



HOUSE BILL No. 5256

EXECUTIVE BUDGET BILL

December 23, 1993, Introduced by Reps. Gilmer, McBryde, Stille, Oxender, Walberg and Bobier and referred to the Committee on Appropriations.

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 1995; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, and officers.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 101. There is appropriated for the state institutions of
2 higher education and certain state purposes related to education, and
3 subject to the conditions set forth in this act, for the fiscal year
4 ending September 30, 1995, from the funds identified as follows:

5 HIGHER EDUCATION

6 APPROPRIATIONS SUMMARY:

1	GROSS APPROPRIATION	\$	1,360,926,935
2	Total interdepartmental grants and		
3	intradepartmental transfers		0
4	ADJUSTED GROSS APPROPRIATION	\$	1,360,926,935
5	Federal revenues:		
6	Total federal revenues		4,549,700
7	Special revenue funds:		
8	Total local revenues		0
9	Total private revenues		0
10	Total other state restricted revenues		0
11	State general fund/general purpose	\$	1,356,377,235
12	CENTRAL MICHIGAN UNIVERSITY		
13	Operations	\$	61,518,039
14	Martin Luther King, Jr.-Cesar Chavez-Rosa		
15	Parks college day		85,765
16	Martin Luther King, Jr.-Cesar Chavez-Rosa		
17	Parks future faculty fellowships		<u>114,389</u>
18	GROSS APPROPRIATION	\$	61,718,193
19	Appropriated from:		
20	State general fund/general purpose	\$	61,718,193
21	EASTERN MICHIGAN UNIVERSITY		
22	Operations	\$	68,284,978
23	Martin Luther King, Jr.-Cesar Chavez-Rosa		
24	Parks college day		101,930
25	Martin Luther King, Jr.-Cesar Chavez-Rosa		
26	Parks future faculty fellowships		<u>114,080</u>
27	GROSS APPROPRIATION	\$	68,500,988
28	Appropriated from:		
29	State general fund/general purpose	\$	68,500,988

1 FERRIS STATE UNIVERSITY

2 Operations \$ 42,515,073

3 Martin Luther King, Jr.-Cesar Chavez-Rosa

4 Parks college day 53,024

5 Martin Luther King, Jr.-Cesar Chavez-Rosa

6 Parks future faculty fellowships 34,389

7 GROSS APPROPRIATION \$ 42,602,486

8 Appropriated from:

9 State general fund/general purpose \$ 42,602,486

10 GRAND VALLEY STATE UNIVERSITY

11 Operations \$ 34,225,897

12 Martin Luther King, Jr.-Cesar Chavez-Rosa

13 Parks college day 36,139

14 Martin Luther King, Jr.-Cesar Chavez-Rosa

15 Parks future faculty fellowships 34,389

16 GROSS APPROPRIATION \$ 34,296,425

17 Appropriated from:

18 State general fund/general purpose \$ 34,296,425

19 LAKE SUPERIOR STATE UNIVERSITY

20 Operations \$ 10,880,212

21 Martin Luther King, Jr.-Cesar Chavez-Rosa

22 Parks college day 13,590

23 Martin Luther King, Jr.-Cesar Chavez-Rosa

24 Parks future faculty fellowships 34,389

25 GROSS APPROPRIATION \$ 10,928,191

26 Appropriated from:

27 State general fund/general purpose \$ 10,928,191

28 MICHIGAN STATE UNIVERSITY

29 Operations \$ 237,461,647

1	Martin Luther King, Jr.-Cesar Chavez-Rosa	
2	Parks college day	211,480
3	Martin Luther King, Jr.-Cesar Chavez-Rosa	
4	Parks future faculty fellowships	<u>114,492</u>
5	GROSS APPROPRIATION	\$ 237,787,619
6	Appropriated from:	
7	State general fund/general purpose	\$ 237,787,619
8	MICHIGAN TECHNOLOGICAL UNIVERSITY	
9	Operations	\$ 41,694,286
10	Martin Luther King, Jr.-Cesar Chavez-Rosa	
11	Parks college day	34,903
12	Martin Luther King, Jr.-Cesar Chavez-Rosa	
13	Parks future faculty fellowships	<u>114,492</u>
14	GROSS APPROPRIATION	\$ 41,843,681
15	Appropriated from:	
16	State general fund/general purpose	\$ 41,843,681
17	NORTHERN MICHIGAN UNIVERSITY	
18	Operations	\$ 40,806,021
19	Martin Luther King, Jr.-Cesar Chavez-Rosa	
20	Parks college day	39,022
21	Martin Luther King, Jr.-Cesar Chavez-Rosa	
22	Parks future faculty fellowships	<u>34,389</u>
23	GROSS APPROPRIATION	\$ 40,879,432
24	Appropriated from:	
25	State general fund/general purpose	\$ 40,879,432
26	OAKLAND UNIVERSITY	
27	Operations	\$ 36,965,102
28	Martin Luther King, Jr.-Cesar Chavez-Rosa	
29	Parks college day	60,334

