

SUBSTITUTE FOR
HOUSE BILL NO. 4435

A bill to make appropriations for community colleges and certain state purposes related to education for the fiscal year ending September 30, 2010; to provide for the expenditure of those appropriations; to establish or continue certain funds, programs, and categories; 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. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for community colleges and certain other state purposes relating to education for the

1 fiscal year ending September 30, 2010, from the funds indicated in
 2 this part. The following is a summary of the appropriations in this
 3 part:

4 **COMMUNITY COLLEGES**

5 APPROPRIATION SUMMARY

| | | | |
|----|--|----|-------------|
| 6 | GROSS APPROPRIATION..... | \$ | 396,360,500 |
| 7 | Interdepartmental grant revenues: | | |
| 8 | Total interdepartmental grants and intradepartmental | | |
| 9 | transfers | | 0 |
| 10 | ADJUSTED GROSS APPROPRIATION..... | \$ | 396,360,500 |
| 11 | Federal revenues: | | |
| 12 | Total federal revenues..... | | 97,000,000 |
| 13 | Special revenue funds: | | |
| 14 | Total local revenues..... | | 0 |
| 15 | Total private revenues..... | | 0 |
| 16 | Total other state restricted revenues..... | | 0 |
| 17 | State general fund/general purpose..... | \$ | 299,360,500 |
| 18 | Sec. 102. OPERATIONS | | |
| 19 | Alpena Community College..... | \$ | 5,118,200 |
| 20 | Bay de Noc Community College..... | | 5,178,900 |
| 21 | Delta College..... | | 13,702,200 |
| 22 | Glen Oaks Community College..... | | 2,296,100 |
| 23 | Gogebic Community College..... | | 4,280,500 |
| 24 | Grand Rapids Community College..... | | 17,272,100 |
| 25 | Henry Ford Community College..... | | 20,834,100 |
| 26 | Jackson Community College..... | | 11,526,000 |
| 27 | Kalamazoo Valley Community College..... | | 11,866,100 |

| | | |
|----|---|-------------------|
| 1 | Kellogg Community College..... | 9,300,900 |
| 2 | Kirtland Community College..... | 2,843,800 |
| 3 | Lake Michigan College..... | 5,004,700 |
| 4 | Lansing Community College..... | 29,755,500 |
| 5 | Macomb Community College..... | 31,667,100 |
| 6 | Mid Michigan Community College..... | 4,416,800 |
| 7 | Monroe County Community College..... | 4,143,600 |
| 8 | Montcalm Community College..... | 2,982,300 |
| 9 | C.S. Mott Community College..... | 14,995,200 |
| 10 | Muskegon Community College..... | 8,533,800 |
| 11 | North Central Michigan College..... | 2,998,500 |
| 12 | Northwestern Michigan College..... | 8,786,600 |
| 13 | Oakland Community College..... | 20,083,500 |
| 14 | St. Clair County Community College..... | 6,727,200 |
| 15 | Schoolcraft College..... | 11,767,600 |
| 16 | Southwestern Michigan College..... | 6,261,300 |
| 17 | Washtenaw Community College..... | 12,146,000 |
| 18 | Wayne County Community College..... | 15,848,700 |
| 19 | West Shore Community College..... | <u>2,220,500</u> |
| 20 | GROSS APPROPRIATION..... | \$ 292,557,800 |
| 21 | Appropriated from: | |
| 22 | State general fund/general purpose..... | \$ 292,557,800 |
| 23 | Sec. 103. GRANTS | |
| 24 | At-risk student success program..... | \$ 3,322,700 |
| 25 | Renaissance zone tax reimbursement funding..... | 3,480,000 |
| 26 | Workforce development grants (ARRA) | <u>97,000,000</u> |
| 27 | GROSS APPROPRIATION..... | \$ 103,802,700 |

