

**HOUSE SUBSTITUTE FOR
SENATE BILL NO. 911**

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, 1999; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. The amounts listed in this part are appropriated for the state institutions of higher education and certain state purposes related to education, subject to the conditions set forth in this act, for the fiscal year ending September 30, 1999. The following is a summary of the appropriations in this part:

HIGHER EDUCATION

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For Fiscal Year Ending
September 30, 1999

1	GROSS APPROPRIATION.....	\$	1,631,269,330
2	Total interdepartmental grants and intradepartmental		
3	transfers.....	\$	0
4	ADJUSTED GROSS APPROPRIATION.....	\$	1,631,269,330
5	Appropriated from:		
6	Federal revenues:		
7	Total federal revenues.....		3,600,000
8	Special revenue funds:		
9	Total local revenues.....		0
10	Total private revenues.....		0
11	Total other state restricted revenues.....		0
12	State general fund/general purpose.....	\$	1,627,669,330
13	Sec. 102. CENTRAL MICHIGAN UNIVERSITY		
14	Operations.....	\$	<u>77,583,994</u>
15	GROSS APPROPRIATION.....	\$	77,583,994
16	Appropriated from:		
17	State general fund/general purpose.....	\$	77,583,994
18	Sec. 103. EASTERN MICHIGAN UNIVERSITY		
19	Operations.....	\$	<u>79,181,679</u>
20	GROSS APPROPRIATION.....	\$	79,181,679
21	Appropriated from:		
22	State general fund/general purpose.....	\$	79,181,679
23	Sec. 104. FERRIS STATE UNIVERSITY		
24	Operations.....	\$	<u>50,512,030</u>
25	GROSS APPROPRIATION.....	\$	50,512,030
26	Appropriated from:		

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1	State general fund/general purpose.....	\$	50,512,030
2	Sec. 105. GRAND VALLEY STATE UNIVERSITY		
3	Operations.....	\$	<u>51,776,478</u>
4	GROSS APPROPRIATION.....	\$	51,776,478
5	Appropriated from:		
6	State general fund/general purpose.....	\$	51,776,478
7	Sec. 106. LAKE SUPERIOR STATE UNIVERSITY		
8	Operations.....	\$	<u>12,966,802</u>
9	GROSS APPROPRIATION.....	\$	12,966,802
10	Appropriated from:		
11	State general fund/general purpose.....	\$	12,966,802
12	Sec. 107. MICHIGAN STATE UNIVERSITY		
13	Operations.....	\$	<u>290,073,263</u>
14	GROSS APPROPRIATION.....	\$	290,073,263
15	Appropriated from:		
16	State general fund/general purpose.....	\$	290,073,263
17	Sec. 108. MICHIGAN TECHNOLOGICAL UNIVERSITY		
18	Operations.....	\$	<u>49,570,664</u>
19	GROSS APPROPRIATION.....	\$	49,570,664
20	Appropriated from:		
21	State general fund/general purpose.....	\$	49,570,664
22	Sec. 109. NORTHERN MICHIGAN UNIVERSITY		
23	Operations.....	\$	<u>47,778,881</u>
24	GROSS APPROPRIATION.....	\$	47,778,881
25	Appropriated from:		
26	State general fund/general purpose.....	\$	47,778,881

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1	Sec. 110. OAKLAND UNIVERSITY		
2	Operations.....	\$	<u>45,501,768</u>
3	GROSS APPROPRIATION.....	\$	45,501,768
4	Appropriated from:		
5	State general fund/general purpose.....	\$	45,501,768
6	Sec. 111. SAGINAW VALLEY STATE UNIVERSITY		
7	Operations.....	\$	<u>23,475,062</u>
8	GROSS APPROPRIATION.....	\$	23,475,062
9	Appropriated from:		
10	State general fund/general purpose.....	\$	23,475,062
11	Sec. 112. UNIVERSITY OF MICHIGAN-ANN ARBOR		
12	Operations.....	\$	<u>327,120,854</u>
13	GROSS APPROPRIATION.....	\$	327,120,854
14	Appropriated from:		
15	State general fund/general purpose.....	\$	327,120,854
16	Sec. 113. UNIVERSITY OF MICHIGAN-DEARBORN		
17	Operations.....	\$	<u>24,527,594</u>
18	GROSS APPROPRIATION.....	\$	24,527,594
19	Appropriated from:		
20	State general fund/general purpose.....	\$	24,527,594
21	Sec. 114. UNIVERSITY OF MICHIGAN-FLINT		
22	Operations.....	\$	<u>21,482,448</u>
23	GROSS APPROPRIATION.....	\$	21,482,448
24	Appropriated from:		
25	State general fund/general purpose.....	\$	21,482,448
26	Sec. 115. WAYNE STATE UNIVERSITY		

