



**House Appropriations Subcommittee
on Community Colleges**

Rep. Stamas, Chair

Rep. Kooiman, Vice Chair

Rep. Godchaux

Rep. Jelinek

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Rep. Switalski

**FISCAL YEAR 2002-03
COMMUNITY COLLEGES BUDGET
SB 1100**

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House Appropriations
Subcommittee on Community Colleges
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COMMUNITY COLLEGES – SB 1100							
Final	FISCAL YEAR 2001-02 YTD	FISCAL YEAR 2002-03					
		EXECUTIVE RECOMMENDS	EXECUTIVE CHANGE FROM 2001-02 YTD	SENATE	SENATE. CHANGE FROM 2001-02 YTD	HOUSE RECOMMENDS	HOUSE CHANGE FROM 2001-02 YTD
FTEs							
GROSS	\$321,596,319	\$321,732,319	\$136,000	\$321,732,319	\$136,000	\$321,732,319	\$136,000
GF/GP	\$319,596,319	\$319,732,319	\$136,000	\$319,732,319	\$136,000	\$319,732,319	\$136,000
CATEGORICAL GRANTS:							
OPERATIONAL FUNDS	\$315,504,216	\$315,504,216	\$0	\$315,504,216	\$0	\$315,504,216	\$0
AT-RISK STUDENT SUCCESS PROGRAM	\$3,692,103	\$3,692,103	\$0	\$3,692,103	\$0	\$3,692,102	\$0
RENAISSANCE ZONE REIMBURSEMENT PROGRAM	\$400,000	\$536,000	\$136,000	\$536,000	\$136,000	\$536,000	\$136,000
FINANCIAL AID:							
POSTSECONDARY ACCESS STUDENT SCHOLARSHIP PROGRAM	\$2,000,000	\$2,000,000	\$0	\$2,000,000	\$0	\$2,000,000	\$0

COMMUNITY COLLEGES – LINE ITEM

HOUSE FISCAL AGENCY		Funding Source	FY 2001-02 Current Law	Change from Current Law		
				Executive	Senate	House
1. BASE OPERATIONS						
The Executive retains current-year funding.		Gross GF/GP	\$315,504,216 315,504,216	\$0 0	\$0 0	\$0 0
The Senate concurs with the Executive.						
The House concurs with the Senate.						
2. AT-RISK STUDENT SUCCESS PROGRAM GRANT						
The Executive retains current-year funding.		Gross GF/GP	\$3,692,103 3,692,103	\$0 0	\$0 0	\$0 0
The Senate concurs with the Executive.						
The House concurs with the Senate.						
3. RENAISSANCE ZONE REIMBURSEMENT PROGRAM						
The Executive adds an additional \$136,000 to offset tax revenue losses.		Gross GF/GP	\$400,000 400,000	\$136,000 136,000	\$136,000 136,000	\$136,000 136,000
The Senate concurs with the Executive.						
The House concurs the Senate.						
4. PASS PROGRAM						
The Executive retains current-year scholarship funding.		Gross Restricted	\$2,000,000 2,000,000	\$0 0	\$0 0	\$0 0
The Senate concurs with the Executive.						
The House concurs with the Senate.						
GROSS			\$321,596,319	\$321,732,319	\$321,732,319	\$321,732,319



COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

FY 2002-03

EXECUTIVE

SENATE

HOUSE

Capital Outlay Projects

N/A

N/A

Part 1A. Sec. 151. New language authorizing four (4) projects at higher education institutions.

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2001-2002 is \$321,596,319.00 and state spending from state resources to be paid to local units of government for fiscal year 2001-2002 is \$319,596,319.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

Operations\$ 315,504,216
At-risk student success program 3,692,103
Renaissance zone tax reimbursement program 400,000
TOTAL\$ 319,596,319

Updates fiscal year references; state spending from state resources is \$321,732,319.00, and state spending to be paid to local units is \$319,732,319.00.

.....\$ 315,504,216
..... 3,692,103
..... **536,000**
.....\$ 319,732,319

Concurs with Executive.

Concurs with Senate.

This is standard boilerplate language.

Sec. 202. The appropriations authorized under this act are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Replaces “act” with “bill”.

Concurs with Executive.

Concurs with Senate.

COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

FY 2002-03

EXECUTIVE

SENATE

HOUSE

This section requires the Department of Career Development to publish and post reports on the Internet.

Sec. 208. Unless otherwise specified, the department of career development shall continue to pilot the use of the Internet to fulfill the reporting requirements of this act. This may include transmission of reports via electronic mail to the recipients identified for each reporting requirement or it may include placement of reports on the Internet or legislative Intranet site. The senate and house appropriations subcommittees and senate and house fiscal agencies shall be notified in writing of the Internet or Intranet site of any such report. Quarterly, the department of career development shall provide to each member of the senate and house appropriations subcommittees, the senate and house fiscal agencies, and the state budget office both an electronic and paper copy listing of the reports submitted during the most recent 3-month period, along with each report's Internet or Intranet site, if any.