PROVISIONS CONCERNING APPROPRIATIONS

9 Sec. 201. Pursuant to section 30 of article IX of the state
0 constitution of 1963, total state spending from state resources
1 under part 1 for fiscal year 2009-2010 is \$299,360,500.00 and state
2 spending from state resources to be paid to local units of
3 government for fiscal year 2009-2010 is \$299,360,500.00. The
4 itemized statement below identifies appropriations from which
5 spending to local units of government will occur:

| | | | |
|---|---|----|------------------|
| 6 | Operations..... | \$ | 292,557,800 |
| 7 | At-risk student success program..... | | 3,322,700 |
| 8 | Renaissance zone tax reimbursement program..... | | <u>3,480,000</u> |
| 9 | TOTAL..... | \$ | 299,360,500 |

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

Sec. 203. Unless otherwise specified, a community college receiving appropriations in part 1 and the department of energy, labor, and economic growth shall use the Internet to fulfill the

1 reporting requirements of this act. This requirement may include
2 transmission of reports via electronic mail to the recipients
3 identified for each reporting requirement or it may include
4 placement of reports on an Internet or Intranet site.

5 Sec. 209. Funds appropriated in part 1 shall not be used for
6 the purchase of foreign goods or services, or both, if
7 competitively priced and of comparable quality American goods or
8 services, or both, are available. Preference should be given to
9 goods or services, or both, manufactured or provided by Michigan
10 businesses, if they are competitively priced and of comparable
11 quality. In addition, preference should be given to goods or
12 services, or both, that are manufactured or provided by Michigan
13 businesses owned and operated by veterans, if they are
14 competitively priced and of comparable quality.

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

23 Sec. 211. (1) The money appropriated in this act is
24 appropriated for community colleges with fiscal years ending June
25 30, 2010 and shall be paid out of the state treasury and
26 distributed by the state treasurer to the respective community
27 colleges in 11 monthly installments on the sixteenth of each month,

1 or the next succeeding business day, beginning with October 16,
2 2009. Each community college shall accrue its July and August 2010
3 payments to its institutional fiscal year ending June 30, 2010.
4 However, if a community college fails to submit all verified
5 Michigan community colleges activities classification structure
6 data for school year 2008-2009 to the department of energy, labor,
7 and economic growth by November 1, 2009, the monthly installments
8 shall be withheld from that community college until those data are
9 submitted. The amount from the money appropriated in part 1 that is
10 allocated to address the special needs of at-risk students shall be
11 paid in full by the state treasurer by November 1, 2009. The amount
12 distributed to a community college or department shall not exceed
13 the net state allocation authorized by this act.

14 (2) Except as otherwise provided by law, each of the amounts
15 appropriated shall be used solely for the respective purposes
16 stated in this act. The money appropriated in this act may be used
17 to match the cost of any available programs under the Carl D.
18 Perkins vocational and applied technology education act of 1998, 20
19 USC 2301 to 2414, including local administration.

20 Sec. 216. (1) A community college shall pay the employer's
21 contributions to the Michigan public school employees' retirement
22 system created by the public school employees retirement act of
23 1979, 1980 PA 300, MCL 38.1301 to 38.1408, as a condition of
24 receiving money appropriated under this act.

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

1 Sec. 217. Money appropriated in part 1 shall not be used to
2 pay for the construction or maintenance of a self-liquidating
3 project. A community college shall comply with the current use and
4 finance requirements of the joint capital outlay subcommittee
5 (JCOS) for any construction, renovation, or other capital outlay
6 projects pursuant to JCOS policy.

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

13 (2) Recognizing the central role of community colleges in
14 responding to local employment needs and challenges, community
15 colleges shall develop and continue efforts to collaborate with
16 local employers and students to identify local employment needs and
17 strategies to meet them.

18 (3) Community colleges are encouraged to collaborate with each
19 other on innovations to identify and meet local employment needs.

20 (4) Community colleges are encouraged to organize and
21 participate in a legislative summit on a strategy for meeting the
22 employment needs of the entire state. The community colleges shall
23 report the results of the summit to the senate and house
24 appropriations subcommittees on community colleges.

25 Sec. 234. Community colleges shall do the following:

26 (a) Undertake active measures to promote equal opportunities,
27 eliminate discrimination, and foster a diverse student body and

1 administration among all people including, but not limited to,
2 women, minorities, seniors, veterans, and people with disabilities.