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1	Operations.....	\$	<u>232,257,587</u>
2	GROSS APPROPRIATION.....	\$	232,257,587
3	Appropriated from:		
4	State general fund/general purpose.....	\$	232,257,587
5	Sec. 116. WESTERN MICHIGAN UNIVERSITY		
6	Operations.....	\$	112,250,979
7	School of aviation sciences.....		<u>450,000</u>
8	GROSS APPROPRIATION.....	\$	112,700,979
9	Appropriated from:		
10	State general fund/general purpose.....	\$	112,700,979
11	Sec. 117. STATE AND REGIONAL PROGRAMS		
12	Full-time equated classified position.....1.0		
13	Agricultural experiment station.....	\$	30,608,526
14	Cooperative extension service.....		26,326,083
15	Michigan molecular institute.....		62,500
16	Japan center for Michigan universities.....		364,000
17	Higher education database modernization and conver-		
18	sion --1.0 FTE position.....		175,000
19	Midwest higher education compact.....		58,000
20	Higher education charter school center.....		<u>500,000</u>
21	GROSS APPROPRIATION.....	\$	58,094,109
22	Appropriated from:		
23	State general fund/general purpose.....	\$	58,094,109
24	Sec. 118. MARTIN LUTHER KING, JR.-CESAR CHAVEZ-ROSA PARKS PROGRAM		
25	Select student supportive services.....	\$	1,996,979
26	Minority teacher incentive program.....		200,000

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1	Michigan college/university partnership program.....	599,094
2	Visiting professors program.....	<u>168,295</u>
3	GROSS APPROPRIATION.....	\$ 2,964,368
4	Appropriated from:	
5	State general fund/general purpose.....	\$ 2,964,368
6	Sec. 119. GRANTS AND FINANCIAL AID	
7	State competitive scholarships.....	\$ 32,997,325
8	Tuition grants.....	60,103,530
9	Michigan work-study program.....	7,421,789
10	Part-time independent student program.....	2,687,889
11	Grant for Michigan resident dental graduates.....	4,677,865
12	Grant for general degree graduates.....	5,375,292
13	Grant for allied health graduates.....	865,770
14	Michigan education opportunity grants.....	2,111,310
15	Robert C. Byrd honors scholarship program.....	1,300,000
16	Center for advanced technologies-tuition	
17	reimbursement.....	4,160,000
18	Tuition incentive program/high school completion.....	<u>2,000,000</u>
19	GROSS APPROPRIATION.....	\$ 123,700,770
20	Appropriated from:	
21	Federal revenues:	
22	Higher education act of 1965, title IV, 20 U.S.C.....	2,300,000
23	Higher education act of 1965, title IV, part A.....	1,300,000
24	State general fund/general purpose.....	\$ 120,100,770

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PART 2

2

PROVISIONS CONCERNING APPROPRIATIONS

3 **GENERAL SECTIONS**

4

Sec. 201. (1) Pursuant to section 30 of article IX of the state

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constitution of 1963, total state spending from state resources in part 1

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of this appropriation act is \$1,627,669,330.00. Of the state spending

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from state resources in part 1 for campus based and other financial aid

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programs, it is estimated that \$4,713,200.00 are local spending pursuant

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to section 30 of article IX of the state constitution of 1963. The dis-

10 tribution is as follows:

11 GRANTS AND FINANCIAL AID

12

Part-time independent student program..... \$ 1,507,900

13

Michigan education opportunity grant..... 1,009,200

14

Michigan work-study..... 2,196,100

15

TOTAL..... \$ 4,713,200

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(2) If it appears to the principal executive officer of a department

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or branch that state spending to local units of government will be less

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than the amount that was projected to be expended under subsection (1),

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the principal executive officer shall immediately give notice of the

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approximate shortfall to the state budget director.

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Sec. 202. (1) For institutions with fiscal years ending June 30,

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1999, the sums appropriated in this act are appropriated for their fiscal

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years ending June 30, 1999 and shall be paid out of the state treasury

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and distributed by the state treasurer to the respective institutions in

25

9 monthly installments for the period October 1, 1998 to June 30, 1999

26

pursuant to 1991 PA 190, MCL 487.2101 to 487.2105. For an institution

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1 with a fiscal year ending September 30, 1999, the sums appropriated in
2 this act are appropriated for their fiscal year ending September 30, 1999
3 and shall be paid out of the state treasury and distributed by the state
4 treasurer in 12 monthly installments for the period October 1, 1998 to
5 September 30, 1999 pursuant to 1991 PA 190, MCL 487.2101 to 487.2105.

6 (2) The amount distributed to an institution shall not exceed the
7 net appropriations plus additional distributions specifically authorized
8 by this act.

9 (3) All universities shall submit higher education institutional
10 data inventory (HEIDI) data and associated financial and program informa-
11 tion requested by and in a manner prescribed by the office of the state
12 budget director. For universities with fiscal years ending June 30,
13 1998, these data shall be submitted to the department of management and
14 budget by October 15, 1998. Universities with a fiscal year ending
15 September 30, 1998 shall submit preliminary HEIDI data by November 15,
16 1998, and final data by December 15, 1998.

17 (4) A detailed description of procedures utilized to arrive at the
18 amounts appropriated in part 1 shall be submitted to each institution by
19 the senate and house fiscal agencies.

20 Sec. 203. Money received by the state from the federal government
21 or private sources for the use of a college or university is appropriated
22 for the purpose for which it was provided. The acceptance and use of
23 federal or private funds does not place an obligation upon the legisla-
24 ture to continue the purposes for which the funds are made available.

25 Sec. 204. The expenditures and funding sources authorized under
26 this act are subject to the management and budget act, 1984 PA 431,
27 MCL 18.1101 to 18.1594.

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Sub. S.B. 911 (H-1) as amended June 10, 1998

9 (1 of 2)

1 Sec. 205. A state institution of higher education that receives
2 funds under this act shall furnish all program and financial information
3 that is required by and in a manner prescribed by the department of man-
4 agement and budget or the house or senate appropriations committee.

