



STATE OF MICHIGAN  
DEPARTMENT OF EDUCATION  
LANSING

GRETCHEN WHITMER  
GOVERNOR

MICHAEL F. RICE, Ph.D.  
STATE SUPERINTENDENT

**MEMORANDUM**

**DATE:** March 16, 2021

**TO:** Local and Intermediate School District Superintendents  
Public School Academy Directors

**FROM:** Kyle Guerrant, Deputy Superintendent  
Finance and Operations KG

**SUBJECT:** Public Act 3 of 2021; Supplemental Appropriation Subsection 11r(4) for  
Fiscal Year 2020-2021 - MEMO #COVID-19-167

On March 9, 2021, Governor Gretchen Whitmer signed into law Public Act 3 of 2021 (PA 3) to provide supplemental appropriations for fiscal year (FY) 2020-2021. PA 3 appropriates federal funds approved in the Coronavirus Response and Relief Supplemental Appropriations (CRRSA) Act this past December and state School Aid Fund (SAF) dollars, for a total appropriation of \$1,009,162,100.

PA 3 includes a new subsection 11r(4), which appropriates \$136,000,000 in SAF to be distributed to districts through an equalization formula to ensure every district receives at least a \$450 per-pupil increase when combined with a district's Elementary and Secondary School Emergency Relief (ESSER) Fund formula allocation from subsections 11r(2) and 11r(3). To be eligible under 11r(4), districts are required to offer, but not necessarily have students participate in, at least 20 hours per week of in-person instruction to all pupils by March 22, 2021 to receive the equalization payment.

Eligible districts are also required to confirm adherence to the 20-hour per week requirement at each monthly board meeting.

State Superintendent Dr. Michael Rice sent a [letter](#) to legislative leaders this afternoon to seek clarity regarding the statute. This letter is relevant to a small subset of those districts eligible for funds under section 11r(4).

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All districts receiving ESSER formula funds or an equalization payment are required to submit a spending plan to the Michigan Department of Education (MDE) detailing how the district plans to use the funding. The spending plan is due to MDE by April 23, 2021. Details regarding the spending plan will be available under separate cover later this week.

This information is subject to updates as additional clarification and guidance are provided.

cc: Michigan Education Alliance  
Confederation of Michigan Tribal Education Directors