Revises language as follows:
"Unless otherwise specified, the department of career development shall ~~continue to pilot the use of the Internet to fulfill the reporting requirements of this act bill.~~ This may include transmission of reports via electronic mail to the recipients identified for each reporting requirement or it may include placement of reports on an the Internet or legislative Intranet site. ~~The senate and house appropriations subcommittees, the senate and house fiscal agencies, and the state budget office both an electronic and paper copy listing of the reports submitted during the most recent 3-month period, along with each report's Internet or Intranet site, if any.~~"

Concurs with the Executive;

retains current year; ". Quarterly, the department of career development shall provide to each member of the senate and house appropriations subcommittees, the senate and house fiscal agencies, and the state budget office both an electronic and paper copy listing of the reports submitted during the most recent 3-month period, along with each report's Internet or Intranet site, if any."

Concurs with Senate.

This section prohibits the colleges from using state funds to purchase foreign goods and services.

Sec. 209. Funds appropriated in part 1 should not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods and services, or both, are available. Preference should be given to goods and services, or both, manufactured or provided by Michigan businesses if they are competitively priced and of comparable value.

Strikes

Retains current law.

Concurs with Senate.

COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

FY 2002-03

EXECUTIVE

SENATE

HOUSE

This section encourages the colleges to award contracts to businesses in depressed areas.

Sec. 210. The principal executive officer of each community college receiving appropriations in part 1 shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. Each principal executive officer shall strongly encourage firms with which the community college contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

Strikes

Retains current law.

Concurs with Senate.

COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

FY 2002-03

EXECUTIVE

SENATE

HOUSE

This section requires the colleges to submit financial data to the State.

Sec. 211. (1) The money appropriated in this act is appropriated for community colleges with fiscal years ending June 30, 2002, and shall be paid out of the state treasury and distributed by the state treasurer to the respective community colleges in 11 monthly installments on the sixteenth of each month, or the next succeeding business day, beginning with October 16, 2001. Each community college shall accrue its July and August 2002 payments to its institutional fiscal year ending June 30, 2002. However, if a community college fails to submit all verified Michigan community colleges activities classification structure data for school year 2000-2001 to the department of career development by November 1, 2001, the monthly installments shall be withheld from that community college until those data are submitted. The department of career development shall publish the activities classification structure data book for Michigan community colleges on or before March 1, 2002, for use by the legislature during budget development for the fiscal year ending September 30, 2003. The amount from the money appropriated in part 1 that is allocated under section 103 to address the special needs of at-risk students shall be paid in full by the state treasurer by November 1, 2001. The amount distributed to a community college or department shall not exceed the net state allocation authorized by this act.

Replaces “act” with “bill”; updates fiscal and calendar years.

Retains current law; updates fiscal and calendar years.

Concurs with Senate.



COMMUNITY COLLEGES – BOILERPLATE

FY 2001-02 CURRENT LAW

(2) Except as otherwise provided by law, each of the amounts appropriated shall be used solely for the respective purposes stated in this act. The money appropriated by this act may be used to match the cost of any available programs under the Carl D. Perkins vocational and applied technology education act, Public Law 88-210, 98 Stat. 2435, including local administration.

EXECUTIVE

(2) Except as otherwise provided by law, each of the amounts appropriated **by this bill** ~~shall be solely for the respective purposes stated in this act. The money appropriated by this act~~ may be used to match the cost of any available programs under the Carl D. Perkins vocational and applied technology education act, Public Law 88-210, 98 Stat. 2435, including local administration.

FY 2002-03

SENATE

Retains current law.

HOUSE

Concurs with Senate.

COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

FY 2002-03

EXECUTIVE

SENATE

HOUSE

This section requires the Auditor General's Office to audit the colleges based on the requirements contained in the Manual for Uniform Financial Reporting.

Sec. 212. (1) The auditor general or an independent public accounting firm appointed by the auditor general shall audit data for the fiscal year ending on June 30, 2001, as submitted to the department of career development by 7 randomly selected community colleges. A community college shall maintain and provide those records necessary for the auditor general or certified public accountant appointed by the auditor general to determine the accuracy of the reported data. The audits shall be based upon the definitions and requirements contained in the Manual for Uniform Financial Reporting, Michigan Public Community Colleges, published by the Michigan state board of education in 1981, and the Activities Classification Structure Manual for Michigan Community Colleges, 1996 revision of the final report of the activities classification structure task force (July 1981), published by the department of education. Before the submission of a final audit report, a community college may appeal the findings of the preliminary report under an appeal process to be established by the auditor general. The auditor general shall submit a report of the findings to the house and senate appropriations committees, the department of career development, and the state budget director before June 1, 2002.

Updates calendar years; Manual for Uniform Financial Reporting, Michigan Public Community Colleges, is published by the **Michigan department of career development in 2001.**

Concurs with Executive.

Concurs with Senate.

(2) The auditor general or a certified public accountant appointed by the auditor general shall conduct not less than 3 performance audits of community colleges but may conduct more if the auditor general considers it necessary.

Retains current law.

Concurs with Executive.

Concurs with Senate.



COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

FY 2002-03

EXECUTIVE

SENATE

HOUSE

(3) Not more than 60 days after an audit report is released by the office of the auditor general, the principal executive officer of the community college that was audited shall submit to the house and senate appropriations committees, the house and senate fiscal agencies, the department of career development, the auditor general, and the state budget director a plan to comply with audit recommendations. The plan shall contain projected dates and resources required, if any, to achieve compliance with the audit recommendations, or a documented explanation of the college's noncompliance with the audit recommendations concerning the matters on which the audited community college and office of the auditor general disagree.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(4) A community college whose audited activities classification structure data is significantly different than the data used to determine state aid under this act shall return any overappropriated money as provided in this section. The department of career development shall compare formula computations for the audited colleges using pre- and post-audit data. If the state allocation is 2% or more than the post-audit allocation amount, the college shall return the excess money. The returned money shall be redistributed to all 28 community colleges, prorated on the base appropriations contained in part 1.

Changes "act" to "bill"; "as provided in this **subsection**";

Concurs with Executive.

Concurs with Senate.

This section requires Career Development to update the course groupings in the Activities Classification Structure Data Book for the 7 randomly audited colleges.

Sec. 213. The department of career development shall review the taxonomy of the 7 community colleges selected for the audit under section 212 that is based on the Activities Classification Structure Manual for Michigan Community Colleges, 1996 revision of the final report of the activities classification structure task force (July 1981), published by the department of education.

Retains current law.

Concurs with Executive.

Concurs with Senate.

COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

FY 2002-03

EXECUTIVE

SENATE

HOUSE

This section requires each college to archive information such as class lists, registration information, and student transcripts for audit purposes.

Sec. 214. (1) A community college shall retain certified class summaries, class lists, registration documents, and student transcripts that are consistent with the taxonomy of courses. For each enrollment period during the fiscal year, these certified documents shall identify clearly by course the number of in-district and out-of-district student credit and contact hours. The class summaries and class lists shall be consistent with each other and shall include the course prefix and numbers, course title, course credit and contact hours, credit and contact hours generated by each student, and activity classifications consistent with the taxonomy. An auditable process shall be used by the community college to determine the unduplicated head count for in-district students, out-of-district students, and prisoners for each enrollment period during the fiscal year.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(2) Contracts between the community college and agencies that reimburse the community college for the costs of instruction shall be retained for audit purposes.

Retains current law.

Concurs with Executive.

Concurs with Senate.

COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

FY 2002-03

EXECUTIVE

SENATE

HOUSE

As a condition of funding, this section requires each college to submit audited financial statements to the Legislature and other entities.

Sec. 215. Each community college shall have an annual audit of all income and expenditures performed by an independent auditor and shall furnish the independent auditor's management letter and an annual audited accounting of all general and current funds income and expenditures including audits of college foundations to the legislature, the senate and house fiscal agencies, the auditor general, the department of career development, and the state budget director before November 15, 2001. If a community college fails to furnish the audit materials, the monthly state aid installments shall be withheld from that college until the information is submitted. All reporting shall conform to the requirements set forth in the Manual for Uniform Financial Reporting, Michigan Public Community Colleges, published by the Michigan state board of education in 1981, as amended by the department of career development.

Updates calendar year; "All reporting shall conform to the requirements set forth in the Manual for Uniform Financial Reporting, Michigan Public Community Colleges, published by the Michigan state board of education in 1981, as amended by the department of career development in 2001, as amended by the department of career development."

Concurs with Executive.

Concurs with Senate.

This section mandates payments to the public school retirement system, pre-funding the health care portion of the plan, and limits contribution by the colleges to 1 retirement plan.

Sec. 216. (1) A community college shall pay the employer's contributions to the Michigan public school employees' retirement system created by the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1408, as a condition of receiving money appropriated under this act. If amendments to the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1408, that require pre-funding of the health benefits portion of the Michigan public school employees' retirement system are enacted and take effect, those amendments apply to community colleges.

Replaces "act" with "bill"; Strikes "If amendments to the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1408, that require pre-funding of the health benefits portion of the Michigan public school employees' retirement system are enacted and take effect, those amendments apply to community colleges."

Concurs with Executive; replaces "bill" with "Act"

Retains current law.



COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

FY 2002-03

EXECUTIVE

SENATE

HOUSE

(2) A community college shall not pay an employer's contribution to more than 1 retirement fund providing benefits for an employee.

Retains current law.

Concurs with Executive.

Concurs with Senate.

This section prohibits the use of operating funds for capital outlay projects.

Sec. 217. An appropriation contained in this act shall not be used for the construction of buildings for, or operations of, a community college not expressly authorized in part 1. Money appropriated in part 1 shall not be used to pay for the construction or maintenance of a self-liquidating project.

Replaces “act” with “bill”.

Concurs with Executive.

Concurs with Senate.

This section requires the Department of Career Development to compile a statistical report on the number of minorities and women employed by the colleges.

Sec. 218. The department of career development shall ensure that a statistical report for minorities and women employees for the most recent school year, as submitted to the federal government, be included in the Michigan Community Colleges Enrollment Profile published by the department of career development. Also included in this profile shall be a statistical report for the most recent school year that includes enrollment statistics for minorities and women from the current year as submitted to the department of career development. The department of career development shall distribute a copy of this report to the state budget director and to members of the house and senate appropriations subcommittees on community colleges and the house and senate fiscal agencies no later than March 1, 2002.

