



# LEGISLATIVE UPDATE



**Thank  
You For  
Having  
Me  
Today!**

# **Bob Kefgen**

*Assoc. Dir. of Gov't Relations*



**@MASSP**



**(517) 896-5636**



**bob@massp.com**

(517) 327-5315 | [massp.com](http://massp.com) | @massp | michiganprincipals | massp

ADVANCING LEARNING THROUGH EDUCATIONAL LEADERSHIP

# Budget!!!

SHOW ME THE MONEY!

*#dollabillsyall*



# Big Ticket Items

## Governor

- \$458/pupil (5% incr.)
- \$64.7M At Risk (11.5% base)
- \$79.9M Spec Ed (87.5% of foundation)
- \$1.3M ELL (5% incr.)
- \$300M = 2 years worth of school safety & MH grants (\$107/pupil each)

## Senate

- \$550/pupil (6% incr.)
- \$173M At Risk (11.5% base, 15.3% concentrated poverty)
- \$148.7M Spec Ed (100% of foundation)
- \$26.5M ELL (100% incr.)
- \$300M for school safety & MH grants (\$107/pupil each)

## House

- \$366/pupil (4% incr.)
- \$273.9M At Risk (14.6% base, 35% target)
- \$136.7M Spec Ed (100% of foundation)
- \$6.3M ELL (24% incr.), tiered formula based on student need (SFRC)
- \$300M = 2 years worth of school safety & MH grants (\$107/pupil each)

# Common Items

- Universal free school meals & school lunch debt retirement
- MI Kids Back on Track (Sen details & \$ are different)
- MI Future Educator Fellowship
- Student teacher stipends
- Consolidation incentives
- Clean bus grants

## 100 MORE COMMON MAGICAL ITEMS

A table of simple, magical trinkets. These are generally common enough that they can be bought for 10-100 gp. Unless an object's description mentions attunement, it doesn't require it.

d100	Name	Use
1	Ace of Pentacles	This tarot card becomes 2d6 gold as an action. It then disappears.
2	Ahelion Disk	This disk makes a sun tattoo when attuned to. It can be removed by unattuning.
3	Arctic Pearl	A silver pearl that keeps water inside a canteen ice cold.
4	Atrium Trinket	A tiny bottle with a plant inside. It doesn't require any care.
5	Bandit's Gold	A copper coin that looks golden when it isn't in sunlight.
6	Basaltic Bracer	A black bracer that pulses with designs of illusory magma.
7	Brocade Moth	A woven moth that flutters around the head of an attuned creature.
8	Cadium Wand	A silvery wand that can cast the Mending cantrip when attuned to.
9	Cauldron Bug	A harmless beetle that flawlessly cleans dishes and silverware.
10	Cindercap	A reddish mushroom that melts ice and snow, when held to them.
11	Cobalt Clam	A blue clamshell for storing items. It only opens for an attuned creature.
12	Dartrix	A feather quill that can become a knife as an action for an attuned creature.
13	Dragonspice	An herb that tastes unbearably spicy for everyone but the attuned creature.
14	Dwelling Pin	This pin shows an attuned creature the direction its home is in.
15	Ebb Bottle	This water-filled bottle shows whether it's low or high tide.
16	Eelskin	A one-use bandage that lets a creature regain 1 more hit die on a short rest.
17	Erking Charm	A charm of a laughing face. Your words ooze with sarcasm when attuned to it.
18	Etherling	A tiny cloud that hovers around an attuned creature's head.
19	Felwasp Honey	This honey tastes awful to those that the cook doesn't like.
20	Fjord Ice	This shard of unmelting ice glows in the presence of giants and trolls.
21	Flag of Mice	A flag that looks like the flag of the area the attuned creature is in.
22	Garnet Beads	A necklace of clay beads that become garnet when worn by an attuned creature.
23	Ghand Tea	A tea that casts the Calm Emotions spell, targeting the creature that drinks it.
24	Glamoui	A pebble that turns into a minnow in water, and back into a pebble on land.
25	Hallion Gem	Crushing this gem allows a creature to speak and understand Infernal for 1 day.
26	Herringbone	An enchanted fishbone that attracts feral cats to its location.
27	Hillstone	A white pebble that rolls up gentle slopes instead of down them.
28	Hopeless Sprout	This sad, little plant will never grow or die. It always seems to be wilting.
29	Icarian Wax	This wax will never melt, no matter the temperature it's exposed to.
30	Ichthy	A shell that floats in water, and can hold 10 lbs without sinking.
31	Isthmus Oil	One use, makes rope or chain resistant to nonmagical damage.
32	Javian Varnish	A paint that makes wood look old and weathered.
33	Kettle Ash	Translucent powder that makes food taste horrible.
34	Kinetic Rocks	Ordinary pebbles that are magnetized to each other.
35	Kouros-Min	A tiny statue that does nothing but strike dramatic poses.
36	Landen Mark	Identical to the Ahelion Disk (#2), but the tattoo is a compass.
37	Lake's Call	A whistle that sounds like the call of a loon, duck, or swan.
38	Lordly Dice	A set of six-sided dice that glitter when a 6 is rolled.
39	Luckcharm	A one-use stone that grants advantage on a check.
40	Lysander's Eyes	A red bead that can be used to cast Clairvoyance once.

