stamas – Yes      |                            |

Motion carried, HB 4437 (S-1) was reported.

Chairman Jelinek recessed the Committee at 4:45 p.m. directing that we reconvene at 8:30 a.m. on June 18, 2009.

Chairman Jelinek called the meeting back to order at 8:58 a.m. on June 18, 2009.

**8. HB 4447 – Rep. Brown – Appropriations; school aid; school aid appropriations; proved for fiscal year 2009-2010.**

Katherine Summers-Coty, Senate Fiscal Agency, explained the bill. Debra Hollon, Senate Fiscal Agency responded to questions from Committee members.

Chairman Jelinek offered the following amendment:

1. Amend page 168, line 2, after "99p," by striking out "104a, and 104b" and inserting "and 104a".
2. Amend page 168, line 7, after "388.1699p," by striking out "388.1704a, and 388.1704b" and inserting "and 388.1704a".

Katherine Summers-Coty, Senate Fiscal Agency, explained the Jelinek amendment.

Senator Switalski moved, supported by Senator Jelinek, to adopt the Jelinek amendment to HB 4447 (S-1) Draft 1.

A record roll call vote was ordered.

|                           |                            |
|---------------------------|----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- Yes     |
| Senator Pappageorge – Yes | Senator Anderson – Yes     |
| Senator Hardiman- Yes     | Senator Barcia- Yes        |
| Senator Kahn- Yes         | Senator Brater- Yes        |
| Senator Cropsey – Yes     | Senator Cherry- No         |
| Senator Garcia -          | Senator Clark-Coleman - No |
| Senator George-           | Senator Scott – No         |
| Senator Jansen – Yes      |                            |
| Senator Brown – Yes       |                            |
| Senator McManus – Yes     |                            |
| Senator Stamas – Yes      |                            |

Motion carried, the Jelinek amendment was adopted.

Chairman Jelinek offered the following amendment:

1. Amend page 22, line 9, by striking out all of the section 8b.

Katherine Summers-Coty, Senate Fiscal Agency, explained the amendment.

Billie Wimmer, Executive Director, Michigan Council of Charter School Authorizers and Lisa Hansknecht, Legislative Liaison, Department of Education, responded to questions from Committee members.

Senator Cropsey moved, supported by Senator Pappageorge, to adopt the Jelinek amendment to HB 4447 (S-1) Draft 1.

A record roll call vote was ordered.

|                       |                       |
|-----------------------|-----------------------|
| Senator Jelinek – Yes | Senator Switalski- No |
|-----------------------|-----------------------|

Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia -  
Senator George- Yes  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Anderson – No  
Senator Barcia- No  
Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, the Jelinek amendment was adopted.

Senator Brown offered the following amendment:

1. Amend page 18, line 20, by striking out all of line 20 through all of line 27.

Billie Wimmer, Executive Director, Michigan Council of Charter School Authorizers responded to questions from Committee members.

Senator Brown moved, supported by Senator Cropsey, to adopt the Brown amendment to HB 4447 (S-1) Draft 1.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia -  
Senator George- Yes  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- No  
Senator Anderson – No  
Senator Barcia- No  
Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, the Brown amendment was adopted.

Senator Clark-Coleman offered the following amendments:

1. Amend page 23, line 26, after "OF", by striking out "\$31,800,000.00" and inserting "\$338,852,100.00".

2. Amend page 32, following line 3, by inserting:  
"Sec. 11n. (1) From the appropriation in section 11, there is allocated ~~\$15,000,000.00~~ **\$8,000,000.00** for 2008-2009 **AND \$7,200,000.00 FOR 2009-2010** for the purposes of this section. Money allocated under this section shall be deposited in the 21st century schools fund on

November 15 of the fiscal year for which it is allocated or on the next business day following that date.

(2) The 21st century schools fund is created as a separate account within the state school aid fund. The state treasurer may receive money or other assets from any source for deposit into the 21st century schools fund. The state treasurer shall direct the investment of the 21st century schools fund. The state treasurer shall credit to the 21st century schools fund interest and earnings from 21st century schools fund investments. Money in the 21st century schools fund at the close of the fiscal year shall remain in the 21st century schools fund and shall not lapse to the state school aid fund or to the general fund. The department of treasury shall be the administrator of the 21st century schools fund for auditing purposes. Money from the 21st century schools fund shall be expended, upon appropriation, only for purposes of this section.

(3) ~~For 2008-2009, an AN amount not to exceed \$15,000,000.00~~ **FOR 2008-2009, AND AN AMOUNT NOT TO EXCEED \$7,200,000.00 FOR 2009-2010**, is allocated from the 21st century schools fund for 21st century schools grants under this section of up to \$3,000,000.00 for each school project to eligible districts that meet the requirements of this section. The funds may be used for planning and start-up costs of newly constructed or newly configured schools or learning communities and renovations of existing facilities as well as other expenditures outlined in the applicants' proposals relating to planning and start-up costs and approved by the department. Notwithstanding section 17b, the total grant amount for 2008-2009 **OR 2009-2010** to each eligible district or public school academy shall be distributed over a 4-year period on a schedule to be determined by the department.