1	Martin Luther King, Jr.-Cesar Chavez-Rosa		
2	Parks future faculty fellowships	<u>114,492</u>	
3	GROSS APPROPRIATION	\$	37,139,928
4	Appropriated from:		
5	State general fund/general purpose	\$	37,139,928
6	SAGINAW VALLEY STATE UNIVERSITY		
7	Operations	\$	17,331,223
8	Martin Luther King, Jr.-Cesar Chavez-Rosa		
9	Parks college day		24,504
10	Martin Luther King, Jr.-Cesar Chavez-Rosa		
11	Parks future faculty fellowships	<u>34,389</u>	
12	GROSS APPROPRIATION	\$	17,390,116
13	Appropriated from:		
14	State general fund/general purpose	\$	17,390,116
15	UNIVERSITY OF MICHIGAN-ANN ARBOR		
16	Operations	\$	279,975,375
17	Martin Luther King, Jr.-Cesar Chavez-Rosa		
18	Parks college day		173,076
19	Martin Luther King, Jr.-Cesar Chavez-Rosa		
20	Parks future faculty fellowships	<u>114,492</u>	
21	GROSS APPROPRIATION	\$	280,262,943
22	Appropriated from:		
23	State general fund/general purpose	\$	280,262,943
24	UNIVERSITY OF MICHIGAN-DEARBORN		
25	Operations	\$	19,182,743
26	Martin Luther King, Jr.-Cesar Chavez-Rosa		
27	Parks college day		31,814
28	Martin Luther King, Jr.-Cesar Chavez-Rosa		
29	Parks future faculty fellowships	<u>34,389</u>	

1	GROSS APPROPRIATION	\$	19,248,946
2	Appropriated from:		
3	State general fund/general purpose	\$	19,248,946
4	UNIVERSITY OF MICHIGAN-FLINT		
5	Operations	\$	17,313,643
6	Martin Luther King, Jr.-Cesar Chavez-Rosa		
7	Parks college day		28,108
8	Martin Luther King, Jr.-Cesar Chavez-Rosa		
9	Parks future faculty fellowships		<u>34,389</u>
10	GROSS APPROPRIATION	\$	17,376,140
11	Appropriated from:		
12	State general fund/general purpose	\$	17,376,140
13	WAYNE STATE UNIVERSITY		
14	Operations	\$	193,773,982
15	Martin Luther King, Jr.-Cesar Chavez-Rosa		
16	Parks college day		145,894
17	Martin Luther King, Jr.-Cesar Chavez-Rosa		
18	Parks future faculty fellowships		114,492
19	Joseph F. Young, Sr. psychiatric research and		
20	training program		<u>5,113,770</u>
21	GROSS APPROPRIATION	\$	199,148,138
22	Appropriated from:		
23	State general fund/general purpose	\$	199,148,138
24	WESTERN MICHIGAN UNIVERSITY		
25	Operations	\$	99,044,020
26	Martin Luther King, Jr.-Cesar Chavez-Rosa		
27	Parks college day		101,827
28	Martin Luther King, Jr.-Cesar Chavez-Rosa		
29	Parks future faculty fellowships		<u>114,492</u>

1	GROSS APPROPRIATION	\$	88,260,339
2	Appropriated from:		
3	State general fund/general purpose	\$	88,260,339
4	STATE AND REGIONAL PROGRAMS		
5	Agricultural experiment station	\$	24,184,997
6	Cooperative extension service		21,362,462
7	Michigan molecular institute		154,500
8	Midwestern higher education commission		<u>58,000</u>
9	GROSS APPROPRIATION	\$	45,759,959
10	Appropriated from:		
11	State general fund/general purpose	\$	45,759,959
12	CONSORTIA		
13	Grand Rapids applied technology center	\$	<u>412,000</u>
14	GROSS APPROPRIATION	\$	412,000
15	Appropriated from:		
16	State general fund/general purpose	\$	412,000
17	MARTIN LUTHER KING, JR.-CESAR CHAVEZ-ROSA		
18	PARKS PROGRAM		
19	Select student supportive services	\$	1,723,293
20	Michigan college/university partnership program		516,988
21	Visiting professors program		<u>145,230</u>
22	GROSS APPROPRIATION	\$	2,385,511
23	Appropriated from:		
24	State general fund/general purpose	\$	2,385,511
25	GRANTS AND FINANCIAL AID		
26	State competitive scholarships	\$	29,769,095
27	Tuition grants		51,981,284
28	Michigan work study program		6,418,826
29	Part-time independent student program		2,324,654