# Other Ideas

- **Gov & House:**
  - \$25M for mentoring
  - GSRP Expansion
- **House:**
  - \$100M for MPSEERS offset
  - \$71M for 2-year avg. pupil count
  - \$150M transportation (SFRC)
- **Senate:**
  - \$120M salary incentive pilot
  - \$250M student loan repayment for frontline educators
  - Local dist. based pre-school at 1.2 FTE/pupil



# Pupil Accounting

House

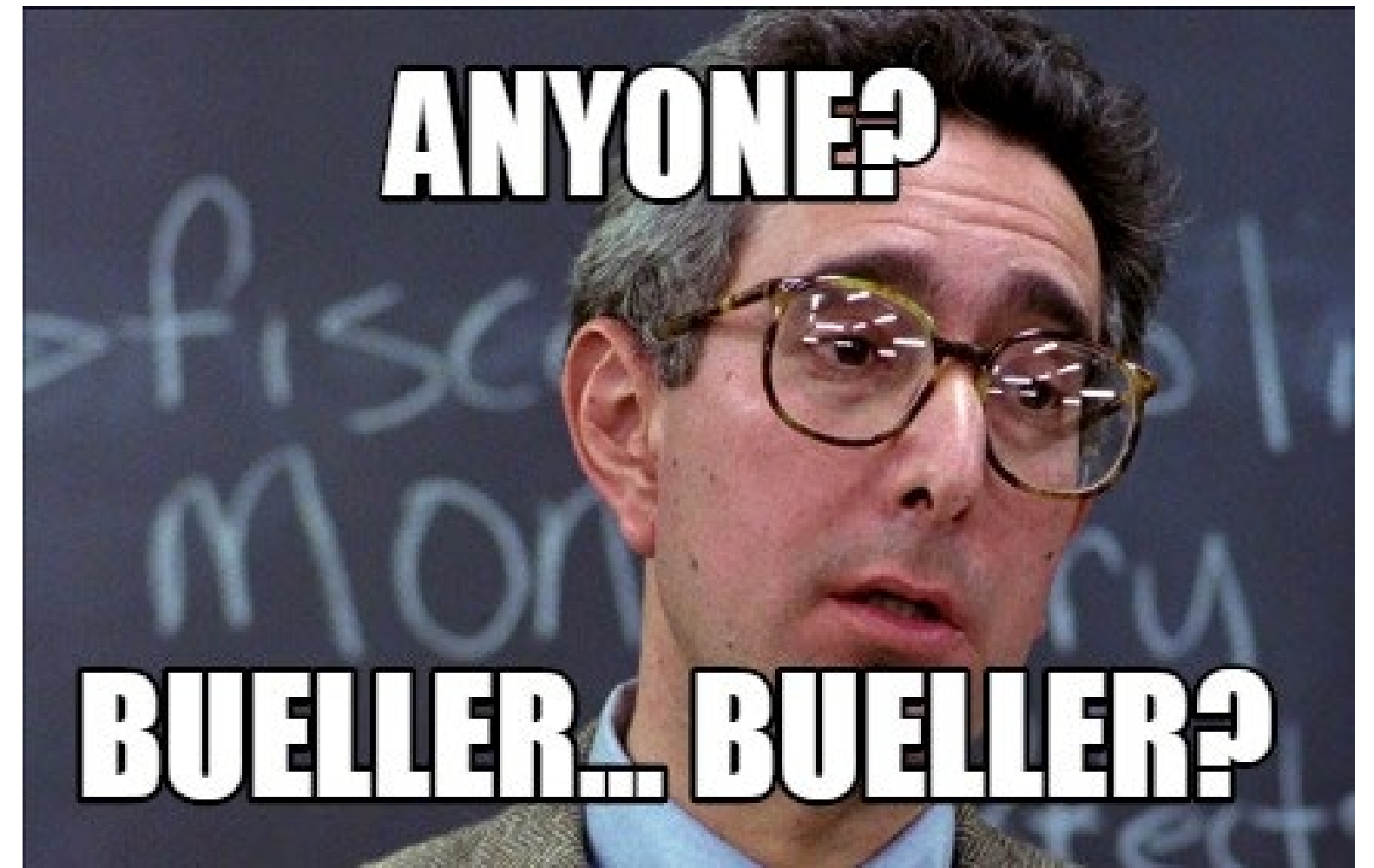
- **Membership =**
  - Avg. of 2 fiscal years
  - Annual count still 90/10