(4) To apply for a 21st century schools grant, an eligible district shall submit an application to the department, in a form and manner prescribed by the department, that meets the application criteria under this section. An application shall demonstrate to the satisfaction of the department that the school or learning community of an eligible district to be funded meets all of the following:

(a) Will be designed to achieve the following outcomes not later than the school year in which the third high school graduating class graduates from the school or learning community:

(i) An 80% graduation rate, as determined by the department.

(ii) At least 80% of the high school graduates from the school or learning community are enrolled in postsecondary studies within 6 months after high school graduation. For purposes of this subparagraph, "postsecondary studies" includes 4-year colleges and universities, community colleges, technical schools, apprenticeships, and military enlistment.

(b) Will provide an open enrollment such that if there are more applications to enroll than there are spaces available, pupils shall be selected to attend using a random selection process. However, a school or learning community may give enrollment priority to a sibling of a pupil enrolled in the school or learning community, and a school or learning community shall allow any pupil who was enrolled in the school or learning community in the immediately preceding school year to enroll in the school or learning community in the next appropriate grade until the pupil graduates from the school or learning community.

(c) Will have a maximum of 110 pupils in each high school grade level and an average of at least 75 pupils in each high school grade level.

(d) Will incorporate a relationship-building goal between the teaching staff, administration, pupils, and parents.

(e) Has a commitment of private matching funds at least equal to the amount of the grant under this section.

(5) If the department determines that a grant recipient has failed to achieve the outcomes described in subsection (4)(a), the grant recipient shall return to the state 50% of the total grant

awarded. To accomplish the return of these funds, the department shall deduct an amount equal to 50% of the total grant awarded from the grant recipient's state school aid installment payments, on a schedule determined by the department. Funds returned under this subsection shall be deposited in the 21st century schools fund.

(6) In awarding grants under this section, the department shall give preference to grant applications for starting a new school or learning community that will implement strategies to prepare middle school students likely to attend the school or learning community or that will include grades 6 to 12 rather than proposals for stand-alone schools including only grades 9 to 12 and not implementing strategies to prepare middle school students.

(7) The department shall not award more than 1/3 of the grants under this section to public school academies.

(8) The department shall establish and publicize the application process and a schedule for the application process.

(9) As used in this section, "eligible district" means all of the following:

(a) A district with a districtwide cohort graduation rate for high school pupils below 70%, as determined by the center for educational performance and information, for its most recent graduating class for which data are available.

(b) A public school academy if a majority of the pupils enrolled in the public school academy reside in a district that meets the criteria under subdivision (a)."

3. Amend page 66, line 18, after "EXCEED" by striking out "\$2,963,900,000.00" and inserting "\$3,138,100,000.00".

4. Amend page 67, line 19, after "51c" by striking out the balance of the subsection and inserting a period.

5. Amend page 76, following line 19, by inserting:

"Sec. 29. (1) From the appropriation in section 11, there is allocated an amount not to exceed ~~\$20,000,000.00 each fiscal year for 2007-2008 and for 2008-2009~~ **\$18,000,000.00 FOR 2009-2010** for additional payments to eligible districts for declining enrollment assistance.

(2) A district is eligible for a payment under this section if all of the following apply:

(a) The district's pupil membership for the current fiscal year is less than the district's pupil membership for the immediately preceding fiscal year and the district's pupil membership for the immediately preceding fiscal year is less than the district's pupil membership for the previously preceding fiscal year as calculated under section 6 for that fiscal year.

(b) The district's average pupil membership is greater than the district's pupil membership for the current fiscal year as calculated under section 6.

(c) The district is not eligible to receive funding under section 6(4)(y) or 22d(2).

(3) Payments to each eligible district shall be equal to the difference between the district's average pupil membership and the district's pupil membership as calculated under section 6 for the current fiscal year multiplied by the district's foundation allowance as calculated under section 20. If the total amount of the payments calculated under this subsection exceeds the allocation for this section, the payment to each district shall be prorated on an equal percentage basis.

(4) For the purposes of this section, "average pupil membership" means the average of the district's membership for the 3-fiscal-year period ending with the current fiscal year, calculated by adding the district's actual membership for each of those 3 fiscal years, as otherwise calculated under section 6, and dividing the sum of those 3 membership figures by 3."

6. Amend page 76, line 22, after "exceed" by striking out "\$309,732,000.00" and inserting "\$309,869,500.00".

7. Amend page 86, following line 5, by inserting:

"(15) ~~(16)~~ A district or public school academy that does not meet the eligibility requirement under subsection (2)(a) is eligible for funding under this section if at least 1/4 of the pupils in membership in the district or public school academy met the income eligibility criteria for free breakfast, lunch, or milk in the immediately preceding state fiscal year, as determined and reported as described in subsection (1), and at least 4,500 of the pupils in membership in the district or public school academy met the income eligibility criteria for free breakfast, lunch, or milk in the immediately preceding state fiscal year, as determined and reported as described in subsection (1). A district or public school academy that is eligible for funding under this section because the district meets the requirements of this subsection shall receive under this section for each membership pupil in the district or public school academy who met the income eligibility criteria for free breakfast, lunch, or milk in the immediately preceding fiscal year, as determined and reported as described in subsection (1), **90% OF** an amount per pupil equal to 11.5% of the sum of the district's foundation allowance or public school academy's per pupil allocation under section 20, plus the amount of the district's per pupil allocation under section 20j(2), not to exceed the basic foundation allowance under section 20 for the current state fiscal year." And relettering the remaining subsections.