1	Grant for Michigan resident dental graduates	4,045,710
2	Grant for general degree graduates	4,648,887
3	Grant for allied health graduates	748,772
4	Grant for Indian tuition waivers	3,097,681
5	Michigan education opportunity grants	1,825,991
6	Paul Douglas teacher scholarship program	750,000
7	Robert C. Byrd honors scholarship program	500,000
8	Tuition incentive program/high school completion	<u>8,875,000</u>
9	GROSS APPROPRIATION	\$ 114,985,900

10 Appropriated from:

11 Federal revenues:

12	Higher education act of 1965, title IV, 20 U.S.C.	3,299,700
13	Higher education act of 1965, title V, part E . . .	750,000
14	Higher education act of 1965, title IV, part A . . .	500,000
15	State general fund/general purpose	\$ 110,436,200

16 GENERAL SECTIONS

17 Sec. 201. In accordance with the provisions of section 30 of
18 article IX of the state constitution of 1963, total state spending in
19 this bill is \$1,356,377,235.00 and state spending to units of local
20 government is as follows:

21 Grants and Financial Aid

22	Indian tuition waiver	\$ 986,000
23	Tuition incentive program (TIP)	7,972,000
24	Part-time independent student program	1,370,000
25	Michigan education opportunity grant	831,000
26	Michigan work study	1,868,000
27	Total	\$ 13,027,000

28 Sec. 202. (1) For institutions with fiscal years ending June 30,
29 1995, the sums appropriated in this act are appropriated for their

1 fiscal years ending June 30, 1995 and shall be paid out of the state
2 treasury and distributed by the state treasurer to the respective
3 institutions in 9 monthly installments for the period October 1, 1994
4 to June 30, 1995 pursuant to Act No. 190 of the Public Acts of 1991,
5 being sections 487.2101 to 487.2104 of the Michigan Compiled Laws. For
6 an institution with a fiscal year ending September 30, 1995, the sums
7 appropriated in this act are appropriated for their fiscal year ending
8 September 30, 1995 and shall be paid out of the state treasury and
9 distributed by the state treasurer in 12 monthly installments for the
10 period October 1, 1994 to September 30, 1995 pursuant to Act No. 190 of
11 the Public Acts of 1991, being sections 487.2101 to 487.2104 of the
12 Michigan Compiled Laws. If the appropriations for the Martin Luther
13 King, Jr.-Cesar Chavez-Rosa Parks programs are not committed or awarded
14 by April 1, 1995, the funds shall become subject to legislative
15 transfer. Any unexpended and unencumbered funds remaining on September
16 30, 1995 from the amount appropriated for the Martin Luther King,
17 Jr.-Cesar Chavez-Rosa Parks programs shall lapse on September 30, 1995
18 and shall be returned to the state general fund. The amount distributed
19 to an institution shall not exceed the net appropriations plus
20 additional distributions specifically authorized by this act.

21 (2) A detailed description of procedures utilized to arrive at the
22 amounts appropriated in section 101 shall be submitted to each
23 institution by the senate and house fiscal agencies.

24 Sec. 203. Money received by the state from the federal government
25 or private sources for the use of a college or university is
26 appropriated for the purpose for which it was provided. The acceptance
27 and use of federal or private funds shall not place an obligation upon
28 the legislature to continue the purposes for which the funds are made

1 available.

2 Sec. 204. The appropriations made and the expenditures authorized
3 under this act and the institutions, departments, agencies,
4 commissions, boards, offices, and programs for which an appropriation
5 is made under this act are subject to the management and budget act,
6 Act No. 431 of the Public Acts of 1984, being sections 18.1101 to
7 1st 1594 of the Michigan Compiled Laws.

8 Sec. 205. (1) Guidelines and procedures developed by the state
9 universities, through the presidents council, and in cooperation with
10 the Michigan commission on Indian affairs and the Michigan department
11 of education, shall be used to ensure accurate and consistent reporting
12 of North American Indian student enrollments. The distribution of
13 campus-based financial aid awards which are designated for students on
14 the basis of their North American Indian status shall comply with the
15 guidelines and procedures developed pursuant to this section.