All 3

- **Middle college FTE cap: 5.0 FTE total, but can be > 1.0 in a single year**

All 3

- **New count day for religious holiday**
  - Next school day immediately following
  - Needs MDE approval



# Pupil Accounting

All 3

- FTE penalty if TOR is not "appropriately placed" (Sec. 6(8))

House  
& Sen

- Virtual courses
  - Can be < 50% virtual
  - No parent permission for first 15 days

House  
& Sen

- PD as instructional time cannot be used to deny addtnl. forgiven days





# Sec 6(8)

(a) "Appropriately placed" means holding a valid Michigan educator credential with the required grade range and discipline or subject area for the assignment, as defined by the superintendent of public instruction.

(b) ~~(a)~~ A "Class" means a period of time in 1 day when pupils and an individual who is appropriately placed under a valid certificate, substitute permit, authorization, or approval issued by the department, are together and instruction is taking place.

# Enforcement

- Automated process.
- Compare SCED Code to MOECS endorsements for TOR listed in REP
- Match = Good
- No match = Problem
- Unresolved problems = loss of FTE for students in that class





# The Politics

**And the politicians that love them**

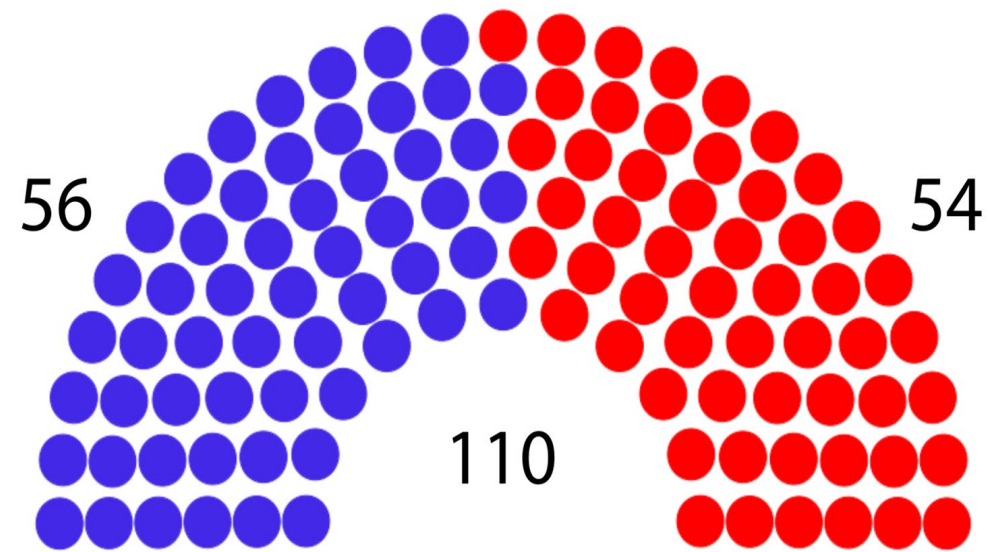
*#nextonMaury*

# 23-24 Political Makeup

## Legislature

## Executive

House

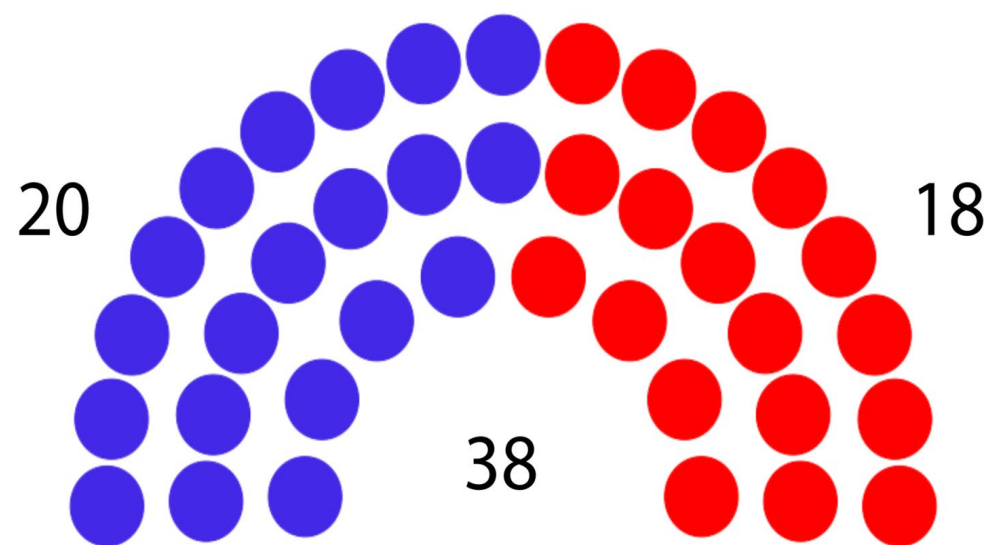


Gov.  
Whitmer (D)



Lt. Gov.  
Gilchrist (D)

Senate



Sec. of State  
Benson (D)



Attorney Gen.  
Nessel (D)

# MI Legislature Over Time

**Michigan State Senate election results: 1990-2018**


Year	'90	'94	'98	'02	'06	'10	'14	'18
Democrats	18	16	15	16	17	12	11	16
Republicans	20	22	23	22	21	26	27	22

**Michigan House of Representatives election results: 1992-2020**


Year	'92	'94	'96	'98	'00	'02	'04	'06	'08	'10	'12	'14	'16	'18	'20
Democrats	55*	54	58	52	51	47	52	58	67	47	51	47	47	52	52
Republicans	55	56	52	58	59	63	58	52	43	63	59	63	63	58	58

# 23-24 Gender Makeup

**House**

	<b>Women</b>	<b>Men</b>
<b>Democratic</b> 	<b>32 (57%)</b>	<b>24 (43%)</b>