5 Sec. 206. Funds appropriated in part 1 shall not be used for the
6 purchase of foreign goods or services if competitively priced American
7 goods or services of comparable quality are available. Not later than
8 May 1, 1999, each university shall have available upon request informa-
9 tion on efforts to comply with this section.

10 Sec. 207. If a state institution of higher education that receives
11 funds under this act notifies the department of treasury regarding its
12 tuition and fee rates in order to qualify as an eligible institution for
13 the Michigan tuition tax credit under section 274 of the income tax act
14 of 1967, 1967 PA 281, MCL 206.274, the institution shall also submit the
15 notification and applicable documentation of tuition and fee changes to
16 the house and senate fiscal agencies.

[Sec. 208. A state institution of higher education shall not use funds appropriated in part 1 to adjust a test score, use a different test or cutoff score, or otherwise alter the results of a test on the basis of religion, race, color, national origin, gender, relationship to alumni, relationship to university employees, relationship to a financial contributor, or relationship to a political or public figure for the purpose of selecting an individual for admission into that state institution of higher education, determining class rank or class status of an individual, or determining an individual's eligibility to participate in any program of that state institution of higher education.

Sec. 209. All funds received under section 117, must be spent on activities of the higher education charter school center.

Sec. 210. (1) A state institution of higher education shall not use funds appropriated in part 1 to discriminate or grant preferential treatment to anyone based upon race, color, national origin, gender, relationship to a financial contributor, or relationship to a political or public figure for the purpose of employment or promotion of administrators or employees or for the purpose of awarding contracts at that state institution of higher education.

(2) Each public university shall undertake active measures to promote equal opportunities, eliminate discrimination, and foster a diverse student body and university administration including women, minorities, seniors, people with disabilities, and veterans, but not limited to these groups.

(3) Each public university shall review, analyze, and eradicate activities that may tend to discriminate.

Sec. 211. (1) A state institution of higher education shall not use funds appropriated in part 1 to discriminate against or grant preferential treatment to anyone based upon race, color, national origin, gender, relationship to alumni, relationship to school employees,

Sub. S.B. 911 (H-1) as amended June 10, 1998

9 (2 of 2)

relationship to a financial contributor, or relationship to a political or public figure for the purpose of admissions or the granting of scholarships at that state institution of higher education.

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6 the maximum award per eligible student from that provided in the previous
7 fiscal year, it shall not have the effect of reducing the number of eli-
8 gible students receiving awards in relation to the total number of eligi-
9 ble applicants. Any increase in the maximum grant shall be proportional
10 for all eligible students receiving awards.

11 Sec. 302. (1) The amounts appropriated in section 119 for the state
12 tuition grant program shall be distributed pursuant to 1966 PA 313,
13 MCL 390.991 to 390.997a.

14 (2) Tuition grant awards shall be made to all eligible Michigan res-
15 idents who apply before September 1, 1998 and who are qualified. Tuition
16 grant awards shall not be made to students newly enrolled in a juris
17 doctor law degree program after the 1995-96 academic year.

18 (3) The Michigan higher education assistance authority shall deter-
19 mine an actual maximum tuition grant award per student that ensures that
20 the aggregate payments for the tuition grant program do not exceed the
21 appropriation contained in section 119 for the state tuition grant
22 program. By October 15, 1998, and again by December 15, 1998, the
23 authority shall analyze the status of award commitments, shall make any
24 necessary adjustments, and shall confirm that those award commitments
25 will not exceed the appropriation contained in section 119 for the
26 tuition grant program. The determination and actions shall be reported
27 to the department of management and budget and the house and senate

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1 fiscal agencies no later than December 15, 1998. If award adjustments
2 are necessary, the students shall be notified of the adjustment by the
3 third Monday in January.

4 (4) Any unexpended and unencumbered funds remaining on September 30,
5 1999 from the amounts appropriated in section 119 for the tuition grant
6 program shall not lapse on September 30, 1999, but shall continue to be
7 available for expenditure for tuition grants provided in the 1999-2000
8 fiscal year. The use of these unexpended fiscal year 1998-99 funds shall
9 terminate at the end of the 1999-2000 fiscal year.

10 (5) The Michigan higher education assistance authority shall con-
11 tinue a proportional tuition grant maximum award level for recipients
12 enrolled less than full-time in a given semester or term.

13 (6) If the Michigan higher education assistance authority increases
14 the maximum award per eligible student from that provided in the previous
15 fiscal year, it shall not have the effect of reducing the number of eli-
16 gible students receiving awards in relation to the total number of eligi-
17 ble applicants. Any increase in the maximum grant shall be proportional
18 for all eligible students receiving awards.

19 Sec. 303. (1) Included in the appropriation in section 119 is fund-
20 ing for the Michigan work-study program established under 1986 PA 288,
21 MCL 390.1371 to 390.1382, and 1986 PA 303, MCL 390.1321 to 390.1332. An
22 effort should be made by each institution participating in the Michigan
23 work-study program to assure that not less than 10% of those undergradu-
24 ate, graduate, and professional students eligible to participate in the
25 program are placed with for-profit employers no later than December 31 of
26 each year for which funding is provided under this act.