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

5 Sec. 239. The legislature intends that any executive or
6 legislative proposal or action, subsequent to the adoption of a
7 recommendation for appropriations for community colleges for the
8 fiscal year ending September 30, 2010, to increase appropriations
9 to state-supported 4-year universities in excess of the governor's
10 original recommendation for the fiscal year ending September 30,
11 2010, will be accompanied by a similar action or proposal for
12 state-supported community colleges.

13 Sec. 241. (1) It is the intent of the legislature that
14 community colleges expand their current nursing education programs
15 and increase nursing education program enrollments. This expansion
16 may include, but is not limited to, creating partnerships with
17 hospitals and other health care providers, encouraging programs
18 that assist in placing students at all levels of nursing,
19 recruiting and hiring a larger number of individuals with masters
20 degrees in nursing as instructors, expanding the focus and
21 utilization of the nursing scholarship program, and redirecting
22 existing institutional resources toward nursing education programs.

23 (2) Community college nursing programs are part of a
24 comprehensive solution to Michigan's nursing shortage. Community
25 college students are eligible to apply for financial assistance
26 through the Michigan nursing scholarship program established in the
27 Michigan nursing scholarship act, 2002 PA 591, MCL 390.1181 to

House Bill No. 4435 (H-1) as amended April 2, 2009

1 390.1189. The Michigan nursing corps grants described in section
2 431 of 2007 PA 118 and administered by the department of energy,
3 labor, and economic growth provide funding to address the shortage
4 of qualified nursing faculty. Community colleges are encouraged to
5 coordinate with the chief nurse executive in the department of
6 community health and with 4-year universities to improve access to
7 nursing programs and to assist students to successfully enter the
8 nursing workforce.

9 Sec. 242. It is the intent of the legislature that the
10 Michigan community college association, the legislature, and other
11 interested parties continue the discussion regarding payments in
12 lieu of taxes, especially for those community college districts
13 that contain significant portions of nontaxable land.

14 Sec. 247. Funds appropriated in part 1 shall not be used to
15 enter into a lease for, or to purchase, a vehicle assembled or
16 manufactured outside of the United States if competitively priced
17 and comparable quality vehicles made in the state of Michigan or
18 elsewhere in the United States of America are available.

19 Sec. 248. It is the intent of the legislature that a community
20 college that receives an appropriation in part 1 from state fiscal
21 stabilization funds received under the American recovery and
22 reinvestment act of 2009, Public Law 111-5, will not raise in-
23 district tuition and fees charged to Michigan residents in the
24 2009-2010 academic year by more than the annual average percentage
25 increase in the United States consumer price index in the
26 immediately preceding academic year, plus 0.5%.

27 [Sec. 249. It is the intent of the legislature to study the

House Bill No. 4435 (H-1) as amended April 2, 2009
1 feasibility of legislation that would provide rules and guidelines for a
2 path to consolidation of community college districts and the creation of
3 intercollege agreements pursuant to section 28 of article VII of the
state constitution of 1963. The legislature also intends to study the
feasibility of appropriating additional funds to districts that have a
local property tax to provide incentives to enter into those agreements.]

4 Sec. 251. It is the intent of the legislature that the
5 Michigan community college association, the legislature, and other
6 interested parties begin a discussion regarding part-time faculty
7 pay, benefits, and job security. Specific attention should be paid
8 to part-time faculty instructing at multiple institutions having
9 the equivalent of a full-time academic workload.

10 **STATE AID - OPERATIONS**

11 Sec. 301. Unless otherwise stated, all data items used in
12 determining state aid in this act are as defined in the 2001 Manual
13 for Uniform Financial Reporting, Michigan Public Community
14 Colleges, which shall be the basis for reporting data, and the
15 Activities Classification Structure Manual for Michigan Community
16 Colleges, as amended, which shall be used to document financial
17 needs of the community colleges.

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

25 Sec. 304. It is the intent of the legislature that the
26 recommendations and performance measures developed by the

1 performance indicators task force formed pursuant to section 242 of
2 2005 PA 154 be reviewed and more fully implemented for distribution
3 of state funding to community colleges in future years.