<b>Republican</b>	<b>13 (24%)</b>	<b>41 (76%)</b>
<b>TOTAL</b>	<b>45 (40%)</b>	<b>65 (60%)</b>

**Senate**

<b>Democratic</b> 	<b>12 (60%)</b>	<b>8 (40%)</b>
<b>Republican</b>	<b>3 (17%)</b>	<b>15 (83%)</b>
<b>TOTAL</b>	<b>15 (39%)</b>	<b>23 (61%)</b>

# 23-24 Committee Chairs



**Dayna Polehanki  
(D-Livonia)  
Senate Education**



**Darrin Camilleri  
(D-Brownstown Twp)  
Senate PK-12 Approps**



**Matt Koleszar  
(D-Plymouth)  
House Education**



**Regina Weiss  
(D-Oak Park)  
House K-12 Approps**

# MEA voice

ELECTION 2018  
MEA VOTING GUIDE  
*Page 19*  
LEADING CHANGE  
*Page 15*



## See Educators Run

# MEA voice

MEA LEGISLATIVE  
PRIORITIES 2023

VOUCHERS DEFEATED  
*Page 8*

MENTAL HEALTH  
+ VOC-ED  
*Page 17*



## Watch Educators Lead









# Year 2 Date

**What had happened was...**

*#tellingmestories*



**"No act shall take effect until the expiration of 90 days from the end of the session at which it was passed, but the legislature may give immediate effect to acts by a two-thirds vote of the members elected to and serving in each house."**



*Article IV, Section 27 of the Michigan Constitution*

# RTW Repeal

- **SB 34 (PA 8 of 2023)**
- **Repeals Right to Work for public and private employers in Michigan**
- **First state in the nation to reverse course on RTW**
- **Basically means nothing for schools b/c of *Janus* decision**
- **Could mean something if *Janus* is ever reversed**



# Prevailing Wage

- **HB 4007 (PA 10 of 2023)**
- **Requires that workers be paid a prevailing wage for "state projects"**
- **State projects includes school and municipal construction projects (incl. repairs, upgrades, etc.)**
- **Exception for projects funded with millages that already passed (not bonds)**



# A-F School Grades

- **HB 4166 (PA 34 of 2023)**
- **Repeal the state's A-F school accountability system**
- **School Index System, Parent Dashboard remain**
- **Good change, small impact**
  - **Federal school accountability never tied to letter grade system**
  - **Primarily eliminates duplicative law and system**