16 (2) As used in this section, "North American Indian" means that
17 term as defined in section 2 of Act No. 174 of the Public Acts of 1976,
18 being section 390.1252 of the Michigan Compiled Laws or as certified by
19 a tribal organization.

20 Sec. 206. All universities shall furnish all program and
21 financial information that is required by and in a manner prescribed by
22 the state budget director or the house or senate appropriations
23 committee.

24 Sec. 207. (1) The Michigan higher education database committee in
25 the department of management and budget consists of 1 representative
26 each from the department of management and budget, the department of
27 education, the house fiscal agency, the senate fiscal agency, the
28 Michigan association of public community colleges, presidents council

1 Michigan public colleges and universities, and the association of
2 independent colleges and universities of Michigan. The 7
3 representatives are appointed by the directors of their respective
4 departments, association, or council.

5 (2) The charge of the committee is to review and propose revisions
6 in the higher education databases maintained by the department of
7 management and budget and the department of education to provide for a
8 single comprehensive higher education database that will not diminish
9 information currently available to the legislature or institutions of
10 higher education.

11 (3) The committee shall have, but not be limited to, all of the
12 following purposes:

13 (a) To establish procedures for the integration of existing
14 databases.

15 (b) To establish procedures for annually reporting and auditing
16 information in standard formats in the comprehensive higher education
17 database in a computer-based format.

18 (c) To periodically review the accuracy and uniformity of the
19 submissions of information.

20 (d) To establish a procedure for periodically reviewing the total
21 information system and the specific elements of the system to clarify
22 the definitions of such elements and to add, delete, or modify data
23 elements as may be appropriate to assure the comprehensiveness and
24 accuracy of the data system.

25 (e) To provide procedures by which the executive branch,
26 legislature, and institutions of higher education may have prompt,
27 on-line access to the higher education database.

28 (4) The committee shall report its recommendations and actions

1 taken pursuant to those recommendations semi-annually to the director
2 of the department of management and budget and to both houses of the
3 legislature.

4 GRANTS AND FINANCIAL AID

5 Sec. 301. (1) Payments of the amounts included in section 101 for
6 the state competitive scholarship program shall be distributed pursuant
7 to Act No. 208 of the Public Acts of 1964, being sections 390.971 to
8 390.981 of the Michigan Compiled Laws. The maximum per award shall be
9 \$1,200.00.

10 (2) The Michigan higher education assistance authority shall
11 implement a proportional competitive scholarship maximum award level
12 for recipients enrolled less than full-time in a given semester or
13 term.

14 (3) If a student who receives an award under this section has his
15 or her tuition and fees paid under the Michigan educational trust
16 program and still has financial need, the funds awarded under this
17 section may be used for educational expenses other than tuition and
18 fees.

19 Sec. 302. (1) The amounts appropriated in section 101 for the
20 state tuition grant program shall be distributed pursuant to Act No.
21 313 of the Public Acts of 1966, being sections 390.991 to 390.997a of
22 the Michigan Compiled Laws. The maximum per grant shall be \$2,300.00.

23 (2) Tuition grant awards shall be made to all eligible Michigan
24 residents who apply before September 1, 1994, and who are qualified.

25 (3) The Michigan higher education assistance authority shall
26 determine an actual maximum tuition grant award per student that
27 ensures that the aggregate payments for the tuition grant program do
28 not exceed the appropriation contained in section 101 for the state

1 tuition grant program. By October 15, 1994, and again by December 15,
2 1994, the authority shall analyze the status of award commitments,
3 shall make any necessary adjustments, and shall confirm that those
4 award commitments will not exceed the appropriation contained in
5 section 101 for the tuition grant program. The determination and
6 actions shall be reported to the department of management and budget
7 and the house and senate appropriation subcommittees on higher
8 education no later than December 15, 1994. If award adjustments are
9 necessary, the students shall be notified of the adjustment by the
10 third Monday in January.

11 (4) Any unexpended and unencumbered funds remaining on September
12 30, 1995 from the amounts appropriated in section 101 for the tuition
13 grant program shall not lapse on September 30, 1995, but shall continue
14 to be available for expenditure for tuition grants provided in the
15 1995-96 fiscal year.

16 (5) The Michigan higher education assistance authority shall
17 continue a proportional tuition grant maximum award level for
18 recipients enrolled less than full-time in a given semester or term.