4 Specifically, it is the intent of the legislature that the
5 performance indicators task force review and implement 1 or more
6 measurable data items for the local strategic value indicator and
7 review and implement 1 or more measurable data items for an
8 administrative cost formula component.

9 GRANTS

10 Sec. 401. (1) The community college at-risk student success
11 program is continued. The funding shall be prorated among community
12 colleges based on the number of student contact hours for
13 developmental and preparatory instruction reported by each
14 community college to the department of energy, labor, and economic
15 growth pursuant to the Activities Classification Structure Manual
16 for Michigan Community Colleges, as amended. Of the amount
17 appropriated in part 1 for the at-risk student success program,
18 \$1,120,000.00 is allocated for base grants of \$40,000.00 each, to
19 address the special needs of at-risk students at community
20 colleges.

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

the percentages systemwide to obtain each community college's prorated grant amount.

(3) For the fiscal year ending September 30, 2010, the at-risk student success program money is allocated as follows:

| | | |
|---|----|---------|
| Alpena Community College..... | \$ | 83,000 |
| Bay de Noc Community College..... | | 69,100 |
| Delta College..... | | 106,400 |
| Glen Oaks Community College..... | | 111,300 |
| Gogebic Community College..... | | 56,300 |
| Grand Rapids Community College..... | | 133,300 |
| Henry Ford Community College..... | | 163,300 |
| Jackson Community College..... | | 132,800 |
| Kalamazoo Valley Community College..... | | 92,000 |
| Kellogg Community College..... | | 152,600 |
| Kirtland Community College..... | | 128,400 |
| Lake Michigan College..... | | 147,000 |
| Lansing Community College..... | | 157,000 |
| Macomb Community College..... | | 84,200 |
| Mid Michigan Community College..... | | 133,600 |
| Monroe County Community College..... | | 104,100 |
| Montcalm Community College..... | | 75,600 |
| C.S. Mott Community College..... | | 113,300 |
| Muskegon Community College..... | | 81,100 |
| North Central Michigan College..... | | 109,800 |
| Northwestern Michigan College..... | | 122,500 |
| Oakland Community College..... | | 146,900 |
| St. Clair County Community College..... | | 123,100 |

| | | |
|---|-------------------------------------|---------|
| 1 | Schoolcraft College..... | 123,500 |
| 2 | Southwestern Michigan College..... | 152,300 |
| 3 | Washtenaw Community College..... | 127,300 |
| 4 | Wayne County Community College..... | 146,200 |
| 5 | West Shore Community College..... | 146,700 |

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

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

11 (b) Are diagnosed as learning disabled.

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

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

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

24 (7) Each community college shall report to the department of
25 energy, labor, and economic growth a summary of all accomplishments
26 under, expenditures for, and compliance with the intent of this
27 program, including the number of at-risk students served. The

1 report is subject to audit as provided for in section 502(1). The
2 report shall be submitted not later than 90 days after the end of
3 the state's fiscal year.

4 Sec. 404. The appropriation in part 1 for renaissance zone
5 reimbursements shall be made to each eligible recipient no later
6 than 60 days after the department of treasury certifies to the
7 state budget director that it has received all necessary
8 information to properly determine the amounts due each eligible
9 recipient under section 12 of the Michigan renaissance zone act,
10 1996 PA 376, MCL 125.2692.

11 Sec. 405. (1) The appropriation in part 1 from the state
12 fiscal stabilization fund for general government services shall be
13 distributed pursuant to the funding formula developed by the
14 performance indicators task force formed pursuant to section 242 of
15 2005 PA 154.

16 (2) Grant funding under this section shall be utilized to
17 address needs of the state in the areas of workforce development,
18 job creation, and worker retraining. Activities related to
19 workforce development, job creation, and worker retraining include,
20 but are not limited to, collaboration with regional employers and
21 workforce agencies, development of programs to meet new market
22 needs in growing industries, and expanding support systems to
23 ensure student success in these areas.

24 (3) Grant funding under this section shall not be used for
25 indirect costs including, but not limited to, rent, utilities, or,
26 except as provided in this section, college administration. No more
27 than 10% of funds distributed from this section may be used for

1 wage or benefit increases.