8. Amend page 90, line 20, by striking out "\$6,000,000.00" and inserting "\$6,075,000.00".

9. Amend page 93, following line 15, by inserting:

" Sec. 32c. (1) From the general fund appropriation in section 11, there is allocated an amount not to exceed ~~\$2,125,000.00 for 2008-2009~~ **\$1,912,500.00 FOR 2009-2010** to the department for grants for community-based collaborative prevention services designed to foster positive parenting skills; improve parent/child interaction, especially for children 0-3 years of age; promote access to needed community services; increase local capacity to serve families at risk; improve school readiness; and support healthy family environments that discourage alcohol, tobacco, and other drug use. The allocation under this section is to fund secondary prevention programs as defined by the children's trust fund for the prevention of child abuse and neglect.

(2) The funds allocated under subsection (1) shall be distributed through a joint request for proposals process established by the department in conjunction with the children's trust fund and the interagency director's workgroup. Projects funded with grants awarded under this section shall meet all of the following:

(a) Be secondary prevention initiatives and voluntary to consumers. This appropriation is not intended to serve the needs of children for whom and families in which neglect or abuse has been substantiated.

(b) Demonstrate that the planned services are part of a community's integrated comprehensive family support strategy endorsed by the community collaborative and, where there is a great start collaborative, demonstrate that the planned services are part of the community's great start strategic plan.

(c) Provide a 25% local match, of which not more than 10% may be in-kind services, unless this requirement is waived by the interagency director's workgroup.

(3) Notwithstanding section 17b, payments under this section may be made pursuant to an agreement with the department.

(4) Not later than January 30 of the next fiscal year, the department shall prepare and submit to the governor and the legislature an annual report of outcomes achieved by the providers of the community-based collaborative prevention services funded under this section for a fiscal year.

Sec. 32d. (1) From the state school aid fund money appropriated under section 11, there is allocated an amount not to exceed ~~\$88,100,000.00 for 2008-2009~~ **\$79,560,000.00 FOR 2009-2010** for great start readiness or preschool and parenting program grants to enable eligible districts, as determined under section 37, to develop or expand, in conjunction with whatever federal funds may be available to the district and its community, including, but not limited to, federal funds under title I of the elementary and secondary education act of 1965, 20 USC 6301 to 6578, chapter 1 of title I of the Hawkins-Stafford elementary and secondary school improvement amendments of 1988, Public Law 100-297, and the head start act, 42 USC 9831 to 9852, part-day or full-day comprehensive compensatory programs designed to do 1 or both of the following:

(a) Improve the readiness and subsequent achievement of educationally disadvantaged children as defined by the department who will be at least 4, but less than 5 years of age, as of December 1 of the school year in which the programs are offered, and who show evidence of 2 or more risk factors as defined in the state board report entitled "children at risk" that was adopted by the state board on April 5, 1988. To the extent allowable under federal law, a district shall not use funds received under this section to supplant any federal funds received by the district or its community. For the purposes of this section, "supplant" means to serve children eligible for a federally funded existing preschool program that has capacity to serve those children.

(b) Provide preschool and parenting education programs similar to those under former section 32b as in effect for 2001-2002. Beginning in 2007-2008, funds spent by a district for programs described in this subdivision shall not exceed the lesser of the amount spent by the district under this subdivision for 2006-2007 or the amount spent under this subdivision in any subsequent fiscal year.

(2) A comprehensive free compensatory program funded under this section shall include an age-appropriate educational curriculum, as described in the early childhood standards of quality for prekindergarten children adopted by the state board, that prepares children for success in school, including language, early literacy, and early mathematics. In addition, the comprehensive program shall include nutritional services, health and developmental screening as described in the early childhood standards of quality for prekindergarten for participating children, a plan for parent and legal guardian involvement, and provision of referral services for families eligible for community social services.

(3) In addition to the allocation under subsection (1), from the general fund money appropriated under section 11, there is allocated an amount not to exceed \$279,100.00 for ~~2008-2009~~ **2009-2010** for a competitive grant to continue a longitudinal evaluation of children who have participated in the great start readiness program.

(4) A district receiving a grant under this section may contract with for-profit or nonprofit preschool center providers that meet all provisions of the early childhood standards of quality for prekindergarten children adopted by the state board for the provision of the comprehensive compensatory program and retain for administrative services an amount equal to not more than 5% of the grant amount. A district may expend not more than 10% of the total grant amount for administration of the program.

(5) A district receiving funds under this section shall report to the department on the midyear report the number of children participating in the program who meet the income or other eligibility criteria specified under section 37(3)(g) and the total number of children participating in the program. For children participating in the program who meet the income or other eligibility criteria specified under section 37(3)(g), districts shall also report whether or not a parent is available to provide care based on employment status. For the purposes of this subsection, "employment status" shall be defined by the department of human services in a manner consistent with maximizing the amount of spending that may be claimed for temporary assistance for needy families maintenance of effort purposes.

Sec. 32j. (1) From the appropriations in section 11, there is allocated an amount not to exceed ~~\$5,000,000.00 for 2008-2009~~ **\$4,500,000.00 FOR 2009-2010** for great parents, great start grants to intermediate districts to provide programs for parents with young children. The purpose of these programs is to encourage early mathematics and reading literacy, improve school readiness, reduce the need for special education services, and foster the maintenance of stable families by encouraging positive parenting skills.