Final ACADEMIC MARKS						
1st Qtr	2nd Qtr	1st Sem	3rd Qtr	4th Qtr	Fnl Exm	Fnl Mrk
A	A		B+	B		B+
B+	C+		C+	C		C+
B+	B+		B+	B		B+
B	D+		C	C+		C+
B+	C					C+
B+	C		B+	B		B+

# Sinking Funds

- **SB 63 (PA 26 of 2023)**
- **Would allow dists to use sinking funds for transportation, incl.:**
  - **Student transportation vehicles**
  - **School maintenance vehicles**
  - **Repair and maintenance of those same vehicles**
- **Only applies to new millages passed after the law passed**
- **Got immediate effect**



# Reciprocity

- **SB 161-62**
- **Simplified process for out of state teachers & counselors to get MI certs.**
- **For Ts w/ 3 years experience, MDE could waive the MTTC & the 3 credit reading course entirely**
- **For Ts w/ a passing score on a teacher cert test other than the MTTC (e.g. Praxis), MDE could accept that score**
- **Allows MDE to accept certs from other countries or federally recognized tribes.**





# Looking Ahead

**The new new thing**

*#trending*

**What's Next?**



# Prohibited Subjects

- **HB 4354-57**
- **Repeals PA 260 of 2011**
  - Teacher placement
  - Layoff/recall
  - Evaluations
  - Discipline/discharge
  - Classroom observations
  - Merit pay
  - Ineffective teacher notification
- **Repeals prohibition on bargaining whether to contract non-instructional services**



# The One Off Fix

- New bill proposes to amend layoff/recall (sec. 1248)
- Goal: create a statutory process for teacher placement similar to that for layoff/recall
- Reality: proposed bill screws up layoff/recall statute without actually doing anything to fix teacher placement



# Other Prohibited Subjects

- **PA 112 of 1994**
- **Policyholder for health insurance**
- **Start day for school**
- **Composition of SIP committees**
- **Schools of choice participation**
- **Whether to charter**
- ~~**Whether to contract non-instructional services**~~
- **Use of volunteers**
- **Use/staffing of experimental/pilot programs & use of technology to deliver education**
- **Compensation or addtnl work assignment to allow recovery of monetary penalty under PERA**

# Step Freezes & Health Care

- **HB 4044**
- **Repeals PA 54 of 2011**
  - Step freezes when contracts expire
  - Employees pay all health care cost increases
  - Prohibition on retroactive pay and benefits



# Union Dues Collection

- **HB 4233**
- **Repeals prohibition on districts collecting union dues**
- **Could have been done in RTW, but was not**
- **Considerations for districts:**
  - Ease for employees who are union members
  - Cost for unions
  - Data for districts



# Retiree Return to Work

- **HB 4752**
- **Would allow retirees to return to work w/o a 9 month sit out**
- **Earnings capped at \$10K/year**
- **Leaves in place the option for 9 month sit out w/ unlimited earnings**
- **Time spent working under the cap resets the 9 month clock**



# Alternative Proposals

- **Higher income cap (\$25K+) to try to capture most or all support staff.**
- **Allow time spent working under the cap to count toward sit out**
- **30 day sit out w/ no earnings limits, but require that employers pay normal rate, UAAL, health care, etc.**



# Educator Evals

- **SB ??? & HB ?????**
- **Eliminate student growth**
- **Eliminate req to use state assessment data**
- **Eliminate HE category**
- **Biennial (or triennial) evaluations for anyone rated "effective"**
- **Rename the categories**
- **Limited rating appeal process expanded**





## **Educator Evals (contd.)**

- **Min length of observations**
- **Req for written evals and written feedback after observations**
- **Rating appeal process for tenured Ts w/ ineffective ratings includes mediation & grievance**
- **Additional training for evaluators**
- **Protections for admins expanded**



# Public Act 152 of 2011

- **Public Act 152 of 2011**
- **Limits amount that public employers are allowed to pay towards employee medical benefit plans.**
- **2 options:**
  - Hard cap (cap increases by medical CPI)
  - 80/20 (employers pay 80% of medical benefit plan costs, employees pay 20%)



# Health Care Re-Reform

- **Last year's bill**
  - 90/10 floor (instead of a cap)
  - Eliminate hard cap
- **Other possibilities**
  - Repeal
  - 80/20 floor (instead of a cap)
  - Raise hard cap
  - Tie hard cap increase to a different index





# Questions?

## Thank You!

You can find me at 517-896-5636,  
bob@massp.com or @BobKefgen