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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 util-
4 ization rate of work-study funds for the 3 most recent years for which
5 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 119 for
12 the general degree reimbursement program established under 1974 PA 75,
13 MCL 390.1021 to 390.1027, shall be made for all degrees identified in
14 section 1(1) of 1974 PA 75, MCL 390.1021, except doctor of dental sur-
15 gery, doctor of dental medicine, juris doctor law, and allied health
16 degrees.

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

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

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

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

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

5 Sec. 305. The reimbursement rate per eligible degree under the
6 allied health degree reimbursement program established under 1974 PA 75,
7 MCL 390.1021 to 390.1027, shall be the equally prorated amount permitted
8 by the appropriation included in section 119.

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

12 Sec. 307. The auditor general shall audit selected enrollments,
13 degrees, and awards at selected independent colleges and universities
14 receiving awards administered by the department of treasury. The audits
15 shall be based upon definitions and requirements established by the
16 department of management and budget and the senate and house fiscal
17 agencies. The auditor general shall submit a report of findings to the
18 senate and house appropriations committees not later than May 1, 1999.

19 Sec. 308. The sums appropriated in section 119 for the student
20 financial aid and degree reimbursement programs shall be paid out of the
21 state treasury and shall be distributed to the respective institutions
22 under a quarterly payment system as follows:

23 (a) For the state competitive scholarship, tuition incentive, and
24 tuition grant programs, 40% shall be paid at the beginning of the state's
25 first fiscal quarter, 40% at the beginning of the state's second fiscal
26 quarter, 10% at the beginning of the state's third fiscal quarter, and
27 10% at the beginning of the state's fourth fiscal quarter.

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1 (b) For the work-study program, payments shall be made in 9 monthly
2 installments from October 1 to August 31 of any year.

3 (c) For the part-time independent student program and Michigan edu-
4 cation opportunity grant program, 50% shall be paid at the beginning of
5 the state's first fiscal quarter, 25% at the beginning of the state's
6 second fiscal quarter, and 25% at the beginning of the state's third
7 fiscal quarter.

8 (d) For the general degree reimbursement program, allied health
9 degree reimbursement program, Michigan resident dental grant program, and
10 Robert C. Byrd honors scholarship program, 50% shall be paid at the
11 beginning of the state's first fiscal quarter and 50% at the beginning of
12 the state's second fiscal quarter after the number of earned degrees con-
13 ferred and total amounts to be paid are certified.

14 Sec. 309. The Michigan higher education assistance authority shall
15 determine the needs analysis criteria for students to qualify for the
16 competitive scholarship program and tuition grant program. To be consis-
17 tent with federal requirements, student wages may be taken into consider-
18 ation when determining the amount of the award.

19 Sec. 310. (1) The funds appropriated in section 119 for the tuition
20 incentive program/high school completion program shall be distributed as
21 provided in this section and pursuant to the administrative procedures
22 for the tuition incentive program/high school completion program of the
23 family independence agency.

24 (2) As used in this section:

25 (a) "Phase I" means the first part of the tuition incentive assist-
26 ance program defined as the academic period of 80 semester or 120 term
27 credits, or less, leading to an associate degree or certificate.

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1 (b) "Phase II" means the second part of the tuition incentive
2 assistance program which provides assistance in the third and fourth year
3 of 4-year degree programs.

4 (c) "Department" means the family independence agency.

5 (3) A person shall meet the following basic criteria and financial
6 thresholds to be eligible for tuition incentive benefits:

7 (a) To be eligible for phase I, a person shall meet all of the fol-
8 lowing criteria:

9 (i) Apply for certification to the department before graduating from
10 high school or completing the general education development (GED)
11 certificate.

12 (ii) Be less than 20 years of age at the time of high school gradua-
13 tion or GED completion.

14 (iii) Be a United States citizen and a resident of Michigan accord-
15 ing to institutional criteria.

16 (iv) Be at least a half-time student, earning less than 80 semester
17 or 120 term credits at a participating educational institution within 4
18 years of high school graduation or GED certificate completion.

19 (b) To be eligible for phase II, a person shall meet either of the
20 following criteria in addition to the criteria in subdivision (a):

21 (i) Complete at least 56 transferable semester or 84 transferable
22 term credits.

23 (ii) Obtain an associate degree or certificate at a participating
24 institution.

25 (c) To be eligible for phase I or phase II, a person must be finan-
26 cially eligible as determined by the department. A person is financially
27 eligible for the tuition incentive program if that person was medicaid

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1 eligible for 24 months within the 36 months before application.

2 Certification of eligibility may begin in the sixth grade and continue
3 until the time of enrollment in a participating institution.

4 (4) For phase I, the department shall provide payment on behalf of a
5 person eligible under subsection (3). The department shall reject bill-
6 ings that are excessive or outside the guidelines for the type of educa-
7 tional institution.

8 (5) For phase I, all of the following apply:

9 (a) Payments for associate degree or certificate programs shall not
10 be made for more than 80 semester or 120 term credits for any individual
11 student at any participating institution.

12 (b) For persons enrolled at a Michigan community college, the
13 department shall pay the current in-district tuition and mandatory fees.
14 For persons residing in an area that is not included in any community
15 college district, the out-of-district tuition rate may be authorized.

16 (c) For persons enrolled at a Michigan public university, the
17 department shall pay lower level resident tuition and mandatory fees for
18 the current year.