(2) To qualify for funding under this section, a program shall provide services to all families with children age 5 or younger residing within the intermediate district who choose to participate, including at least all of the following services:

(a) Providing parents with information on child development from birth to age 5.

(b) Providing parents with methods to enhance parent-child interaction that promote social and emotional development and age-appropriate language, mathematics, and early reading skills for young children; including, but not limited to, encouraging parents to read to their preschool children at least 1/2 hour per day.

(c) Providing parents with examples of learning opportunities to promote intellectual, physical, and social growth of young children, including the acquisition of age-appropriate language, mathematics, and early reading skills.

(d) Promoting access to needed community services through a community-school-home partnership.

(3) To receive a grant under this section, an intermediate district shall submit a plan to the department not later than October 15, ~~2008-2009~~ in the form and manner prescribed by the department. The plan shall do all of the following in a manner prescribed by the department:

(a) Provide a plan for the delivery of the program components described in subsection (2) that targets resources based on family need and provides for educators trained in child development to help parents understand their role in their child's developmental process, thereby promoting school readiness and mitigating the need for special education services.

(b) Demonstrate an adequate collaboration of local entities involved in providing programs and services for preschool children and their parents and, where there is a great start collaborative, demonstrate that the planned services are part of the community's great start strategic plan.

(c) Provide a projected budget for the program to be funded. The intermediate district shall provide at least a 20% local match from local public or private resources for the funds received under this section. Not more than 1/2 of this matching requirement, up to a total of 10% of the total project budget, may be satisfied through in-kind services provided by participating providers of programs or services. In addition, not more than 10% of the grant may be used for program administration.

(4) Each intermediate district receiving a grant under this section shall agree to include a data collection system approved by the department. The data collection system shall provide a report by October 15 of each year on the number of children in families with income below

200% of the federal poverty level that received services under this program and the total number of children who received services under this program.

(5) The department or superintendent, as applicable, shall do all of the following:

(a) The superintendent shall approve or disapprove the plans and notify the intermediate district of that decision not later than November 15, ~~2008~~2009. The amount allocated to each intermediate district shall be at least an amount equal to ~~100%~~90% of the intermediate district's 2007-2008 payment under this section.

(b) The department shall ensure that all programs funded under this section utilize the most current validated research-based methods and curriculum for providing the program components described in subsection (2).

(c) The department shall submit a report to the state budget director and the senate and house fiscal agencies summarizing the data collection reports described in subsection (4) by December 1 of each year.

(6) An intermediate district receiving funds under this section shall use the funds only for the program funded under this section. An intermediate district receiving funds under this section may carry over any unexpended funds received under this section into the next fiscal year and may expend those unused funds in the next fiscal year. A recipient of a grant shall return any unexpended grant funds to the department in the manner prescribed by the department not later than September 30 of the next fiscal year after the fiscal year in which the funds are received.

Sec. 32l. (1) From the general fund money appropriated in section 11, there is allocated for ~~2008-2009~~2009-2010 an amount not to exceed ~~\$15,150,000.00~~\$13,635,000.00 for competitive great start readiness program grants for the purposes of preparing children for success in school, through comprehensive part-day or full-day programs that include language, early literacy, early mathematics, nutritional services, and health and developmental screening, as described in the early childhood standards of quality for prekindergarten for participating children; a plan for parent and legal guardian involvement; and provision of referral services for families eligible for community social services. These grants shall be made available through a competitive application process as follows:

(a) Any public or private nonprofit legal entity or agency may apply for a grant under this section. However, a district or intermediate district may not apply for a grant under this section unless the district or intermediate district is acting as a local grantee for the federal head start program operating under the head start act, 42 USC 9831 to 9852.

(b) An applicant shall submit an application in the form and manner prescribed by the department.

(c) The department shall establish a diverse interagency committee to review the applications. The committee shall be composed of representatives of the department, appropriate community, volunteer, and social service agencies and organizations, and parents.

(d) The superintendent shall award the grants and shall give priority for awarding the grants based upon the following criteria:

(i) Compliance with the state board-approved early childhood standards of quality for prekindergarten.

(ii) Active and continuous involvement of the parents or guardians of the children participating in the program.

(iii) Employment of teachers possessing proper training, including a valid Michigan teaching certificate with an early childhood (ZA) endorsement, a valid Michigan teaching certificate with a child development associate credential (CDA), or the equivalent from another state, or a bachelor's degree in child development with a specialization in preschool teaching. However, both of the following apply to this subparagraph:

(A) If an applicant demonstrates to the department that it is unable to fully comply with this subparagraph after making reasonable efforts to comply, the superintendent may still give priority to the applicant if the applicant will employ teachers who have significant but incomplete training in early childhood education or child development if the applicant provides to the department, and the department approves, a plan for each teacher to come into compliance with the standards in this subparagraph. A teacher's compliance plan must be completed within 4 years of the date of employment. Progress toward completion of the compliance plan shall consist of at least 2 courses per calendar year.

(B) For a subcontracted program, the department shall consider a teacher with 90 credit hours and at least 4 years' teaching experience in a qualified preschool program to meet the requirements under this subparagraph.