Updates calendar year.

Concurs with Executive;
replaces “bill” with “Act”

Concurs with Senate.

COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

FY 2002-03

EXECUTIVE

SENATE

HOUSE

This section requires the Department of Treasury to report to the Legislature the amount of property tax revenue forgone by colleges due to Tax Increment Financing Authorities (TIFAs) and tax abatements.

Sec. 219. The department of treasury shall annually collect and compile data on the tax revenue losses to community colleges resulting from tax increment financing authorities (TIFA) and tax abatements. The department of treasury shall produce a report detailing the data. The report shall be completed and presented to the house and senate appropriations subcommittees on community colleges, the department of career development, and the department of management and budget not later than February 15, 2002. The report shall include, but is not limited to, the following:

- (a) Estimated revenue losses for each community college for the calendar year 2001.
- (b) Confirmed revenue losses for each community college for the calendar years 1999 and 2000.
- (c) Other requirements requested by the house and senate appropriations subcommittees on community colleges.

Strikes

Retains current law, but updates calendar years.

Concurs with Senate.

Financing special maintenance projects at colleges

N/A

N/A

New Language: Sec. 220. It is the intent of the legislature that the legislature, in cooperation with the Michigan Community College Association, develop proposals and financing alternatives for special maintenance projects at community colleges that otherwise would not qualify for financing under the State Building Authority.

This section establishes guidelines for administering the Indian Tuition Waiver Grant Program.

Sec. 221. (1) Each community college shall report the following to the department of career development, no later than November 1, 2001:

Retains current law; updates calendar year.

Concurs with Executive.

Concurs with Senate.

COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

FY 2002-03

EXECUTIVE

SENATE

HOUSE

(a) The number of North American Indian students enrolled each term for the previous fiscal year, using guidelines and procedures developed by the department of career development and the Michigan commission on Indian affairs.

Revised language as follows:
“The number of North American Indian students enrolled each term for the previous fiscal year, using guidelines and procedures developed by the department of career development and the Michigan commission on Indian affairs.”

Retains current law.

Concurs with Senate.

(b) The number of Indian tuition waivers granted each term, and the monetary value of the waivers for the previous fiscal year.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(2) Colleges shall use the criteria cited in 1976 PA 174, MCL 390.1251 to 390.1253, to determine eligibility for tuition waivers, and shall grant those waivers to individuals who meet the criteria and request tuition waivers.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(3) The department of career development shall compile the information received under subsection (1) and shall submit this compilation to the house and senate appropriations subcommittees on community colleges, the senate and house fiscal agencies, and the state budget director by January 7, 2002.

Updates calendar year.

Concurs with Executive.

Concurs with Senate.

Requires the State to reimburse the colleges property tax losses resulting from Renaissance Zone developments.

Sec. 222. From the general fund/general purpose appropriation in part 1 for renaissance zone reimbursement funding, there is allocated \$400,000.00 to make reimbursement to community colleges, as provided by section 12 of the Michigan renaissance zone act, 1996 PA 376, MCL 125.2692, for property taxes levied in 2001. Reimbursements shall be made in amounts to each eligible recipient no later than 60 days after the department of treasury certifies to the state budget director that it has received all necessary information to properly determine the amounts due each eligible recipient under section 12 of the Michigan renaissance zone act, 1996 PA 376, MCL 125.2692. Excess allocations lapse to the general fund.

“ . . . there is allocated **\$536,000.00**”; updates calendar year.

Concurs with Executive.

Concurs with Senate.

COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

**FY 2002-03
SENATE**

EXECUTIVE

HOUSE

This section requires the colleges to inform high schools of the academic status of its graduates attending community colleges.

Sec. 223. (1) Upon request, a community college shall inform interested Michigan high schools of the aggregate academic status of its students for the fiscal year beginning October 1, 2001, in a manner prescribed by the Michigan community college association and in cooperation with the Michigan association of secondary school principals.

Revises language as follows:
“Upon request, a community college shall inform interested Michigan high schools of the aggregate academic status of its students for the ~~fiscal~~ **prior academic year beginning** ~~October 1, 2001,~~ in a manner prescribed by the Michigan community college association and in cooperation with the Michigan association of secondary school principals.”

Retains current law, but updates calendar year.

Concurs with Senate.

(2) Each community college shall report by December 1, 2001, to the department of career development, a summary of the information provided under subsection (1) for the prior academic year.

Updates calendar year.

Concurs with Executive.

Concurs with Senate.

(3) The department of career development shall compile the information received under subsection (2) and shall submit this compilation to the house and senate appropriations subcommittees on community colleges, the house and senate fiscal agencies, and the state budget director by February 1, 2002.

Updates calendar year.

Concurs with Executive.

Concurs with Senate.

This section encourages the colleges to collaborate with 4-year universities.

Sec. 224. (1) Recognizing the critical importance of education in strengthening Michigan’s workforce, the legislature encourages the state’s public community colleges to explore ways of increasing collaboration and cooperation with 4-year universities, particularly in the areas related to training, instruction, and program articulation.

