

HOUSE BILL No. 5441

February 6, 1990, Introduced by Reps. Jondahl, Miller, DeMars, Kilpatrick, Watkins, Bankes, Berman, Gubow, Pitoniak, Hollister, Harrison, Crandall, Gire and Munsell and referred to the Committee on Colleges and Universities.

A bill to establish a public service work-study employment program and a public service student volunteer program for certain students attending participating postsecondary schools; and to prescribe certain powers and duties of certain state agencies.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the
2 "public service work-study act".

3 Sec. 2. As used in this act:

4 (a) "Authority" means the Michigan higher education assist-
5 ance authority created by Act No. 77 of the Public Acts of 1960,
6 being sections 390.951 to 390.961 of the Michigan Compiled Laws.

7 (b) "PSWS" means the Michigan public service work-study
8 employment program established in section 3.

1 (c) "Public service employer" means a private nonprofit
2 agency or a public agency other than a college or university.

3 (d) "Public service employment" means employment with a
4 public service employer in work that is performed for the state
5 or community welfare rather than performed to benefit a particu-
6 lar interest or group and that is in 1 or more of the following
7 activities:

8 (i) Recycling or environmental preservation or protection.

9 (ii) Food banks, homeless shelters, or other poverty
10 programs.

11 (iii) Mental health services.

12 Sec. 3. (1) The Michigan public service work-study employ-
13 ment program is established to fund up to the full amount of an
14 eligible student's wages in part-time public service employment
15 and to enable eligible postsecondary schools to help eligible
16 students meet educational expenses by placement in that employ-
17 ment while attending an eligible postsecondary school.

18 (2) The public service student volunteer program is estab-
19 lished to provide reimbursement under section 11 for necessary
20 expenses incurred by eligible students who work on a volunteer
21 basis in activities that would be considered public service
22 employment if performed as an employee.

23 Sec. 4. A recognized postsecondary school in this state is
24 eligible to participate in the PSWS program if the postsecondary
25 school is a degree-granting institution approved by the state
26 board of education, the instructional programs are not comprised
27 solely of sectarian instruction or religious worship, and the

1 school participates in the federal work-study program under title
2 IV of the higher education act of 1965, Public Law 89-329. A
3 participating school, at its option, may offer academic credit to
4 students enrolled in the PSWS program.

5 Sec. 5. (1) A student is eligible to participate in the
6 PSWS program if the student meets all of the following
7 requirements:

8 (a) Has resided in this state continuously for the 12 months
9 preceding his or her application to the PSWS program and is not
10 considered a resident of any other state.

11 (b) Is not incarcerated in a corrections institute.

12 (c) Is enrolled in at least a half-time undergraduate pro-
13 gram of study at an eligible postsecondary school or meets the
14 requirements of subsection (5).

15 (d) Is a citizen or permanent resident of the United
16 States.

17 (e) Is not in default on a loan guaranteed by the
18 authority.

19 (f) Is certified by the financial aid officer at the post-
20 secondary school as needing employment in order to meet recog-
21 nized educational expenses.

22 (2) A student is eligible to participate in the public serv-
23 ice student volunteer program if he or she meets the requirements
24 of subsection (1)(a) through (e) and also meets the requirements
25 set forth in section 11.

26 (3) A student shall maintain satisfactory academic progress,
27 as defined by the postsecondary school in which the student is

1 enrolled, to remain eligible to participate in the PSWS program
2 or public service student volunteer program under this act.

3 (4) A full-time undergraduate student is not eligible to
4 participate in the PSWS program or the public service student
5 volunteer program for more than 15 terms or its equivalent in
6 semesters at any particular school.

7 (5) If a student possessing a degree at a given academic
8 level enrolls for a second degree at the same or lower academic
9 level, the authority shall include PSWS grants received by the
10 student when enrolled for the previous degree at the same or
11 lower level in determining the student's eligibility under this
12 act.