(iv) Employment of paraprofessionals possessing proper training in early childhood development, including an associate's degree in early childhood education or child development or the equivalent, or a child development associate (CDA) credential, or the equivalent, as approved by the state board. If an applicant demonstrates to the department that it is unable to fully comply with this subparagraph, after making reasonable efforts to comply, the superintendent of public instruction may still give priority to an applicant if the applicant will employ paraprofessionals who have completed at least 1 course in early childhood education or child development if the applicant provides to the department, and the department approves, a plan for each paraprofessional to come into compliance with the standards in this subparagraph. A paraprofessional's compliance plan must be completed within 2 years of the date of employment. Progress toward completion of the compliance plan shall consist of at least 2 courses or 60 clock hours of training per calendar year.

(v) Evidence of collaboration with the community of child development programs, including, but not limited to, great start readiness and head start providers, including documentation of the total number of children in the community who would meet the criteria established in subparagraph (vii), and who are being served by other providers, and the number of children who will remain unserved by other community early childhood programs if this program is funded.

(vi) The extent to which these funds will supplement other federal, state, local, or private funds.

(vii) The extent to which these funds will be targeted to children who will be at least 4, but less than 5, years of age as of December 1 of the year in which the programs are offered and who show evidence of 2 or more risk factors as defined in the state board report entitled "children at risk" that was adopted by the state board on April 5, 1988.

(viii) The program offers or contracts with another nonprofit early childhood program to provide supplementary day care and thereby offers full-day programs as part of its early childhood development program.

(ix) The application contains a plan approved by the department to conduct and report annual school readiness program evaluations and continuous improvement plans using criteria approved by the department. At a minimum, the evaluations shall include a self-assessment of program quality and assessment of the gains in educational readiness and progress of the children participating in the program.

(e) An application shall demonstrate that the program has established or has joined a multidistrict, multiagency school readiness advisory committee that is involved in the planning and evaluation of the program and that provides for the involvement of parents and appropriate community, volunteer, and social service agencies and organizations. The advisory committee shall include at least 1 parent or guardian of a program participant for every 18 children enrolled

in the program, with a minimum of 2 parent or guardian representatives. The advisory committee shall do all of the following:

(i) Review the mechanisms and criteria used to determine referrals for participation in the great start readiness program.

(ii) Review the health screening program for all participants.

(iii) Review the nutritional services provided to all participants.

(iv) Review the mechanisms in place for the referral of families to community social service agencies, as appropriate.

(v) Review the collaboration with and the involvement of appropriate community, volunteer, and social service agencies and organizations in addressing all aspects of education disadvantage.

(vi) Review, evaluate, and make recommendations for changes in the school readiness program.

(vii) Review the agency's participation in a collaborative recruitment and enrollment process with, at a minimum, all other funded preschool programs that may serve children in the same geographic area, including school district part-day programs described under section 32d and head start programs, to assure that each child is enrolled in the program most appropriate to his or her needs and to maximize the use of federal, state, and local funds. The collaborative recruitment and enrollment process should be established to reflect the geographic service areas of the collaborative partners. An effective process includes opportunities for families to meet with and learn about each program for which their child is eligible. A child who is income-eligible for head start must be referred to head start. If, after referral to head start, a family chooses to enroll a head-start-eligible child in the great start readiness program, a waiver indicating that the family has been informed of the child's eligibility to attend head start must be completed by the family in a form and manner determined by the department and submitted to the great start readiness program before the child may be enrolled in the great start readiness program. The great start readiness program shall retain the waiver in the child's enrollment file.

(2) To be eligible for a grant under this section, the agency must demonstrate participation in a collaborative recruitment and enrollment process with all other funded preschool programs serving children in the same geographic area to assure that each child is enrolled in the program most appropriate to his or her needs.

(3) To be eligible for a grant under this section, a program shall demonstrate that more than 50% of the children participating in the program live with families with a household income that is less than or equal to 300% of the federal poverty level.

(4) The superintendent may award grants under this section at whatever level the superintendent determines appropriate. However, the amount of a grant under this section, when combined with other sources of state revenue for this program, shall not exceed \$3,400.00 per participating child or the cost of the program, whichever is less.

(5) For a grant recipient that enrolls pupils in a full-day program funded under this section, each child enrolled in the full-day program shall be counted as 2 children served by the program for purposes of determining the number of children to be served and for determining the amount of the grant award. A grant award shall not be increased solely on the basis of providing a full-day program. As used in this subsection, "full-day program" means a program that operates for at least the same length of day as a district's first grade program for a minimum of 4 days per week, 30 weeks per year. A classroom that offers a full-day program must enroll all children for the full day to be considered a full-day program.

(6) Except as otherwise provided in this subsection, an applicant that received a new grant under this section for 2007-2008 shall also receive priority for funding under this section

for 2008-2009 and 2009-2010. However, after 3 fiscal years of continuous funding, an applicant is required to compete openly with new programs and other programs completing their third year. All grant awards under this section are contingent on the availability of funds and documented evidence of grantee compliance with early childhood standards of quality for prekindergarten, as approved by the state board, and with all operational, fiscal, administrative, and other program requirements.

(7) Notwithstanding section 17b, payments to eligible entities under this section shall be paid on a schedule and in a manner determined by the department."