19 (d) For persons enrolled at a Michigan independent, nonprofit degree
20 granting college or university or a Michigan federal tribally controlled
21 community college, the department shall pay mandatory fees for the cur-
22 rent year and a per credit payment that does not exceed the average com-
23 munity college in-district per credit tuition rate as reported on August
24 1, for the immediately preceding academic year.

25 (6) A person participating in phase II may be eligible for addi-
26 tional funds not to exceed \$500.00 per semester or \$400.00 per term up to
27 a maximum of \$2,000.00 subject to the following conditions:

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1 (a) Credits are earned in a 4-year program at a Michigan degree
2 granting 4-year college or university.

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

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

7 (8) The department shall work closely with participating institu-
8 tions to develop an application and eligibility determination process
9 that will provide the highest level of participation and ensure that all
10 requirements of the program are met.

11 (9) Applications for the tuition incentive program may be approved
12 at any time after the student begins the sixth grade. If a determination
13 of financial eligibility is made, that determination is valid as long as
14 the student meets all other program requirements and conditions.

15 (10) Each institution shall ensure that all known available
16 restricted grants for tuition and fees are used prior to billing the
17 tuition incentive program for any portion of a student's tuition and
18 fees.

19 (11) The department shall ensure that the tuition incentive program
20 is well publicized and that potentially eligible medicaid clients are
21 provided information on the program. The department shall provide the
22 necessary funding and staff to fully operate the program.

23 (12) When statutory provisions are enacted to provide for a tuition
24 incentive program/high school completion program, the provisions of this
25 section are superseded.

26 (13) Any unexpended and unencumbered funds remaining on September
27 30, 1999 from the amounts appropriated in section 119 for the tuition

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1 incentive program shall not lapse on September 30, 1999, but shall
2 continue to be available for expenditure for the tuition incentive pro-
3 gram in the fiscal year ending September 30, 2000.

4 Sec. 311. To enable the legislature to evaluate the appropriation
5 needs of higher education, each independent college and university shall
6 make available to the legislature, upon request, data regarding grants
7 for the preceding, current, and ensuing fiscal years.

8 Sec. 312. The funds appropriated in section 119 for the center for
9 advanced technologies-engineering program provided in conjunction with
10 the coalition for new manufacturing education are designated to
11 focus:hope to reimburse the costs of the manufacturing based education.

12 **STATE UNIVERSITIES**

13 Sec. 401. (1) Included in section 115 is \$5,840,790.00 to Wayne
14 State University for the Joseph F. Young, Sr. psychiatric research and
15 training program. Wayne State University shall use these funds for psy-
16 chiatric laboratory and clinical research, training, and treatment
17 services. Within the available appropriation, services shall not be
18 denied to any patient who meets established research guidelines for
19 treatment on the basis of personal financial circumstances, age, geo-
20 graphic residence, or projected/actual length of treatment as medically
21 warranted.

22 (2) Wayne State University shall report the following information to
23 the department of community health by November 1, 1999:

24 (a) The number and type of psychiatric research projects funded by
25 the appropriation described in subsection (1).

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1 (b) The number and type of students trained and the location of
2 training funded by the appropriation.

3 (c) Demographic data regarding the number and profile of patients to
4 receive psychiatric services funded by the appropriation and a profile of
5 the services provided.

6 (d) A summary budget outlining major expenditure categories and any
7 first- and third-party reimbursements.

8 (3) Copies of these reports shall also be provided to the house and
9 senate fiscal agencies and the state budget director.

10 Sec. 402. The University of Michigan biological station at Douglas
11 Lake in Cheboygan County is regarded as a unique resource and is desig-
12 nated as a special research reserve. It is the intent of the legislature
13 to protect and preserve the unique long-term research value and capabili-
14 ties of the biological station area and Douglas Lake. The legislature
15 further intends that no state programs or policies be developed that
16 would have a deleterious impact on the research value of Douglas Lake.

17 Sec. 404. It is the intent of the legislature that no funds, other
18 than tuition and other revenues from law school students or private funds
19 explicitly directed to the Detroit College of Law - Michigan State
20 University law alliance, shall be used either directly or indirectly to
21 support the joint law school. The auditor general or a certified public
22 accountant appointed by the auditor general shall audit the financial and
23 accounting systems of the Detroit College of Law - Michigan State
24 University law alliance to determine compliance with this statement of
25 legislative intent and report its findings to the department of manage-
26 ment and budget, house and senate fiscal agencies, and members of the
27 house and senate appropriations subcommittees on higher education.

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1 Sec. 405. (1) There is created the higher education institutional
2 data inventory advisory committee. The committee shall be appointed by
3 the state budget director and shall consist of the following members:

4 (a) One representative from the house fiscal agency.

5 (b) One representative from the senate fiscal agency.

6 (c) One representative from the state budget director's office.

7 (d) Three representatives of the presidents council of state
8 universities. The presidents council shall appoint 1 representative each
9 from a masters, a doctoral, and a research university.

10 (2) The committee shall provide for the general scope and direction
11 for implementing the conversion and modernization of the state's higher
12 education databases, for which funding is provided in section 117.

13 (3) The committee shall prepare a plan for the conversion and mod-
14 ernization effort. The plan shall include, but is not limited to, all of
15 the following:

16 (a) The development of a data dictionary.

17 (b) The integration of appropriate federal, national, regional, and
18 state databases.

19 (c) The assurance of the accuracy of the data.