19 Sec. 303. (1) Included in the appropriation in section 101 is
20 funding for the Michigan work study program established under Act No.
21 288 of the Public Acts of 1986, being sections 390.1371 to 390.1382 of
22 the Michigan Compiled Laws, and Act No. 303 of the Public Acts of 1986,
23 being sections 390.1321 to 390.1332 of the Michigan Compiled Laws. An
24 effort should be made by each institution participating in the Michigan
25 work study program to assure that not less than 10% of those
26 undergraduate, graduate, and professional students eligible to
27 participate in the program are placed with for-profit employers no
28 later than December 31, 1994.

1 (2) The Michigan higher education assistance authority shall
2 allocate funds to institutions eligible for work study money based upon
3 each institution's specific Pell grant index and each institution's
4 utilization rate of work study funds for the 3 most recent years for
5 which statistics are available.

6 (3) The Michigan higher education assistance authority shall set
7 aside not more than 5% of the total work study appropriation to process
8 requests from participating institutions for allocation adjustments.
9 Allocation adjustments shall be based on criteria set by the authority
10 prior to making the allocations under subsection (2).

11 Sec. 304. (1) Payments of the amounts included in section 101 for
12 the general degree reimbursement program established under Act No. 75
13 of the Public Acts of 1974, being sections 390.1021 to 390.1027 of the
14 Michigan Compiled Laws, shall be made for all degrees identified in
15 section 1(1) of Act No. 75 of the Public Acts of 1974, being section
16 390.1021 of the Michigan Compiled Laws, except doctor of dental
17 surgery, doctor of dental medicine, juris doctor law, and allied health
18 degrees.

19 (2) The reimbursement rate per eligible degree shall be the
20 equally prorated amount permitted by the appropriation, except that the
21 amount of the reimbursement for each associate degree shall be 1/2 of
22 the rate of reimbursement for the other degrees eligible under
23 subsection (1) for the general degree reimbursement program.

24 (3) From the general degree reimbursement program, \$135,300.00
25 shall be provided to Spring Arbor College for the southern Michigan
26 state prison program.

27 (4) From the general degree reimbursement program, \$200,500.00
28 shall be provided to the University of Detroit-Mercy for graduate

1 research aid.

2 (5) From the general degree reimbursement program, \$30,100.00
3 shall be provided to Marygrove College for learning clinics.

4 (6) From the general degree reimbursement program, \$50,000.00
5 shall be provided to Suomi College for career education programs.

6 Sec. 305. The reimbursement rate per eligible degree under the
7 allied health degree reimbursement program established under Act No. 75
8 of the Public Acts of 1974, being sections 390.1021 to 390.1027 of the
9 Michigan Compiled Laws, shall be the equally prorated amount permitted
10 by the appropriation included in section 101.

11 Sec. 306. Funds disbursed through the degree reimbursement
12 programs shall not be used by any recipient institution for theology or
13 divinity programs.

14 Sec. 307. The funds appropriated in section 101 for the American
15 Indian tuition waiver reimbursement established under Act No. 174 of
16 the Public Acts of 1976, being sections 390.1251 to 390.1253 of the
17 Michigan Compiled Laws, are to reimburse tuition waivers granted by
18 colleges before September 30, 1993. Only those expenses classified as
19 in-state resident tuition charges are eligible for reimbursement,
20 except that if a student who receives an award under this section has
21 his or her tuition and fees paid under the Michigan educational trust
22 program and still has financial need, the funds awarded under this
23 section may be used for educational expenses other than tuition and
24 fees.

25 Sec. 308. The auditor general shall audit selected enrollments,
26 degrees, and awards at selected independent colleges and universities
27 receiving awards administered by the department of education. The
28 audits shall be based upon definitions and requirements established by

1 the department of management and budget and the senate and house fiscal
2 agencies. The auditor general shall submit a report of findings to the
3 senate and house appropriations committees not later than May 1, 1995.

4 Sec. 309. The sums appropriated in section 101 for the student
5 financial aid and degree reimbursement programs shall be paid out of
6 the state treasury and shall be distributed to the respective
7 institutions in accordance with a quarterly payment system as follows:

8 (a) For the state competitive scholarship, tuition incentive, and
9 tuition grant programs, 40% shall be paid at the beginning of the
10 state's first fiscal quarter, 40% at the beginning of the state's
11 second fiscal quarter, 10% at the beginning of the state's third fiscal
12 quarter, and 10% at the beginning of the state's fourth fiscal quarter.

13 (b) For the work-study program, payments shall be made in 9
14 monthly installments from October 1 to June 30 of any year.

15 (c) For the part-time independent student program and Michigan
16 education opportunity grant program, 50% shall be paid at the beginning
17 of the state's first fiscal quarter, 25% at the beginning of the
18 state's second fiscal quarter, and 25% at the beginning of the state's
19 third fiscal quarter.