10. Amend page 114, following line 10, by inserting:

"Sec. 64. (1) From the appropriation in section 11, there is allocated an amount not to exceed ~~\$2,000,000.00 for 2008-2009~~ **\$1,800,000.00 FOR 2009-2010** for grants to intermediate districts or a district of the first class that are in consortium with a community college or state public university and a hospital to create and implement a middle college focused on the field of health sciences.

(2) Awards shall be made in a manner and form as determined by the department; however, at a minimum, eligible consortia funded under this section shall ensure the middle college provides all of the following:

(a) Outreach programs to provide information to middle school and high school students about career opportunities in the health sciences field.

(b) An individualized education plan for each pupil enrolled in the program.

(c) Curriculum that includes entry-level college courses.

(d) Clinical rotations that provide opportunities for pupils to observe careers in the health sciences.

(e) Instruction in mathematics, science, and language arts that is integrated, where appropriate, into the health sciences courses.

(3) For the purposes of this section, "middle college" means a series of courses and other requirements and conditions established by the consortium that allow a pupil to graduate with a high school diploma and a certificate or degree from a community college or state public university.

(4) Beginning in 2006-2007, a district or intermediate district may receive a grant under this section for up to 4 consecutive fiscal years. For the first 2 fiscal years of the grant period, the grant amount shall be 100% of the award determined by the department. For each of the remaining 2 fiscal years of the grant period, the grant amount shall be an amount equal to 50% of the recipient's grant amount for the previous fiscal year.

Sec. 65. (1) From the amount appropriated in section 11, there is allocated an amount not to exceed ~~\$980,100.00 for 2008-2009~~ **\$882,100.00 FOR 2009-2010** for grants to districts or intermediate districts, as determined by the department, for eligible precollege programs in engineering and the sciences.

(2) From the funds allocated under subsection (1), the department shall award ~~\$680,100.00 for 2008-2009~~ **\$612,100.00 FOR 2009-2010** to the 2 eligible existing programs that received funds appropriated for these purposes in the appropriations act containing the department of labor and economic growth budget for 2005-2006.

(3) From the funds allocated under subsection (1), the department shall award ~~\$75,000.00 for 2008-2009~~ **\$67,500.00 FOR 2009-2010** to the Kalamazoo regional education service agency to support an area program substantially similar to the 2 eligible existing programs receiving funds under subsection (2).

(4) From the funds allocated under subsection (1), the department shall award ~~\$225,000.00 for 2008-2009~~ **\$202,500.00 FOR 2009-2010** to eligible intermediate districts for programs to train pupils in alternative energy. The department shall award ~~\$75,000.00~~ **\$67,500.00** to each eligible intermediate district. The intermediate district shall use the funds for engineering and sciences programs with industry level partnerships that are in proximity to renewable energy facilities. To be eligible for funds under this subsection, an intermediate district must meet all of the following requirements:

(a) The combined total 2007-2008 pupil membership for all of its constituent districts was less than 20,000 pupils.

(b) Levied at least .11 but not more than .19 operating mills in 2007-2008.

(c) Had a 2007 taxable value greater than \$1,500,000,000.00.

(d) At least 28% of the combined total number of pupils in membership for all of its constituent districts were eligible for free or reduced-price lunch for 2007-2008.

(e) Is contiguous to at least 1 other intermediate district that meets the requirements of subdivisions (a) to (d).

(5) The department shall submit a report to the appropriations subcommittees responsible for this act, to the state budget director, and to the house and senate fiscal agencies by February 1, ~~2009-2010~~ regarding dropout rates, grade point averages, enrollment in science, engineering, and math-based curricula, and employment in science, engineering, and mathematics-based fields for pupils who were enrolled in the programs awarded funds under this section or under preceding legislation. The report shall continue to evaluate the effectiveness of the precollege programs in engineering and sciences funded under this section.

(6) Notwithstanding section 17b, payments under this section shall be paid on a schedule and in a manner determined by the department." and adjusting the totals in section 11 and enacting section 1 accordingly.

11. Amend page 167, line 27, by striking out all of enacting section 2 and inserting:

" Enacting section 2. Sections 22d, 24c, 32n, 37, 38, 39, 41, 54a, 54c, 56, 57, 62, 99a, 99e, 99j, 99k, 99n, 99p, 104a, and 104b of the state school aid act of 1979, 1979 PA 94, MCL 388.1622d, 388.1624c, 388.1632n, 388.1637, 388.1638, 388.1639, 388.1641, 388.1654a, 388.1654c, 388.1656, 388.1657, 388.1662, 388.1699a, 388.1699e, 388.1699j, 388.1699k, 388.1699n, 388.1699p, 388.1704a, and 388.1704b, are repealed effective October 1, 2009."

Senator Clark-Coleman moved, supported by Senator Scott, to adopt the Clark-Coleman amendments to HB 4437 (S-1) Draft 1.

A record roll call vote was ordered.

Senator Jelinek – No

Senator Pappageorge – No

Senator Hardiman- No

Senator Kahn- No

Senator Cropsey – No

Senator Garcia -

Senator George- No

Senator Jansen – No

Senator Brown – No

Senator McManus – No

Senator Switalski- Yes

Senator Anderson – Yes

Senator Barcia- Yes

Senator Brater- Yes

Senator Cherry- Yes

Senator Clark-Coleman - Yes

Senator Scott – Yes

Senator Stamas – No

Motion defeated, the Clark-Coleman amendments were not adopted.