Strikes

Retains current law.

Concurs with Senate.

<div>HOUSE</div> <div>FISCAL</div> <div>AGENCY</div>	COMMUNITY COLLEGES – BOILERPLATE			
	FY 2001-02 CURRENT LAW	FY 2002-03		
		EXECUTIVE	SENATE	HOUSE
(2) Community colleges shall report by December 1, 2001 to the department of career development on steps they have taken to increase collaboration and cooperation with 4-year universities under subsection (1).		Strikes	Retains current law, but updates calendar year.	Concurs with Senate.
(3) The department of career development shall compile the information received under subsection (2) and shall submit this compilation to the house and senate appropriations subcommittees on community colleges and the senate and house fiscal agencies by January 7, 2002.		Strikes	Updates calendar year.	Concurs with Senate.
<p><i>This section outlines intent language to review the findings of the co-terminus task force.</i></p> <p>Sec. 225. The legislature intends that all citizens of this state have geographic and programmatic access to quality comprehensive community college services. The legislature and the Michigan community college association shall continue to review and analyze the recommendations made by the co-terminus task force to assure geographic and programmatic access to quality and comprehensive community college services. The legislature recognizes that as of January 1, 2001, there were also public universities that provide quality comprehensive community college services for citizens of this state who are not served by a community college district.</p>		Strikes	Retains current law, but updates calendar year.	Concurs with Senate.
<p><i>This section requires the colleges to notify various entities when the college board approves tuition and fee increases.</i></p> <p>Sec. 226. Each community college shall report to the house and senate fiscal agencies and the department of career development a modification in credit or contact hour tuition or mandatory non-course-related student fees not later than 30 days after the modification is established by the college governing board.</p>		Includes the state budget director as a report recipient.	Concurs with Executive.	Concurs with Senate.

COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

FY 2002-03

EXECUTIVE

SENATE

HOUSE

This section requires the colleges to submit a report on the number and types of degrees/certificates awarded to students.

Sec. 227. (1) Each community college shall report to the department of career development the numbers and type of associate degrees and other certificates awarded during the previous fiscal year. The report shall be made not later than November 15, 2001.

Retains current law; updates calendar year.

Concurs with Executive.

Concurs with Senate.

(2) The department of career development shall compile the information received under subsection (1) and shall submit this compilation to the house and senate appropriations subcommittees on community colleges, the senate and house fiscal agencies, and the state budget director by January 7, 2002.

Updates calendar year.

Concurs with Executive.

Concurs with Senate.

This section states legislative intent to “fully fund” the Gast-Mathieu Formula.

Sec. 228. The legislature intends to achieve full funding of the Gast-Mathieu fairness in funding formula.

Strikes

Retains current law.

Concurs with Senate.

This section requires the Department of Career Development to compile and disseminate crime statistics to the public for each college.

Sec. 229. (1) A community college receiving 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 make a copy of all material prepared in accordance with 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, available in hard copy and electronic format accessible through the Internet for school districts, parents, and students.

Replaces “act” with “bill”.

Retains current law.

Concurs with Senate.

COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

FY 2002-03

EXECUTIVE

SENATE

HOUSE

(2) On the department website, the department of career development shall provide a hyperlink to the United States department of education website or provide access to a hard copy of information requested under subsection (1) for school districts, parents, and students. Upon request, the department of career development shall provide a hard copy of this information to the public.

Strikes

Concurs with Executive.

Retains current law.

This section prohibits the use of appropriations for abortion services for college employees or dependents unless specific circumstances exist.

Sec. 230. (1) A community college shall not expend money appropriated under this act to provide health care coverage for community college 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 community college 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.

Strikes

Retains current law.

Concurs with Senate.

(2) If a community college expends money appropriated under this act in violation of subsection (1), the community college shall repay to this state an amount equal to the amount of money spent in violation of subsection (1).

Strikes

Retains current law.

Concurs with Senate.

This section prohibits the use of State funds for extending benefits to unmarried partners.

Sec. 231. In light of sections 1, 3, and 4 of 1846 RS 83, MCL 551.1, 551.3, and 551.4, and section 1 of 1939 PA 168, MCL 551.271, the legislature intends that a community college receiving funding under this act shall not use part 1 money to extend employee benefits to the unmarried partners of the community college's employees except for pre- and post-natal costs.

Strikes

Retains current law.

Concurs with Senate.

COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

FY 2002-03

EXECUTIVE

SENATE

HOUSE

Sec. 233. Community colleges that include prescription drugs and medications as a covered health benefit for adults are encouraged to ensure that payment for preventative contraceptives are included in the insurance plan.

Strikes

Retains current law.

Concurs with Senate.

Sec. 234. The legislature intends that each community college do all of the following:

Strikes

Retains current law.

Concurs with Senate.

(a) Undertake active measures to promote equal opportunities, eliminate discrimination, and foster a diverse student body and administration among all people including, but not limited to, women, minorities, seniors, veterans, and people with disabilities.

Strikes

Retains current law.

Concurs with Senate.

(b) Review, analyze, and eradicate activities that may tend to discriminate.

Strikes

Retains current law.