20 (d) For the general degree reimbursement program, allied health
21 degree reimbursement program, Michigan resident dental grant program,
22 Indian tuition waiver program, and Paul Douglas teacher scholarship
23 program, 50% shall be paid at the beginning of the state's first fiscal
24 quarter and 50% at the beginning of the state's second fiscal quarter
25 after the number of earned degrees conferred and total amounts to be
26 paid are certified.

27 (e) For the Byrd honor scholarship program, 100% shall be
28 allocated in the last quarter of the state's fiscal year.

1 Sec. 310. The Michigan higher education assistance authority
2 shall determine the needs analysis criteria for students to qualify for
3 the competitive scholarship program and tuition grant program. To be
4 consistent with federal requirements, student wages may be taken into
5 consideration when determining the amount of the award.

6 Sec. 311. (1) The funds appropriated in section 101 for the
7 tuition incentive program/high school completion program shall be
8 distributed as provided in this section, and pursuant to the
9 administrative procedure for the tuition incentive program/high school
10 completion program in the department of social services.

11 (2) As used in this section, "phase I" means the first part of the
12 tuition incentive program assistance defined as the academic period of
13 80 semester or 120 term credits, or less, leading to an associates
14 degree or certificate, and "phase II" means the second part which
15 provides assistance in the 3rd and 4th year of 4-year degree programs.
16 "Department" means the department of social services.

17 (3) A person shall meet basic criteria and financial thresholds
18 specified in subdivisions (a), (b), and (c) below to be eligible for
19 tuition incentive benefits:

20 (a) To participate in phase I a person must:

21 (i) Graduate from high school or complete the general education
22 development (GED) certificate not more than 4 years prior to
23 application.

24 (ii) be less than 20 years of age at the time of graduation or GED
25 completion.

26 (iii) be a United States citizen and a resident of Michigan
27 according to institutional criteria.

28 (iv) be at least a half-time student, earning less than 80

1 semester and 120 term credits at a participating educational
2 institution within four years of high school graduation or GED
3 certificate completion.

4 (b) To qualify for phase II a person must also:

5 (i) Complete at least 56 transferable semester or 84 transferable
6 term credits.

7 (ii) Obtain an associates degree or certificate at a participating
8 institution.

9 (c) Financial eligibility for both phase I and phase II of the
10 program is determined by the department of social services. The
11 department shall verify a person as eligible for the tuition incentive
12 program based on 24 months of Medicaid eligibility within the last 36
13 months. Certification may begin in the sixth grade and may occur
14 through the time of enrollment in a participating institution.

15 (4) For phase I, the state department of social services shall
16 provide payment on behalf of a person eligible under subsection (3).
17 The department shall reject billings that are excessive or outside the
18 guidelines for the type of educational institution. Payments for
19 associate degree or certificate programs shall not be made for more
20 than 80 semester or 120 term credits for any individual student at any
21 participating institution.

22 (a) For persons enrolled at a Michigan community college, the
23 department shall pay the current in-district tuition and mandatory
24 fees. For those persons residing in an area that is not included in
25 any community college district the out-of-district tuition rate may be
26 authorized.

27 (b) For persons that are enrolled at a Michigan public university,
28 a Michigan independent, non-profit degree granting college or

1 university, or a Michigan federal tribally controlled community college
2 the department's per credit payment shall not exceed the average
3 community college in-district tuition rates as reported on August 1,
4 for the preceding academic year, and mandatory fees for the current
5 year.

6 (5) For phase II, a person participating in this program may be
7 eligible for additional funds up to a maximum payment of \$500.00 per
8 semester or \$400.00 per term is allowed until the maximum of \$2,000.00
9 is reached subject to the following conditions:

10 (a) the credits are earned in a 4-year program at a Michigan
11 degree granting 4-year college or university.

12 (b) The tuition reimbursement is for coursework completed within
13 30 months of completion of the phase I requirements.

14 (6) Program payments shall not be used by any recipient for
15 theology or divinity courses.

16 (7) The department of social services shall work closely with
17 participating institutions to develop an application and eligibility
18 determination process that will provide the highest level of
19 participation while ensuring that all requirements of the program are
20 met.

21 (8) Applications for the tuition incentive program may be approved
22 at any time after the student completes the sixth grade. If a
23 determination of financial eligibility is made, that determination is
24 valid as long as the student meets all other program requirements, and
25 conditions, including the economic status conditions in (11).

26 (9) The institution must insure that all known available
27 restricted grants for tuition and fees are used prior to billing the
28 tuition incentive program for any portion of the students tuition and

1 fees.

