



# HOUSE BILL No. 5007

August 31, 1993, Introduced by Reps. McNutt, Vorva, Martin, Sikkema, Profit, London and Galloway and referred to the Committee on Higher Education.

A bill to provide free tuition at state public institutions of higher education for children and surviving spouses of Michigan police officers killed in the line of duty; and to provide for an appropriation.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 1. This act shall be known and may be cited as the  
2 "police officer's survivor tuition act".

3       Sec. 2. As used in this act:

4       (a) "Child" means an individual who is a natural or adopted  
5 child of a deceased Michigan police officer and who was under the  
6 age of 21 at the time of the Michigan police officer's death.

7       (b) "Department" means the department of education.

8       (c) "Killed" means that the Michigan police officer's death  
9 is the direct and proximate result of a traumatic injury or a

1 disease or condition caused by or resulting from a traumatic  
2 injury.

3 (d) "Line of duty" means an action that a Michigan police  
4 officer is obligated or authorized to perform by rule, regula-  
5 tion, condition of employment or service, or law, including, but  
6 not limited to, a social, ceremonial, or athletic function that  
7 the Michigan police officer is assigned to or compensated for by  
8 the public agency he or she serves.

9 (e) "Michigan police officer" means a sheriff or sheriff's  
10 deputy of a sheriff's department in this state; village or town-  
11 ship marshal of a village or township in this state; officer of  
12 the police department of any city, village, or township in this  
13 state; officer of the Michigan state police; or any other police  
14 officer or law enforcement officer trained and certified pursuant  
15 to the Michigan law enforcement officers training council act of  
16 1965, Act No. 203 of the Public Acts of 1965, being sections  
17 28.601 to 28.616 of the Michigan Compiled Laws.

18 (f) "Occupational disease" means a disease that routinely  
19 constitutes a special hazard in, or is commonly regarded as con-  
20 comitant of, the Michigan police officer's occupation.

21 (g) "State institution of higher education" means a public  
22 community or junior college established under section 7 of arti-  
23 cle VIII of the state constitution of 1963 or part 25 of the  
24 school code of 1976, Act No. 451 of the Public Acts of 1976,  
25 being sections 380.1601 to 380.1607 of the Michigan Compiled  
26 Laws, or a state university described in section 4, 5, or 6 of  
27 article VIII of the state constitution of 1963.

1 (h) "Traumatic injury" means a wound or the condition of the  
2 body caused by external force, including, but not limited to, an  
3 injury inflicted by bullet, explosive, sharp instrument, blunt  
4 object or other physical blow, chemical, electricity, climatic  
5 condition, infectious disease, radiation, or bacteria, but  
6 excluding an injury resulting from stress, strain, or occupa-  
7 tional disease.

8 Sec. 3. A state institution of higher education shall waive  
9 tuition for each child and surviving spouse of a Michigan police  
10 officer who has been or is killed in the line of duty if the  
11 child or surviving spouse meets all of the following  
12 requirements:

13 (a) Applies, qualifies, and is admitted as a full-time,  
14 part-time, or summer school student.

15 (b) Is a legal resident of the state for at least the 12  
16 consecutive months immediately preceding his or her application.

17 (c) Applies to the department for tuition waiver under this  
18 act and provides evidence satisfactory to the department that he  
19 or she is the child or the surviving spouse of a Michigan police  
20 officer who was killed in the line of duty and that he or she  
21 meets the other requirements of this section.

22 (d) For a child of a Michigan police officer who was killed  
23 in the line of duty, applies under subdivision (c) for the first  
24 time before the age of 21.

25 (e) For a child of a Michigan police officer who was killed  
26 in the line of duty, is age 24 or under as of the beginning of  
27 the term or semester for which the tuition waiver is sought.

1       Sec. 4. (1) Upon receiving an application under  
2 section 3(c), the department shall determine whether the appli-  
3 cant meets the requirements of section 3 and, if so, shall  
4 approve the application and notify the state institution of  
5 higher education that the application has been approved.

6       (2) Upon application by the state institution of higher edu-  
7 cation, the department annually shall reimburse each state insti-  
8 tution of higher education for the total amount of tuition waived  
9 during the immediately preceding fiscal year under section 3.  
10 The department annually shall report to the legislature the  
11 number of individuals for whom tuition has been waived at each  
12 state institution of higher education and the total amounts to be  
13 paid under this act for that fiscal year.

14       Sec. 5. The department shall provide the necessary forms  
15 and applications and shall cooperate with the state institutions  
16 of higher education in developing efficient procedures for imple-  
17 menting the purposes of this act.

18       Sec. 6. The legislature annually shall appropriate the  
19 funds necessary to implement this act.