



HOUSE BILL No. 5561

May 12 1994 Introduced by Reps DeMars Varga Anthony Willard Weeks Yokich Voorhees Barns Byrum Wallace Dobronski Scott Pitoniak Stallworth Parks Palamara Price Rivers Murphy Owen Kukuk Shugars Galloway Gnodtke Middaugh Gagliardi Baade Gire Joe Young Jr Bennane Profit Lowe Goschka LeTarte Martin Bobier Oxender Bender Rocca Porreca and Middleton and referred to the Committee on Higher Education

A bill to create the Michigan national guard scholarship grant program to provide financial aid for certain individuals at certain Michigan colleges and universities, to prescribe certain powers and duties of certain state agencies, and for related purposes

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Sec 1 This act shall be known and may be cited as the
2 "Michigan national guard scholarship 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

1 (b) "Grant" means a first-year Michigan national guard
2 scholarship grant or a renewal of a Michigan national guard
3 scholarship grant

4 (c) "Michigan college or university" means a state univer-
5 sity described in section 4, 5, or 6 of article VIII of the state
6 constitution of 1963 a community or junior college established
7 under section 7 of article VIII of the state constitution of 1963
8 or part 25 of the school code of 1976, Act No 451 of the Public
9 Acts of 1976, being sections 380 1601 to 380 1607 of the Michigan
10 Compiled Laws, or a regionally or nationally accredited nonprofit
11 independent degree-granting college or university that is located
12 in this state and recognized by the state board of education

13 (d) "Tuition" means the tuition and mandatory fees charged
14 by a Michigan college or university to a Michigan resident

15 Sec 3 (1) The Michigan national guard scholarship program
16 is created, to be administered by the authority

17 (2) The authority shall do all of the following

18 (a) Determine the eligibility of grant applicants

19 (b) Pay to Michigan colleges and universities on behalf of
20 grant recipients the difference between the grant recipient's
21 tuition and the amounts received by the grant recipient or by the
22 public college or university on behalf of the grant recipient
23 from the other financial aid sources described in section

24 4(1)(h) However, if the grant recipient is enrolled in an inde-
25 pendent college or university that is a Michigan college or uni-
26 versity, the amount to be paid to the independent college or
27 university shall not exceed the highest amount charged for

1 full-time tuition among the state universities described in
2 section 4, 5, or 6 of article VIII of the state constitution of
3 1963 or the actual amount of the grant recipient's tuition,
4 whichever is less Prorated payments shall be made at the begin-
5 ning of each semester or term to the Michigan college or univer-
6 sity to the student's account Payment shall be made only for
7 classes that are taken for credit and that apply toward the
8 requirements for a degree or certificate

9 (c) Promulgate rules it considers necessary for the adminis-
10 tration of this act The rules shall be promulgated under the
11 administrative procedures act of 1969, Act No 306 of the Public
12 Acts of 1969, being sections 24 201 to 24 328 of the Michigan
13 Compiled Laws

14 (3) The authority may accept gifts, grants, bequests, dona-
15 tions, devises, and other contributions from any source of money
16 or other real, personal, or mixed property for the purposes of
17 this act The authority shall prepare and submit an annual
18 report to the legislature detailing the contributions received
19 under this subsection

20 Sec 4 (1) An individual is eligible to receive a
21 first-year Michigan national guard scholarship grant under this
22 act if he or she is determined by the authority to meet all of
23 the following requirements

24 (a) Has resided continuously in this state for the 12 months
25 immediately preceding his or her application and is not consid-
26 ered a resident of any other state

1 (c) For an individual qualifying under subsection (1)(g)(11)
 2 as a surviving child, until the end of the semester or term in
 3 which the individual's twenty-fifth birthday occurs, but not
 4 after completing the degree requirements for a bachelor's
 5 degree

6 Sec 5 Upon application, the adjutant general of the
 7 Michigan national guard or his or her designee shall issue cer-
 8 tificates of eligibility to individuals he or she determines to
 9 meet the requirements specified in section 4(1)(g) or 4(2)(b)

10 Sec 6 (1) If a member of the Michigan national guard
 11 receiving a grant under this act voluntarily withdraws from a
 12 course for which he or she has received the grant and the author-
 13 ity does not receive a refund from the Michigan college or uni-
 14 versity, the member shall reimburse the authority for the amount
 15 of the grant attributable to that course

16 (2) If a member of the Michigan national guard receiving a
 17 grant under this act fails to complete his or her term of enlist-
 18 ment for a reason other than death or disability, the member
 19 shall reimburse the authority for the amount of that grant

20 (3) If a member of the Michigan national guard receiving a
 21 grant under this act becomes obligated under subsection (1) or
 22 (2) to reimburse the authority for the amount of the grant he or
 23 she received, the grant he or she received becomes a loan repay-
 24 able to the authority at the same interest rate and on the same
 25 terms and conditions as a loan guaranteed by the authority under
 26 Act No 77 of the Public Acts of 1960, being sections 390 951 to
 27 390 961 of the Michigan Compiled Laws The authority shall

1 enforce repayment of the loan in the same manner as it enforces
2 repayment of a loan guaranteed by the authority under Act No 77
3 of the Public Acts of 1960