2 (10) The state auditor general shall conduct a specific audit of
3 the tuition incentive program during the 1994-95 year. Auditing of the
4 program may also be done by the state auditor general as part of the
5 regular audit of each educational institution or an audit of the
6 department of social services. The audits may be random or cyclical.
7 Failure to document necessary information in the student's financial
8 aid file may result in nonpayment to the institution or in recoupment.
9 The educational institutions must maintain all records relating to
10 tuition incentive students for three years after the last billing
11 invoice has been paid.

12 (11) After October 1, 1994 all tuition incentive program documents
13 shall indicate that once granted eligibility, a person remains eligible
14 unless their economic status changes such that the family income
15 exceeds 250% of the federal poverty levels. In these cases, the
16 educational institution should provide assistance in the identification
17 of financial aid alternatives.

18 (12) The department of social services shall ensure that the
19 tuition incentive program is well publicized and that potentially
20 eligible medicaid clients are provided information on the program.

21 **STATE UNIVERSITIES**

22 Sec. 401. Adjustments in funding for university operations
23 reflect a combination of general increases and special one-time
24 adjustments for schools with low levels of state appropriations
25 relative to student populations and missions. They do not reflect an
26 endorsement of an ongoing formula for funding universities.

27 Sec. 402. The University of Michigan biological station at
28 Douglas Lake in Cheboygan County is regarded as a unique resource and

1 is designated as a special research reserve. It is the intent of the
2 legislature to protect and preserve the unique long-term research value
3 and capabilities of the biological station area and Douglas Lake. The
4 legislature further intends that no state programs or policies be
5 developed that would have a deleterious impact on the research value of
6 Douglas Lake.

7 Sec. 403. (1) Included in section 101 is an appropriation to Wayne
8 State University for the Joseph F. Young, Sr. psychiatric research and
9 training program. Wayne State University shall use these funds for
10 psychiatric laboratory and clinical research, training, and treatment
11 services. Within the available appropriation, services shall not be
12 denied to any patient who meets established research guidelines for
13 treatment on the basis of personal financial circumstances, age,
14 geographic residence, or projected/actual length of treatment as
15 medically warranted.

16 (2) Wayne State University shall report the following information
17 to the department of mental health by April 1, 1995 with a status
18 update report on September 30, 1995:

19 (a) The number and type of psychiatric research projects to be
20 funded by this appropriation.

21 (b) The number and type of students to be trained and the location
22 of training funded by this appropriation.

23 (c) Demographic data regarding the number and profile of patients
24 to receive psychiatric services funded by the appropriation and a
25 profile of the services provided.

26 (d) A summary budget outlining major expenditure categories and
27 any first and third party reimbursements.

28 (3) Copies of these reports shall also be provided to the house

1 and senate appropriations higher education subcommittees, the house and
2 senate appropriations mental health subcommittees, the house and senate
3 fiscal agencies, and the department of management and budget.

4 **MARTIN LUTHER KING, JR.-CESAR CHAVEZ-ROSA PARKS PROGRAMS**

5 Sec. 501. (1) Included in the appropriation for each public
6 university in section 101 is funding for the Martin Luther King,
7 Jr.-Cesar Chavez-Rosa Parks future faculty program, that is intended to
8 increase the pool of minority candidates pursuing full-time faculty
9 teaching careers in postsecondary education in this state.

10 (2) The program shall be administered by each university in a
11 manner prescribed by the office of minority equity in the Michigan
12 department of education.

13 Sec. 502. (1) Included in the appropriation for each public
14 university in section 101 is funding for the Martin Luther King,
15 Jr.-Cesar Chavez-Rosa Parks college day program that is intended to
16 introduce school children underrepresented in postsecondary education
17 to the potential of a college education.

18 (2) Individual program plans of each university shall include a
19 budget of equal contributions from this program, the participating
20 public university, the participating school district, and the
21 participating independent degree granting college. College day funds
22 shall not be expended to cover indirect costs. Not more than 20% of the
23 university match shall be attributable to indirect costs.

24 (3) The program shall be administered by each university in a
25 manner prescribed by the office of minority equity in the Michigan
26 department of education.

27 Sec. 503. (1) Included in section 101 is funding for the Martin
28 Luther King, Jr.-Cesar Chavez-Rosa Parks select student support

1 services program for developing academically and economically
2 disadvantaged student retention programs for 4-year public and
3 independent educational institutions in this state.

4 (2) An award made under this program to any 1 institution shall
5 not be greater than \$150,000.00, and the amount awarded shall be
6 matched on a 70% state, 30% college or university basis.