Concurs with Senate.

New language establishing a workgroup to discuss dual enrollment issues.

N/A

N/A

Sec. 235

COMMUNITY COLLEGES – BOILERPLATE

**FY 2001-02
CURRENT LAW**

FY 2002-03

EXECUTIVE

SENATE

HOUSE

STATE AID - OPERATIONS

This section identifies the data source used to calculate State aid for the community colleges.

Sec. 301. Unless otherwise stated, all data items used in determining state aid in this act are as defined in the Manual for Uniform Financial Reporting, Michigan Public Community Colleges, published by the Michigan state board of education in 1981, which shall be the basis for reporting data, and the Activities Classification Structure Manual for Michigan Community Colleges, 1996 revision of the final report of the activities classification structure task force (July 1981), published by the department of education, which shall be used to document financial needs of the community colleges, as amended by the department of career development.

Revises language as follows:
“Unless otherwise stated, all data items used in determining state aid in this ~~act~~ bill are as defined in the Manual for Uniform Financial Reporting, Michigan Public Community Colleges, published by the Michigan ~~state board of education in 1981~~ department of career development in 2001, which shall . . .”

Concurs with Executive;
replaces “bill” with “Act”

Concurs with Senate.

This section requires exclusion of prisoner contact hours from the Activities Classification Structure Data Book. Funding for educational services is included in the Department of Correction’s appropriation.

Sec. 302. A community college shall not include in the enrollment report any student credit hours or student contact hours for a student incarcerated in a Michigan penal institution. Exclusion of these students is intended to avoid the payment of state aid under this act for the same individuals for whom reimbursement is provided by the state correctional system.

Revises language as follows: “A community college shall not include in the enrollment **data reported for determining state aid under this bill** any student credit hours or student contact hours for a student incarcerated in a Michigan penal institution. ~~Exclusion of these students is intended to avoid the payment of state aid under this act for the same individuals for whom reimbursement is provided by the state correctional system.”~~

Revises language as follows: “A community college shall not include in the enrollment **data reported for determining state aid under this act** any student credit hours or student contact hours for a student incarcerated in a Michigan penal institution. Retains current law:
Exclusion of these students is intended to avoid the payment of state aid under this act for the same individuals for whom reimbursement is provided by the state correctional system.”

Concurs with Senate.

COMMUNITY COLLEGES – BOILERPLATE

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GRANTS

This section establishes funding and program standards for the At-risk Student Success Program. A base grant of \$40,000 is provided to each college, with the remainder distributed in proportion to the average number of developmental and preparatory contact hours generated during the three most recent academic years.

Sec. 401. (1) The community college at-risk student success program is continued. The funding shall be prorated among community colleges based on the number of student contact hours for developmental and preparatory instruction reported by each community college to the department of career development for use in the Activities Classification Structure Manual for Michigan Community Colleges, 1996 revision of the final report of the activities classification structure task force (July 1981), published by the department of education. Of the amount appropriated in part 1 for the at-risk student success program, \$1,120,000.00 is allocated for base grants of \$40,000.00 each, to address the special needs of at-risk students at community colleges or the acquisition or upgrade of technology related equipment and software.

Strikes language in the last sentence, “~~to address the special needs of at-risk students at community colleges or the acquisition or upgrade of technology related equipment and software.~~”

Retains current law.

Concurs with Senate.

(2) Of the amount appropriated in part 1 for the at-risk student success program, the balance of the appropriated money shall be distributed on a proration utilizing the sum of the most recent 3 years developmental/preparatory contact hours divided by the sum of the 3-year total contact hours at each college. Each community college's percentage shall be divided by the sum of all the percentages systemwide to obtain each community college's prorated grant amount.

Retains current law.

Concurs with Executive.

Concurs with Senate.

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(3) For the fiscal year ending September 30, 2002, the at-risk student success program money is allocated as follows:

Alpena Community College	\$ 104,004
Bay de Noc Community College	98,650
Delta College	110,240
Glen Oaks Community College	135,832
Gogebic Community	78,902
Grand Rapids Community College	74,179
Henry Ford Community College	164,807
Jackson Community	113,768
Kalamazoo Valley Community College	113,499
Kellogg Community	158,343
Kirtland Community College	158,732
Lake Michigan College	192,554
Lansing Community College	157,864
Macomb Community College	91,038
Mid Michigan Community College	129,419
Monroe County Community College	99,275
Montcalm Community College	71,694
Mott Community College	109,157
Muskegon Community College	213,016
North Central Michigan College	178,336
Northwestern Michigan College	120,677
Oakland Community College	159,354
St. Clair Community College	80,413
Schoolcraft College	150,164
Southwestern Michigan College	180,632
Washtenaw Community College	161,709
Wayne County Community College	149,384
West Shore Community College	136,460

Updates calendar year; revises language as follows:

.....	\$85,654
.....	93,194
.....	109,215
.....	138,528
.....	78,171
.....	88,959
.....	163,814
.....	113,121
.....	116,085
.....	156,823
.....	169,343
.....	186,759
.....	162,796
.....	92,395
.....	138,950
.....	99,550
.....	69,465
.....	111,102
.....	209,919
.....	156,702
.....	129,025
.....	157,358
.....	88,500
.....	152,307
.....	180,889
.....	170,388
.....	142,398
.....	130,693

Concurs with Executive.