Senator Jansen moved, supported by Senator Jelinek, to adopt the (S-1) Draft 1 as amended to HB 4447.

A record roll call vote was ordered.

|                           |                            |
|---------------------------|----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- No      |
| Senator Pappageorge – Yes | Senator Anderson – No      |
| Senator Hardiman- Yes     | Senator Barcia- No         |
| Senator Kahn- Yes         | Senator Brater- No         |
| Senator Cropsey – Yes     | Senator Cherry- No         |
| Senator Garcia -          | Senator Clark-Coleman - No |
| Senator George- Yes       | Senator Scott – No         |
| Senator Jansen – Yes      |                            |
| Senator Brown – Yes       |                            |
| Senator McManus – Yes     |                            |
| Senator Stamas – Yes      |                            |

Motion carried, the substitute was adopted.

Senator Cropsey moved, supported by Senator Pappageorge, to report HB 4447 (S-1) with recommendation for immediate effect.

A record roll call vote was ordered.

|                           |                            |
|---------------------------|----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- No      |
| Senator Pappageorge – Yes | Senator Anderson – No      |
| Senator Hardiman- Yes     | Senator Barcia- No         |
| Senator Kahn- Yes         | Senator Brater- No         |
| Senator Cropsey – Yes     | Senator Cherry- No         |
| Senator Garcia -          | Senator Clark-Coleman - No |
| Senator George- Yes       | Senator Scott – No         |
| Senator Jansen – Yes      |                            |
| Senator Brown – Yes       |                            |
| Senator McManus – Yes     |                            |
| Senator Stamas – Yes      |                            |

Motion carried, HB 4447 (S-1) was reported.

Chairman Jelinek recessed the meeting at 9:55 a.m.

Chairman Jelinek reconvened the meeting at 2:00 p.m.

**9. HB 4721 – Rep. Brown – Appropriations; supplemental; multisection school aid zero budget bill for 2008-2009; provide for.**

Katherine Summers-Coty, Senate Fiscal Agency, explained the bill.

Senator Pappageorge moved, supported by Senator Jansen, to adopt the (S-1) Draft 1 to HB 4721.

A record roll call vote was ordered.

|                           |                             |
|---------------------------|-----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- Yes      |
| Senator Pappageorge – Yes | Senator Anderson – Yes      |
| Senator Hardiman- Yes     | Senator Barcia- Yes         |
| Senator Kahn- Yes         | Senator Brater- Yes         |
| Senator Cropsey – Yes     | Senator Cherry- Yes         |
| Senator Garcia -          | Senator Clark-Coleman - Yes |
| Senator George- Yes       | Senator Scott –             |
| Senator Jansen – Yes      |                             |
| Senator Brown – Yes       |                             |
| Senator McManus – Yes     |                             |
| Senator Stamas – Yes      |                             |

Motion carried, the substitute was adopted.

Senator Switalski moved, supported by Senator Pappageorge, to report HB 4721 (S-1) with recommendation for immediate effect.

A record roll call vote was ordered.

|                           |                             |
|---------------------------|-----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- Yes      |
| Senator Pappageorge – Yes | Senator Anderson – Yes      |
| Senator Hardiman- Yes     | Senator Barcia- Yes         |
| Senator Kahn- Yes         | Senator Brater- Yes         |
| Senator Cropsey – Yes     | Senator Cherry- Yes         |
| Senator Garcia -          | Senator Clark-Coleman - Yes |
| Senator George- Yes       | Senator Scott –             |
| Senator Jansen – Yes      |                             |
| Senator Brown – Yes       |                             |
| Senator McManus – Yes     |                             |
| Senator Stamas – Yes      |                             |

Motion carried, HB 4721 (S-1) was reported.

**10. HB 4438 – Rep. Brown – Appropriations; education; department of education; provide for fiscal year 2009-2010.**

Debra Hollon, Senate Fiscal Agency, explained the bill.

Senator Switalski moved, supported by Senator Pappageorge, to adopt the (S-1) Draft 1 to HB 4438.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia -  
Senator George-  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- No  
Senator Anderson – No  
Senator Barcia- No  
Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, the substitute was adopted.

Senator Pappageorge moved, supported by Senator Cropsey, to report HB 4438 (S-1) with recommendation for immediate effect.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia -  
Senator George- Yes  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- Yes  
Senator Anderson – Yes  
Senator Barcia- Yes  
Senator Brater- Yes  
Senator Cherry- Yes  
Senator Clark-Coleman - Yes  
Senator Scott – Yes

Motion carried, HB 4438 (S-1) was reported.

**11. SB 251 – Sen. McManus – Appropriations; Zero budget; department of natural resources provide for fiscal year 2009-2010.**

Senator McManus offered the following amendment:

1. Amend page 46, following line 15, by inserting “Sec. 1702. Effective October 1, 2009, surplus funds not to exceed \$1,000,000.00 in the cleanup and redevelopment trust fund are hereby appropriated to the environmental protection fund.

Sec. 1703. Effective October 1, 2009, surplus funds not to exceed \$1,000,000.00 in the

community pollution prevention trust fund are hereby appropriated to the environmental protection fund.”

