

# HOUSE BILL No. 5041

June 4, 2009, Introduced by Rep. Smith and referred to the Committee on Appropriations.

A bill to amend 1986 PA 102, entitled

"An act to establish a grant program for certain part-time, independent students in this state; and to prescribe the powers and duties of certain state agencies and institutions of higher education,"

by amending sections 3, 5, and 7 (MCL 390.1283, 390.1285, and 390.1287), section 3 as amended by 2004 PA 180; and to repeal acts and parts of acts.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 3. A person is eligible to participate in the grant  
2 program if he or she meets all of the following:

3       (a) Is a part-time student.

4       (b) Is an independent student.

5       (c) Has not been enrolled in a high school diploma program

6 other than general educational development (GED) or adult education

1 for at least the 2 preceding years.

2 (d) Is enrolled or accepted for enrollment in an undergraduate  
3 program of not less than 9 months duration leading to a degree or  
4 certificate from a Michigan degree granting educational institution  
5 that is approved by the department of labor and economic growth.

6 (e) Has resided continuously in this state for the immediately  
7 preceding 12 months and is not considered a resident of any other  
8 state.

9 ~~—— (f) Is not incarcerated in a corrections institution.~~

10 (F) ~~(g)~~ Has complied with this act and the rules promulgated  
11 under this act by the authority.

12 (G) ~~(h)~~ Is a United States citizen or permanent resident.

13 (H) ~~(i)~~ Is not enrolled in an institution whose primary  
14 purpose is to prepare students for ordination or appointment as a  
15 member of the clergy of a church, denomination, or religious  
16 association, order, or sect.

17 (I) ~~(j)~~ Is not in default on a loan guaranteed by the  
18 authority.

19 (J) ~~(k)~~ Is shown by the school to be making satisfactory  
20 academic progress.

21 Sec. 5. (1) Upon application of an eligible student, an  
22 educational institution shall grant to the student an amount of not  
23 more than \$600.00 per academic year for not more than 2 12-month  
24 periods at any given educational institution.

25 (2) If the number of eligible applicants exceeds the money  
26 available, priority shall be given to persons with the greatest  
27 financial need as determined by each educational institution.

1           (3) A student who receives a state competitive scholarship  
2 award under ~~Act No. 208 of the Public Acts of 1964, being sections~~  
3 ~~390.971 to 390.981 of the Michigan Compiled Laws 1964 PA 208, MCL~~  
4 **390.971 TO 390.981**, or who receives other scholarships or grant  
5 awards, may be eligible for funds under this act if the total  
6 amount of the student's scholarships and grants is less than the  
7 student's financial need. A student's scholarship and grant awards  
8 may be increased with funds from the program under this act up to  
9 the level of the maximum grant as provided in subsection (1).

10           (4) **THE AUTHORITY SHALL NOT PROVIDE GRANTS UNDER THIS ACT IN**  
11 **THE 2009-2010 ACADEMIC YEAR OR ANY SUBSEQUENT ACADEMIC YEAR.**

12           (5) **IF A STUDENT WAS AWARDED A GRANT UNDER THIS ACT BEFORE THE**  
13 **2009-2010 ACADEMIC YEAR, THE AUTHORITY SHALL NOT PAY THE AMOUNT OF**  
14 **THE GRANT OR ANY REMAINING UNPAID BALANCE OF THE GRANT TO THE**  
15 **STUDENT OR THE APPROVED MICHIGAN DEGREE-GRANTING EDUCATIONAL**  
16 **INSTITUTION ON BEHALF OF THE STUDENT AFTER SEPTEMBER 15, 2009.**

17           (6) **BEGINNING ON THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT**  
18 **ADDED THIS SUBSECTION, THE AUTHORITY SHALL NOTIFY EACH NEW GRANT**  
19 **RECIPIENT, EACH EXISTING GRANT RECIPIENT WHO HAS NOT RECEIVED ALL**  
20 **OF HIS OR HER GRANT MONEY, AND EACH APPROVED MICHIGAN DEGREE-**  
21 **GRANTING EDUCATIONAL INSTITUTION OF THE PENDING REPEAL OF THIS ACT**  
22 **AND THE TIMETABLES DESCRIBED IN SUBSECTIONS (4) AND (5).**

23           (7) **AS USED IN THIS SECTION, "ACADEMIC YEAR" MEANS THE PERIOD**  
24 **FROM AUGUST 1 OF A CALENDAR YEAR TO JULY 31 OF THE NEXT CALENDAR**  
25 **YEAR.**

26           Sec. 7. (1) The authority may accept gifts, grants, bequests,  
27 donations, and devises, from whatever sources, of real, personal,

1 or mixed property and money for the purposes described in this act.  
2 The authority shall prepare an annual report of all gifts, grants,  
3 bequests, donations, and devises for the governor and the  
4 legislature.

5 (2) ON SEPTEMBER 30, 2009, ANY RESTRICTED FUNDS OR OTHER MONEY  
6 HELD BY THE AUTHORITY FOR PURPOSES OF THIS ACT SHALL REVERT TO THE  
7 GENERAL FUND.

8 Enacting section 1. 1986 PA 102, MCL 390.1281 to 390.1288, is  
9 repealed effective October 1, 2009.

10 Enacting section 2. This amendatory act does not take effect  
11 unless Senate Bill No.\_\_\_\_ or House Bill No.\_\_\_\_ (request no.  
12 00505'09) of the 95th Legislature is enacted into law.