Concurs with Senate.

(4) As used in this act, "at-risk students" means students who meet 1 or more of the following criteria:

Replaces "act" with "bill".

Retains current law.

Concurs with Senate.

(a) Are initially placed in 1 or more developmental courses as a result of standardized testing or as a result of failure to make satisfactory academic progress.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(b) Are diagnosed as learning disabled.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(c) Require English as a second language (ESL) assistance.

Retains current law.

Concurs with Executive.

Concurs with Senate.

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(5) Grant funding under this section shall be utilized to address the special needs of at-risk students or for equipment or upgrade of information technology hardware or software. Activities related to services provided to at-risk students include, but are not limited to, pretesting for academic ability, counseling contacts, and special programs. Equipment or information technology hardware or software purchased under this section need not be associated with the operation of a program designed to address the needs of at-risk students.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(6) Grant funding under this section shall not be used for indirect costs including, but not limited to, rent, utilities, or, except as provided in this section, college administration.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(7) Each community college shall report to the department of career development a summary of all accomplishments under, expenditures for, and compliance with the intent of this program, including the number of at-risk students served. The report is subject to audit as provided for in section 212(1). The report shall be submitted not later than 90 days after the end of the state's fiscal year. The department of career development shall compile the information received under this subsection and shall submit this compilation to the house and senate appropriations subcommittees on community colleges, the senate and house fiscal agencies, and the state budget director by 120 days after the end of the state's fiscal year.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(8) Each community college receiving grant money under this section shall, not more than 12 months after receipt of that money, certify to the state treasurer, the state budget director, the house and senate fiscal agencies, and the auditor general whether all the grant money is expended or encumbered.

Retains current law.

Concurs with Executive.

Concurs with Senate.

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This section establishes legislative intent to fund community colleges and universities at the same level.

Sec. 402. The legislature intends that any executive or legislative proposal or action, subsequent to the adoption of a recommendation for appropriations for community colleges for the fiscal year ending September 30, 2002, to increase appropriations to state-supported 4-year universities in excess of the governor's original recommendation for the fiscal year ending September 30, 2002, will be accompanied by a similar action or proposal for state-supported community colleges.

Strikes

Retains current law, but updates calendar years.

Concurs with Senate.

This section states that 70% of the Economic Development Job Training grants shall be distributed to community colleges.

Sec. 403. The legislature intends that not less than 70% of the economic development job training grant money be awarded to community colleges or a consortium of community colleges and other eligible applicants as provided in the budget that appropriated the economic development job training grant money. Further, the legislature intends that at least a portion of the total appropriation for economic development job training grants be awarded to community colleges that offer certified programs that are bureau of apprenticeship training certified. The Michigan economic development corporation shall report by November 1 of each year to the house and senate appropriations subcommittees on community colleges and the senate and house fiscal agencies the names of the community colleges awarded grant money under this section, the amount of the grants awarded, and the percentage awarded to bureau of apprenticeship training certified programs.

Strikes

Retains current law.

Concurs with Senate.

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This section outlines the requirement of the Postsecondary Access Student Scholarship Program.

Sec. 404. (1) The Michigan postsecondary access student scholarship (PASS) program is established to provide a PASS award as calculated under this section for a student who is eligible under subsection (2), (3), or (4). The Michigan higher education assistance authority (MHEAA) shall administer the PASS program, for which there is \$2,000,000.00 appropriated in part 1, and the PASS program shall comply with the requirements of this section.

\$2,000,000.00 is appropriated.

Concurs with Executive.

Concurs with Senate.

(2) A student is eligible for a PASS award for the equivalent of 2 years of full-time college enrollment if the student meets all of the following:

Retains current law.

Concurs with Executive.

Concurs with Senate.

(a) The student must be a Michigan resident enrolled in a program leading to an associate degree that was in existence as of January 1, 2000, at a Michigan public community college, Michigan public university, or Michigan independent nonprofit, degree-granting college or university.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(b) The student must be enrolled at least half-time.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(c) The student must have scored at level 1 or level 2 on the high school Michigan education assessment program (MEAP) tests in reading, writing, mathematics, and science.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(d) The student must be eligible for a federal Pell grant.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(e) Other requirements established by the MHEAA.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(3) A student who meets all the requirements of subsection (2), other than subsection (2)(c), but has taken the high school MEAP tests in reading, writing, mathematics, and science while in high school shall receive a PASS award for 1 year of college enrollment. If the student maintains satisfactory academic progress in that first year of college enrollment, the student shall receive a PASS award for a second year of college enrollment.

Retains current law.

Concurs with Executive.

Concurs with Senate.

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(4) A student who meets all the requirements of subsection (2), other than subsection (2)(c), shall receive a maximum \$500.00 PASS award, not to exceed tuition and fees, for the second year of college enrollment. A student may qualify under this section whether or not the student took any of the high school MEAP tests.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(5) PASS award eligibility is limited to 2 semesters or 3 terms in any academic year.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(6) A PASS award for a student eligible under subsection (2), (3), or (4) shall be calculated by the MHEAA as the amount remaining after subtracting from the value of the student's allowable tuition and fees, as prescribed in subsection (8), all of the following state and federal financial educational assistance for which that student is eligible:

Retains current law.