2. Amend page 48, following line 18, by inserting

‘WASTE AND HAZARDOUS MATERIALS

Sec. 1801. Effective October 1, 2009, surplus funds not to exceed \$1,500,000.00 in the solid waste management fund perpetual care account are hereby appropriated to the solid waste management fund staff account.”

Discussion was held.

Senator McManus withdrew her amendment

Senator Pappageorge offered the following amendment:

1. Amend page 38, following line 19, by inserting

"Sec. 243. The department shall perform a review of its programs to determine how its programs compare to similar programs in other great lake states. The analysis shall include, but not be limited to, evaluation of permitting time, number of enforcement actions, stringency of the controlling law, and the cost of the relevant permits. The department shall report the findings of this review to the senate and house appropriations committees no later than April 1, 2010."

Senator Pappageorge moved, supported by Senator McManus, to adopt the Pappageorge amendment to SB 251 (S-1) Draft 1.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia -  
Senator George- Yes  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- No  
Senator Anderson – No  
Senator Barcia- No  
Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, the Pappageorge amendment was adopted.

Discussion was held.

Senator Cropsey moved, supported by Senator Kahn, to reconsider the vote on the Pappageorge amendment to SB 251 (S-1) Draft 1.

A record roll call vote was ordered.

|                           |                             |
|---------------------------|-----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- Yes      |
| Senator Pappageorge – Yes | Senator Anderson – Yes      |
| Senator Hardiman- Yes     | Senator Barcia- Yes         |
| Senator Kahn- Yes         | Senator Brater- No          |
| Senator Cropsey – Yes     | Senator Cherry- No          |
| Senator Garcia -          | Senator Clark-Coleman - Yes |
| Senator George- Yes       | Senator Scott – Yes         |
| Senator Jansen – Yes      |                             |
| Senator Brown – Yes       |                             |
| Senator McManus – Yes     |                             |
| Senator Stamas – Yes      |                             |

Motion carried, the vote on the adoption of the Pappageorge amendment will be reconsidered.

On the Pappageorge amendment:

A record roll call vote was ordered.

|                           |                            |
|---------------------------|----------------------------|
| Senator Jelinek – Yes     | Senator Switalski- No      |
| Senator Pappageorge – Yes | Senator Anderson – No      |
| Senator Hardiman- Yes     | Senator Barcia- Yes        |
| Senator Kahn- Yes         | Senator Brater- No         |
| Senator Cropsey – Yes     | Senator Cherry- No         |
| Senator Garcia -          | Senator Clark-Coleman - No |
| Senator George- Yes       | Senator Scott – No         |
| Senator Jansen – Yes      |                            |
| Senator Brown – Yes       |                            |
| Senator McManus – Yes     |                            |
| Senator Stamas – Yes      |                            |

The Pappageorge amendment was adopted.

Senator Kahn offered the following amendment:

1. Amend page 38, following line 19, by inserting

"Sec. 244. The department shall engage in a process to determine efficiencies which can be made in the air permitting program, including renewable operating permits, the NPDES program, and the remediation and redevelopment program. The department shall report the findings of this effort to the senate and house appropriations committees no later than April 1, 2010."

Senator Kahn moved, supported by Senator McManus, to adopt the Kahn amendment to SB 251 (S-1) Draft 1.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia -  
Senator George- Yes  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- Yes  
Senator Anderson – Yes  
Senator Barcia- Yes  
Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, the Kahn amendment was adopted.

Senator Brater offered the following amendments:

1. Amend page 46, following line 15, by inserting “Sec. 1702. Effective October 1, 2009, surplus funds not to exceed \$1,000,000.00 in the cleanup and redevelopment trust fund are hereby appropriated to the environmental protection fund.

Sec. 1703. Effective October 1, 2009, surplus funds not to exceed \$1,000,000.00 in the community pollution prevention trust fund are hereby appropriated to the environmental protection fund.”

2. Amend page 48, following line 18, by inserting

‘WASTE AND HAZARDOUS MATERIALS

Sec. 1801. Effective October 1, 2009, surplus funds not to exceed \$1,500,000.00 in the solid waste management fund perpetual care account are hereby appropriated to the solid waste management fund staff account.”

Senator Brater withdrew her amendments.

Senator McManus moved, supported by Senator Pappageorge, to adopt the (S-1) Draft 1 as amended to SB 251.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia -  
Senator George- Yes  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- No  
Senator Anderson – No  
Senator Barcia- Yes  
Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, the substitute was adopted.

Senator McManus moved, supported by Senator Pappageorge, to report SB 251 (S-1) with recommendation for immediate effect.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia -  
Senator George- Yes  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- No  
Senator Anderson – No  
Senator Barcia- Yes  
Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

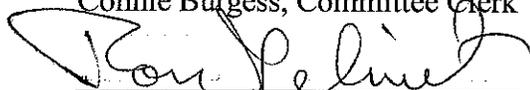
Motion carried, SB 251 (S-1) was reported.

Chairman Jelinek thanked the Subcommittee members, Senate Fiscal Agency and all staff who worked so hard in putting these budget bills together.

Chairman Jelinek adjourned the meeting at 2:35 p.m.

Respectfully Submitted,

  
\_\_\_\_\_  
Connie Burgess, Committee Clerk

  
\_\_\_\_\_  
Ron Jelinek, Committee Chair

6-25-09  
Date Approved By Committee