2 (4) Each community college shall report to the members of the
3 senate and house appropriations subcommittees on community
4 colleges, the senate and house fiscal agencies, and the department
5 of energy, labor, and economic growth a summary of all
6 accomplishments under, expenditures for, and compliance with the
7 intent of this section. The report is subject to audit under
8 section 502(1). The report shall be submitted not later than 90
9 days after the end of the state's fiscal year. By accepting the
10 funds that are distributed in this section, each community college
11 agrees to post the use of these funds on the college website at
12 least quarterly. The report will show spending under the categories
13 that are identified in subsection (2).

14 (5) If a community college does not accept the funds
15 appropriated in this section, the balance shall be redistributed
16 under subsection (1).

17 **REPORTS AND AUDITS**

18 Sec. 501. The department of energy, labor, and economic growth
19 shall publish the activities classification structure data book for
20 Michigan community colleges on or before March 1, 2010.

21 Sec. 502. (1) The auditor general or a certified public
22 accountant appointed by the auditor general may conduct performance
23 audits of community colleges as the auditor general considers
24 necessary.

25 (2) Not more than 60 days after an audit report is released by
26 the office of the auditor general, the principal executive officer

1 of the community college that was audited shall submit to the house
2 and senate appropriations committees, the house and senate fiscal
3 agencies, the department of energy, labor, and economic growth, the
4 auditor general, and the state budget director a plan to comply
5 with audit recommendations. The plan shall contain projected dates
6 and resources required, if any, to achieve compliance with the
7 audit recommendations, or a documented explanation of the college's
8 noncompliance with the audit recommendations concerning the matters
9 on which the audited community college and office of the auditor
10 general disagree.

11 Sec. 504. (1) A community college shall retain certified class
12 summaries, class lists, registration documents, and student
13 transcripts that are consistent with the taxonomy of courses. For
14 each enrollment period during the fiscal year, these certified
15 documents shall identify clearly by course the number of in-
16 district and out-of-district student credit and contact hours. The
17 class summaries and class lists shall be consistent with each other
18 and shall include the course prefix and numbers, course title,
19 course credit and contact hours, credit and contact hours generated
20 by each student, and activity classifications consistent with the
21 taxonomy. An auditable process shall be used by the community
22 college to determine the unduplicated head count for in-district
23 students, out-of-district students, and prisoners for each
24 enrollment period during the fiscal year.

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

1 Sec. 505. Each community college shall have an annual audit of
2 all income and expenditures performed by an independent auditor and
3 shall furnish the independent auditor's management letter and an
4 annual audited accounting of all general and current funds income
5 and expenditures including audits of college foundations to the
6 members of the senate and house appropriations subcommittees on
7 community colleges, the senate and house fiscal agencies, the
8 auditor general, the department of energy, labor, and economic
9 growth, and the state budget director before November 15, 2009. If
10 a community college fails to furnish the audit materials, the
11 monthly state aid installments shall be withheld from that college
12 until the information is submitted. All reporting shall conform to
13 the requirements set forth in the 2001 Manual for Uniform Financial
14 Reporting, Michigan Public Community Colleges.

15 Sec. 506. (1) Each community college shall report the
16 following to the department of energy, labor, and economic growth
17 no later than November 1, 2009:

18 (a) The number of North American Indian students enrolled each
19 term for the previous fiscal year, using guidelines and procedures
20 developed by the department of energy, labor, and economic growth
21 and the Michigan commission on Indian affairs.

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

25 (2) Colleges shall use the criteria cited in 1976 PA 174, MCL
26 390.1251 to 390.1253, to determine eligibility for tuition waivers,
27 and shall grant those waivers to individuals who meet the criteria

1 and request tuition waivers.

2 (3) The department of energy, labor, and economic growth shall
3 compile the information received under subsection (1) and shall
4 submit this compilation to the house and senate appropriations
5 subcommittees on community colleges, the senate and house fiscal
6 agencies, and the state budget director by January 7, 2010.