20 Sec. 408. The legislature recognizes that the first and foremost
21 obligation of the public universities is undergraduate instruction. The
22 public universities are therefore encouraged to increase their commitment
23 of tenured and tenure track faculty to undergraduate instruction.

24 Sec. 409. The amounts included in part 1 for public universities to
25 establish a per-student funding floor of \$4,325.00 shall be recognized as
26 a permanent part of base funding and the concept of maintaining
27 reasonable per-student floor funding shall be continued into future

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1 fiscal years. It is the legislative goal to achieve a \$4,500.00
2 per-student funding floor for master level universities and a \$6,000.00
3 per-student funding floor for doctoral level universities.

4 Sec. 412. From the funds appropriated in part 1, each state univer-
5 sity shall establish a system to track students that graduate from the
6 university. The system shall minimally provide information on the
7 students' field of study and year of graduation, whether they are
8 employed or continuing their education, the field in which they are
9 employed or their subsequent field of academic study, their job title,
10 their salary, and their city, town, or other place of residence.

11 Sec. 417. The legislature shall reduce the appropriations in part 1
12 for a state institution of higher education by the amount expended by
13 that state institution of higher education to fulfill an outstanding
14 obligation of athletic personnel contracts before the end of the contract
15 term.

16 Sec. 418. No state funds shall be used by any state university to
17 undertake a collaborative effort with any other university that would
18 have the effect of increasing its enrollment of first-time professional
19 law degree seeking students.

20 Sec. 421. Central Michigan University shall report by April 1, 1999
21 and September 30, 1999, to the house and senate appropriations committees
22 and the house and senate fiscal agencies, the following information on
23 the activities and effectiveness of the higher education charter school
24 center for which an appropriation is provided in section [117]:

25 (a) Each public school academy provided assistance.

26 (b) The type of assistance provided.

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1 (c) The result of the assistance provided.

2 (d) An itemized accounting of all revenues and expenditures of the
3 center.

4 Sec. 422. Funds appropriated in part 1 to a state institution of
5 higher education are subject to this section. If a state institution of
6 higher education serves as an auditing body for 1 or more public school
7 academies under the revised school code, 1976 PA 451, MCL 380.1 to
8 380.1852, an amount equal to the amount received by the state institution
9 of higher education in the immediately preceding fiscal year as its total
10 fees for the issuance and monitoring of charter contracts for the public
11 school academies shall not be distributed to the state institution of
12 higher education under this act until the auditor general certifies to
13 the state budget director that the institution has provided to the audi-
14 tor general all information requested in his or her performance of an
15 audit of those activities.

16 Sec. 426. It is legislative intent that private bookstores that
17 sell textbooks to university students and student governments that pro-
18 vide a book swap for university students have accurate and timely access
19 to lists of universities' required textbooks in order to provide prompt
20 and efficient service for students. It is further legislative intent
21 that each state university allow students who are on financial aid or are
22 receiving tuition grants to decide where to purchase their textbooks.

[Sec. 427. Funds appropriated in part 1 shall not be used to
extend employee benefits, other than prenatal and postnatal care, to the
unmarried partners of the university's employees. Each university shall
report by May 1, 1999 to the department of management and budget and the
house and senate fiscal agencies its compliance with this section.]

Sec. 428. (1) A state institution of higher education shall not
expend funds appropriated under this act to provide health care coverage
for institution employees or their dependents for abortion services, other
than for spontaneous abortion or to prevent the death of the woman upon
whom the abortion is performed. A state institution of higher education
shall not approve a collective bargaining agreement or enter into any other
employment contract that includes health care coverage for abortion
services other than spontaneous abortion or to prevent the death of the
woman upon whom the abortion is performed.

(2) If a state institution of higher education expends funds
appropriated under this act in violation of subsection (1), the state
institution of higher education shall repay to this state an amount equal
to the amount of funds spent in violation of subsection (1).

Sec. 429. (1) A state institution of higher education that
receives funding under this act and also subject to the student right-to-
know and campus security act, Public Law 101-542, 104 Stat. 2381, shall
furnish by September 1, 1998 to the department of education a copy of all
material prepared pursuant to the public information reporting requirements
under the crime awareness and campus security act of 1990, title II of the
student right-to-know and campus security act, Public Law 101-542, 104
Stat. 2384.

(2) The department of education shall compile and make this
information available in written and electronic Internet format for school
districts, parents, and students.]

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1 MARTIN LUTHER KING, JR. - CESAR CHAVEZ - ROSA PARKS

2 PROGRAMS

3 Sec. 501. (1) Included in the appropriation for each public univer-
4 sity in part 1 is funding for the Martin Luther King, Jr. - Cesar Chavez
5 - Rosa Parks future faculty program, that is intended to increase the
6 pool of minority candidates pursuing full-time faculty teaching careers
7 in postsecondary education in this state. Each university shall apply
8 the percentage increase applicable to every university in the calculation
9 of appropriations in part 1 to the amount of funds allocated to the
10 future faculty program.

11 (2) The program shall be administered by each university in a manner
12 prescribed by the King-Chavez-Parks Initiative unit in the Michigan
13 department of education.

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

19 (2) Individual program plans of each university shall include a
20 budget of equal contributions from this program, the participating public
21 university, the participating school district, and the participating
22 independent degree granting college. College day funds shall not be
23 expended to cover indirect costs. Not more than 20% of the university
24 match shall be attributable to indirect costs. Each university shall
25 apply the percentage increase applicable to every university in the cal-
26 culation of appropriations in part 1 to the amount of funds allocated to
27 the college day program.