7 (3) The program shall be administered by the office of minority
8 equity in the Michigan department of education.

9 Sec. 504. (1) Included in section 101 is funding for the Martin
10 Luther King, Jr.-Cesar Chavez-Rosa Parks linkage program between 4-year
11 universities and public community colleges, which is intended to
12 increase the number of underrepresented minority students who transfer
13 from community colleges into baccalaureate programs.

14 (2) The grants shall be made under this program to Michigan public
15 universities. An award to any 1 institution shall not be greater than
16 \$150,000.00, and the amount awarded shall be matched on a 70% state,
17 30% university basis.

18 (3) The program shall be administered by the office of minority
19 equity in the Michigan department of education.

20 Sec. 505. (1) Included in the appropriation in section 101 is
21 funding for the Martin Luther King, Jr.-Cesar Chavez-Rosa Parks
22 visiting professors program which is intended to increase the number of
23 minority instructors in the classroom and provide role models for
24 underrepresented minority students.

25 (2) The program shall be administered by the office of minority
26 equity in the Michigan department of education.

27 **UNIVERSITY SERVICE TO K-12 EDUCATION**

28 Sec. 601. (1) From the amount appropriated in section 101 for

1 state universities, the state universities shall systematically inform
2 Michigan high schools regarding the academic status of students from
3 each high school in a manner prescribed by the presidents council,
4 state universities of Michigan in cooperation with the Michigan
5 association of secondary school principals.

6 (2) The Michigan high schools shall systematically inform the
7 state universities about the use of information received under this
8 section in a manner prescribed by the Michigan association of secondary
9 school principals in cooperation with the presidents council, state
10 universities of Michigan.

11 **GENERAL REPORTS AND AUDITS**

12 Sec. 701. (1) The auditor general shall audit enrollments at 5
13 randomly selected public universities. The audits shall be based upon
14 the definitions and requirements established by the department of
15 management and budget and the senate and house fiscal agencies. The
16 audits shall be based on uniform reporting categories and shall include
17 HEIDI data. The auditor general shall submit a report of findings to
18 the senate and house appropriations committees no later than March 1,
19 1995.

20 (2) Student credit hours reports shall not include the following:

21 (a) Student credit hours generated through correspondence courses,
22 credit by examination, or inmate prison programs regardless of teaching
23 location.

24 (b) Student credit hours generated in new degree programs after
25 January 1, 1975, that have not been specifically authorized for funding
26 by the legislature, except spin-off programs converted from existing
27 core programs that do all of the following:

28 (i) Represent new options, fields, or concentrations within

1 existing programs.

2 (ii) Are consistent with the current institutional role and
3 mission.

4 (iii) Are accommodated within the continuing funding base of the
5 institution.

6 (iv) Do not require a new degree level beyond that which the
7 institution is currently authorized to grant within that discipline or
8 field.

9 (v) Do not require special grant funding from the state. As used
10 in this subparagraph, "special grant funding" means funding in addition
11 to that provided by the student credit hours generated within the
12 program, either before program initiation or within the first 3 years
13 of program operation.

14 Sec. 702. The principal executive officer of each institution of
15 higher education receiving an appropriation under this act shall expend
16 a portion of the funds appropriated to the institution in reporting to
17 the house and senate appropriations committees, the auditor general,
18 the senate and house fiscal agencies, and the department of management
19 and budget within 60 days after the auditor general issues his or her
20 annual report on the operation of the institution. The institution's
21 report shall specify all of the following:

22 (a) The recommendations of the auditor general implemented by the
23 institution, including projected dates and resources required, if any,
24 to achieve compliance.

25 (b) The recommendations of the auditor general not implemented by
26 the institution or implemented by the institution as modified.

27 (c) The rationale for not implementing a recommendation of the
28 auditor general or of implementing a recommendation as modified.

1 Sec. 703. A state university that has not reported project
2 completion and total expenditure of oil overcharge revenues shall
3 submit an annual report by October 1, 1995 to the public service
4 commission in the department of commerce.

5 Sec. 704. An institution receiving funding under this act and
6 also subject to the student right-to-know and campus security act,
7 Public Law 101-542, 104 Stat. 2381 shall furnish by September 1, 1995
8 to the chairpersons of the house and senate appropriations committees,
9 the chairpersons of the house and senate appropriations subcommittees
10 on higher education, and the house and senate fiscal agencies a copy of
11 all material prepared pursuant to the public information reporting
12 requirements under the crime awareness and campus security act of 1990,
13 title II of the student right-to-know and campus security act, Public
14 Law 101-542, 104 Stat. 2381.

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