7 (4) Community colleges are encouraged to consider whether the
8 use of the term "Indian" as a descriptive term for Michigan tribal
9 issues involving community colleges is appropriate. That
10 consideration shall include a discussion of this issue that
11 includes members of the native tribes of Michigan.

12 Sec. 507. Upon request, a community college shall inform
13 interested Michigan high schools of the aggregate academic status
14 of its students for the prior academic year, in a manner prescribed
15 by the Michigan community college association and in cooperation
16 with the Michigan association of secondary school principals.

17 Sec. 508. (1) Each community college shall report to the house
18 and senate fiscal agencies, the state budget director, and the
19 department of energy, labor, and economic growth by August 31,
20 2009, the tuition and mandatory fees paid by a full-time in-
21 district student and a full-time out-of-district student as
22 established by the college governing board for the 2009-2010
23 academic year. This report should also include the annual cost of
24 attendance based on a full-time course load of 30 credits. Each
25 community college shall also report any revisions to the reported
26 2009-2010 academic year tuition and mandatory fees adopted by the
27 college governing board to the house and senate fiscal agencies,

1 the state budget director, and the department of energy, labor, and
2 economic growth within 15 days of being adopted.

3 (2) The department of energy, labor, and economic growth shall
4 prepare and provide to community colleges a standard format for
5 reporting tuition and fees pursuant to subsection (1).

6 Sec. 509. (1) Each community college shall report to the
7 department of energy, labor, and economic growth the numbers and
8 type of associate degrees and other certificates awarded during the
9 previous fiscal year. The report shall be made not later than
10 November 15, 2009.

11 (2) The department of energy, labor, and economic growth shall
12 compile the information received under subsection (1) and shall
13 submit this compilation to the house and senate appropriations
14 subcommittees on community colleges, the senate and house fiscal
15 agencies, and the state budget director by January 7, 2010.

16 Sec. 510. A community college receiving funding under this act
17 and also subject to the student right-to-know and campus security
18 act, Public Law 101-542, 104 Stat. 2381, shall make a copy of all
19 material prepared in accordance with the public information
20 reporting requirements under the crime awareness and campus
21 security act of 1990, title II of the student right-to-know and
22 campus security act, Public Law 101-542, 104 Stat. 2384, available
23 in hard copy and electronic format accessible through the Internet
24 for school districts, parents, and students.

25 Sec. 511. (1) At least 30 days before submission of a new
26 state plan to the United States department of education for
27 approval under the Perkins act, the department of energy, labor,

1 and economic growth shall provide copies of the proposed plan to
2 the members of the senate and house appropriations subcommittees on
3 community colleges for their review and comment. Copies of the
4 proposed plan shall be provided to the senate and house fiscal
5 agencies and the state budget director at the same time that they
6 are provided to the senate and house subcommittees.

7 (2) The Perkins grant application process and content shall be
8 streamlined to the extent possible.

9 (3) As used in this section, "Perkins act" means the Carl D.
10 Perkins vocational and applied technology education act of 1998, 20
11 USC 2301 to 2414.

12 Sec. 513. The department of treasury shall annually collect
13 and compile data on the tax revenue losses to community colleges
14 resulting from tax increment financing authorities (TIFA) and tax
15 abatements. The department of treasury shall produce a report
16 detailing the data. The report shall be completed and presented to
17 the house and senate appropriations subcommittees on community
18 colleges, the department of energy, labor, and economic growth, and
19 the department of management and budget not later than March 1,
20 2010. The report shall include, but is not limited to, the
21 following:

22 (a) Estimated revenue losses for each community college for
23 the calendar year 2009.

24 (b) Confirmed revenue losses for each community college for
25 the calendar years 2007 and 2008.

26 (c) Other requirements requested by the house and senate
27 appropriations subcommittees on community colleges.

1 Sec. 514. Community colleges with unrestricted assets equal to
2 more than 25.7% of overall annual operating revenue shall prepare a
3 report outlining the college's intended use or purpose for carrying
4 the unrestricted assets. The community college shall submit the
5 report to the house and senate appropriations subcommittees on
6 community colleges, the house and senate fiscal agencies, and the
7 department of management and budget no later than June 30, 2010.