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1 (3) The program shall be administered by each university in a manner
2 prescribed by the King-Chavez-Parks Initiative unit in the Michigan
3 department of education.

4 Sec. 503. (1) Included in section 118 is funding for the Martin
5 Luther King, Jr. - Cesar Chavez - Rosa Parks select student support serv-
6 ices program for developing academically and economically disadvantaged
7 student retention programs for 4-year public and independent educational
8 institutions in this state.

9 (2) An award made under this program to any 1 institution shall not
10 be greater than \$150,000.00, and the amount awarded shall be matched on a
11 70% state, 30% college or university basis.

12 (3) The program shall be administered by the King-Chavez-Parks
13 Initiative unit in the Michigan department of education.

14 Sec. 504. (1) Included in section 118 is funding for the Martin
15 Luther King, Jr. - Cesar Chavez - Rosa Parks college/university partner-
16 ship program between 4-year universities and public community colleges,
17 which is intended to increase the number of underrepresented minority
18 students who transfer from community colleges into baccalaureate
19 programs.

20 (2) The grants shall be made under this program to Michigan public
21 universities. An award to any 1 institution shall not be greater than
22 \$150,000.00, and the amount awarded shall be matched on a 70% state, 30%
23 university basis.

24 (3) The program shall be administered by the King-Chavez-Parks
25 Initiative unit in the Michigan department of education.

26 Sec. 505. (1) Included in the appropriation in section 118 is
27 funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks

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1 visiting professors program which is intended to increase the number of
2 minority instructors in the classroom and provide role models for under-
3 represented minority students.

4 (2) The program shall be administered by the King-Chavez-Parks
5 Initiative unit in the Michigan department of education.

6 Sec. 506. Each state institution of higher education receiving
7 funds under section 503, 504, 505, or 507 shall notify the
8 King-Chavez-Parks Initiative unit in the Michigan department of education
9 by April 15, 1999 as to whether it will expend by the end of its fiscal
10 year the funds received under section 503, 504, 505, or 507.

11 Notwithstanding the award limitations in sections 503 and 504, the amount
12 of funding reported as not being expended will be reallocated to the
13 institutions that intend to expend all funding received under section
14 503, 504, 505, or 507.

15 Sec. 507. (1) Included in the appropriation in section 118 is fund-
16 ing for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks minority
17 teacher incentive program which is intended to increase the number of
18 minority students, especially males, who enroll in and complete K-12
19 teacher education programs at the baccalaureate level.

20 (2) The program shall be administered by each university in a manner
21 prescribed by the King-Chavez-Parks Initiative unit in the Michigan
22 department of education.

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1 UNIVERSITY SERVICE TO K-12 EDUCATION

2 Sec. 601. (1) From the amount appropriated in part 1 for state uni-
3 versities, the state universities shall systematically inform Michigan
4 high schools regarding the academic status of students from each high
5 school in a manner prescribed by the presidents council, state universi-
6 ties of Michigan in cooperation with the Michigan association of second-
7 ary school principals.

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

13 GENERAL REPORTS AND AUDITS

14 Sec. 701. (1) The auditor general shall audit enrollments at 5 ran-
15 domly selected public universities. The audits shall be based upon the
16 definitions and requirements established by the department of management
17 and budget and the senate and house fiscal agencies. The audits shall be
18 based on uniform reporting categories and shall include higher education
19 institutional data inventory (HEIDI) data. The auditor general shall
20 submit a report of findings to the house and senate appropriations com-
21 mittees no later than March 1, 1999.

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

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

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

5 (i) Represent new options, fields, or concentrations within existing
6 programs.

7 (ii) Are consistent with the current institutional role and
8 mission.

9 (iii) Are accommodated within the continuing funding base of the
10 institution.

11 (iv) Do not require a new degree level beyond that which the insti-
12 tution is currently authorized to grant within that discipline or field.

13 (v) Do not require funding from the state other than that provided
14 by the student credit hours generated within the program, either before
15 program initiation or within the first 3 years of program operation.

16 Sec. 701a. (1) Pursuant to section 701(2)(b), the following degree
17 programs may be established:

18 (a) Bachelors

19 Central Michigan University	Entrepreneurship (major), B.A.A.
20 Eastern Michigan University	Electronic Engineering Technology,
21 Eastern Michigan University	B.S.
22 Eastern Michigan University	Mechanical Engineering Technology,
23 Eastern Michigan University	B.S.
24 Eastern Michigan University	Women's Studies, B.S.
25 Ferris State University	Rubber Engineering Technology,
26 Northern Michigan University	B.S.
27 Northern Michigan University	Major in Applied Mathematics,
28 Northern Michigan University	B.S.
29 Northern Michigan University	Technical Communication, B.S.
30 University of Michigan-Dearborn	Computer Engineering, B.S.E.
31 University of Michigan-Dearborn	Manufacturing Engineering, B.S.E.
32 University of Michigan-Flint	Administration of Services to the
33 University of Michigan-Flint	Aged, B.S.
34 University of Michigan-Flint	Radiation Therapy, B.S.
35 Wayne State University	Business Administration with major

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1

in Business Logistics

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(b) Masters

3 Central Michigan University
4 Grand Valley State University
5 Northern Michigan University
6 Oakland University
7 Saginaw Valley State University
8 Saginaw Valley State University
9 University of Michigan-Flint
10
11 Wayne State University
12 Western Michigan University

Spanish, M.A.
Engineering, M.S.E.
Science Education, M.S.
Training and Development, M.D.T.
Communication & Multimedia, M.A.
Technological Processes, M.S.
Graduate Nurse Practitioner,
M.S.N.
Biomedical Engineering, M.S.
Construction Management, M.S.