Concurs with Executive.

Concurs with Senate.

- (a) Michigan competitive scholarship.
- (b) Michigan tuition grant.
- (c) Pell grant.
- (d) Federal hope scholarship tax credit.

(7) Each higher education institution shall prepare and utilize a tax credit table, or shall notify the MHEAA that the institution chooses to have the MHEAA utilize the department of treasury's tax credit table, to impute an amount under subsection (6) for the federal hope scholarship tax credit.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(8) The value of a student's allowable tuition and fees is as follows:

Retains current law.

Concurs with Executive.

Concurs with Senate.

(a) For a student enrolled at a Michigan community college, the value of allowable tuition and fees is the in-district tuition and fees. For a student who does not reside within a community college district, the value of allowable tuition and fees is the out-of-district tuition and fees for the community college that the student is attending.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(b) For a student enrolled at a Michigan public university, the value of allowable tuition and fees is 125% of the highest in-district tuition and fees for community colleges for the immediately preceding academic year as reported before August 1 after that academic year.

Retains current law.

Concurs with Executive.

Concurs with Senate.

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(c) For a student enrolled at a Michigan independent, nonprofit, degree-granting college or university, the value of allowable tuition and fees is 125% of the highest in-district tuition and fees for community colleges for the immediately preceding academic year as reported before August 1 after that academic year.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(9) The MHEAA shall remit an eligible student's PASS award to a higher education institution in accordance with procedures established by the MHEAA.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(10) The PASS award may be utilized by the student to pay costs of attendance as determined by the MHEAA.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(11) The PASS program shall not be applied for a student's theology or divinity courses.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(12) The MHEAA shall develop an application and eligibility determination process that ensures that all of the requirements prescribed by this section are met.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(13) Students who are expected to receive a tuition incentive program scholarship are not eligible for the PASS program.

Revises language as follows:
"Students who ~~are expected to~~ receive a tuition incentive program scholarship are not eligible for the PASS program."

Retains current law.

Concurs with Senate.

(14) The MHEAA shall submit to the senate and house appropriations subcommittees on community colleges, the house and senate fiscal agencies, and the department of management and budget by March 1, 2002, a comprehensive report on the PASS program from December 31, 2000 to February 1, 2002, including, but not limited to:

Revised language as follows:
"The MHEAA shall submit to the senate and house appropriations subcommittees on community colleges, the house and senate fiscal agencies, and the ~~department of management and budget~~ **state budget director** by March 1, ~~2002~~ **2003**, a comprehensive report on the PASS program from December 31, ~~2000~~ **2001** to February 1, ~~2002~~ **2003**, including, but not limited to:"

Retains current law, but updates calendar years.

Concurs with Senate.

(a) Number of PASS program recipients by college.

Retains current law.

Concurs with Executive.

Concurs with Senate.

(b) Average PASS award per student, including minimum and maximum, by college.

Retains current law.

Concurs with Executive.

Concurs with Senate.

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(c) Total PASS program expenditures.		Retains current law.	Concurs with Executive.	
(d) Other applicable PASS program information, including, but not limited to, the estimated PASS program and cost impact of removing age restrictions and of raising the income eligibility amount.		Strikes	Concurs with Executive.	Retains current law.
(15) The department of treasury shall advertise the PASS program on the Michigan higher education assistance authority website.		Retains current law.	Concurs with Executive.	Concurs with Senate.
New language authorizing four projects at higher education institutions.		N/A	N/A	Sec. 2201
New language encouraging the colleges to competitively bid capital outlay projects.		N/A	N/A	Sec. 2202

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Sec. 405. If section 274 of the income tax act of 1967, 1967 PA 281, MCL 206.274, is repealed, \$5,166,447.00 is appropriated for the fiscal year ending September 30, 2002 for community colleges. The \$5,166,447.00 shall be added to the base appropriation for each community college and shall be allocated as follows:

Alpena Community College	\$ 90,869
Bay de Noc Community College	112,375
Delta College	227,253
Glen Oaks Community College	61,189
Gogebic Community	51,482
Grand Rapids Community College	184,489
Henry Ford Community College	481,326
Jackson Community	139,821
Kalamazoo Valley Community College	324,287
Kellogg Community	228,455
Kirtland Community College	36,000
Lake Michigan College	118,904
Lansing Community College	616,198
Macomb Community College	414,285
Mid Michigan Community College	99,100
Monroe County Community College	98,056
Montcalm Community College	40,836
Mott Community College	266,436
Muskegon Community College	140,427
North Central Michigan College	43,926
Northwestern Michigan College	173,962
Oakland Community College	214,733
St. Clair County Community College	93,954
Schoolcraft College	193,019
Southwestern Michigan College	149,785
Washtenaw Community College	355,277
Wayne County Community College	170,532
West Shore Community College	39,471
TOTAL	\$ 5,166,447

Strikes

Concurs with Executive.

Concurs with Senate.