13 (6) A student may participate in the PSWS program or public
14 service student volunteer program during a period when he or she
15 is not enrolled at an eligible postsecondary school if all of the
16 following conditions are met:

17 (a) The student is otherwise eligible under this section or
18 section 11.

19 (b) The student was enrolled in at least a half-time under-
20 graduate program of study at an eligible postsecondary school for
21 the preceding quarter, term, or semester.

22 (c) The financial aid officer at the postsecondary school
23 determines that the period during which the student is not
24 enrolled will not exceed 4 months and the student is enrolled or
25 signs a statement of intention to enroll in at least a half-time
26 undergraduate program of study at the postsecondary school for
27 the next succeeding quarter, term, or semester.

1 Sec. 6. A public service employer is eligible to employ
2 students through the PSWS program if the employer meets all of
3 the following requirements:

4 (a) Enters into a signed agreement with an eligible postsec-
5 ondary school to provide public service employment for students
6 recommended by the school.

7 (b) Employs PSWS students only for public service
8 employment.

9 (c) Does not use PSWS students to displace employed
10 workers.

11 (d) Does not employ PSWS students to construct, operate, or
12 maintain a facility used, or to be used, solely for sectarian
13 instruction or as a place for religious worship; or for activity
14 espousing or promoting a partisan political position or
15 candidate.

16 (e) Does not pay PSWS students a wage that is less than the
17 full federal minimum wage established for employees more than 19
18 years of age.

19 Sec. 7. The amount of the PSWS grant to be paid for each
20 semester, trimester, or quarter shall be determined by the
21 authority based upon an evaluation of the family's financial
22 resources. A uniform criteria of need, as defined by the author-
23 ity, shall be used in evaluating the family's financial
24 resources.

25 Sec. 8. A student who receives other student financial aid
26 in the form of scholarship or grant may be eligible for PSWS
27 funds under this act if the total amount of the student's

1 scholarships and grants is less than the student's remaining
2 financial need. The PSWS, in combination with other student
3 financial aid, shall not exceed the amount of the student's
4 financial need as determined by uniform criteria of need as
5 defined by the authority.

6 Sec. 9. A PSWS grant shall not exceed the amount of educa-
7 tional costs for the full academic year as reported by the post-
8 secondary school in which the student is enrolled. If there are
9 not sufficient appropriated funds for the PSWS program to provide
10 each student with the grant amount for which the student is eli-
11 gible, the authority shall establish a maximum grant level for
12 that academic year.

13 Sec. 10. PSWS program funds shall be used only to pay up to
14 100% of student wages. PSWS program funds shall not be used for
15 the administrative costs of implementing or operating the post-
16 secondary school's PSWS program.

17 Sec. 11. (1) The authority shall administer the public
18 service student volunteer program in cooperation with other
19 appropriate public and private agencies.

20 (2) The authority shall reimburse an eligible student for
21 transportation, equipment, uniform, food, and other necessary
22 expenses incurred in providing services for a public service
23 employer if all of the following conditions are met:

24 (a) The student does not receive or expect to receive pay-
25 ment of wages for providing the services.

26 (b) The student voluntarily performs the services.

1 (c) The services performed would be considered public
2 service employment if performed as an employee.

3 (d) The public service employer certifies to the authority
4 that the student has performed the services and that the expenses
5 subject to reimbursement were necessarily incurred by the student
6 in providing the services.

7 (3) The amount of expenses reimbursed under this section
8 shall not exceed \$1,500.00 per academic year for each participat-
9 ing student, and the authority may establish a lower maximum
10 amount for an academic year if the authority determines that a
11 lower maximum amount is necessary because of the amount of funds
12 appropriated for the public service student volunteer program for
13 that academic year.

14 Sec. 12. The authority shall promulgate rules to implement
15 this act pursuant to the administrative procedures act of 1969,
16 Act No. 306 of the Public Acts of 1969, being sections 24.201 to
17 24.328 of the Michigan Compiled Laws.