13

(c) Doctorate

14 Central Michigan University
15
16 Central Michigan University
17 Michigan State University
18
19 Oakland University
20
21 Wayne State University
22 Western Michigan University
23
24 Western Michigan University
25 Western Michigan University
26

Applied Experimental Psychology,
Ph.D.
Educational Leadership, Ed.D.
Ecology, Evolutionary Biology &
Behavior, Ph.D.
Education & Human Services
Doctoral Program
Biomedical Engineering, Ph.D.
Counselor Education, Ed.D. to
Ph.D.
Environmental Chemistry, Ph.D.
Paper & Imaging Science and
Engineering, Ph.D.

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(2) The listing of degree programs in subsection (1) does not con-

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stitute legislative intent to provide additional dollars for those

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programs.

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Sec. 702. The principal executive officer of each institution of

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higher education receiving an appropriation under this act shall expend a

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portion of the funds appropriated to that institution to make a report to

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the auditor general, the house and senate fiscal agencies, and the

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department of management and budget within 60 days after the auditor gen-

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eral issues his or her annual report on the operation of the

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institution. The institution's report shall specify all of the

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following:

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

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

6 (c) The rationale for not implementing a recommendation of the audi-
7 tor general or of implementing a recommendation as modified.

8 Sec. 704. (1) Each state university shall annually submit a report
9 to the department of management and budget and house and senate fiscal
10 agencies on efforts to ensure the English language oral proficiency of
11 teaching faculty.

12 (2) The next reporting date for the report under subsection (1) is
13 November 1, 1998.

14 Sec. 705. (1) Each state university shall report the following
15 information for the 1997-98 academic year to the house and senate fiscal
16 agencies and the department of management and budget on or before October
17 31, 1998:

18 (a) Separately, the number of tenured faculty, tenure-track faculty,
19 non-tenure-track faculty, and graduate assistants who taught an under-
20 graduate class section.

21 (b) The total number of undergraduate credit hours and section cred-
22 its taught by each of the following:

23 (i) Tenured faculty.

24 (ii) Tenure-track faculty.

25 (iii) Non-tenure-track faculty.

26 (iv) Graduate assistants.

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1 (2) For the purposes of subsection (1), the following definitions
2 apply:

3 (a) "Tenured faculty" means a faculty member who has earned
4 tenure.

5 (b) "Tenure-track faculty" means a faculty member who has not yet
6 earned tenure but is eligible to earn tenure.

7 (c) "Non-tenure-track faculty" means a faculty member who is not
8 eligible to earn tenure.

9 (d) "Graduate assistant" means an individual who is a master's or
10 doctoral degree candidate.

11 (3) Each state university shall report the following information for
12 the 1997-98 academic year to the house and senate fiscal agencies and the
13 department of management and budget on or before October 31, 1998:

14 (a) Separately, the number of part-time and full-time faculty.

15 (b) Separately, the number of tenured and non-tenured faculty.

16 (4) For the purposes of subsection (3), the following definitions
17 apply:

18 (a) "Part-time faculty" means an individual who does not have a
19 full-time appointment as a faculty member.

20 (b) "Full-time faculty" means an individual who has a full-time
21 appointment as a faculty member.

22 (c) "Tenured faculty" means an individual who has earned tenure and
23 who does not hold an administrative post.

24 (d) "Non-tenured faculty" means an individual who has not earned
25 tenure.

26 Sec. 706. The University of Michigan - Ann Arbor recognizes its
27 responsibility to Michigan resident students. It is the intent of the

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1 university to recruit and admit qualified Michigan resident students, and
2 to establish financial aid programs and scholarships to achieve a resi-
3 dent level of undergraduate enrollment of 70%.

4 Sec. 708. The auditor general shall conduct not less than 3 per-
5 formance audits of the state universities during the fiscal year ending
6 September 30, 1999.

[Sec. 709. By November 15, 1998, each state institution of higher education that receives funding in part 1 shall report on the graduation rates of scholarship athletes in the same format as required by the national collegiate athletic association. Each institution shall submit the report to the house and senate appropriations subcommittees on higher education and the house and senate fiscal agencies.

Sec. 710. By November 15, 1998, each state institution of higher education that receives funding in part 1 shall report on the efforts undertaken by the institution to address the issue of underage drinking and substance abuse that occurs at the institution. Each institution shall submit the report to the house and senate appropriations subcommittees on higher education and the house and senate fiscal agencies.

Sec. 711. Included in the amount appropriated in part 1 to each state university is funding intended to decrease the cost of the university granting resident status to students described in this section. The state universities funded pursuant to part 1 shall grant resident status for tuition purposes to an individual who is admitted to a university who meets all of the following requirements:

(a) He or she is an honorably discharged veteran of the United States armed services.

(b) He or she has resided in this state for at least 1 year prior to the date of enrollment in a university.]