

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 790, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 236 and 236a (MCL 388.1836 and 388.1836a), as amended by 2015 PA 85.

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

(attached)

Third: That the Senate and House agree to the title of the bill to read as follows:

A bill to amend 1979 PA 94, entitled "An act to make appropriations to aid in the support of the public schools, the intermediate school districts, community colleges, and public universities of the state; to make appropriations for certain other purposes relating to education; to provide for the disbursement of the appropriations; to authorize the issuance of certain bonds and provide for the security of those bonds; to prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to create certain funds and provide for their expenditure; to prescribe penalties; and to repeal acts and parts of acts," by amending sections 236, 236a, 236b, 236c, 237b, 238, 241, 246, 251, 252, 254, 256, 263, 263a, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 289, and 290 (MCL 388.1836, 388.1836a, 388.1836b, 388.1836c, 388.1837b, 388.1838, 388.1841, 388.1846, 388.1851, 388.1852, 388.1854, 388.1856, 388.1863, 388.1863a, 388.1864, 388.1865, 388.1865a, 388.1867, 388.1868, 388.1869, 388.1870, 388.1874, 388.1874c, 388.1875, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880, 388.1881,

388.1882, 388.1883, 388.1884, 388.1889, and 388.1890), sections 236, 236a, 236b, 236c, 241, 246, 252, 263, 263a, 264, 265, 265a, 267, 268, 269, 270, 274, 276, 277, 278, 279, 280, 281, 282, 283, and 284 as amended and section 274c as added by 2015 PA 85, section 237b as added and sections 238, 251, and 254 as amended by 2012 PA 201, section 256 as amended by 2016 PA 56, section 275 as amended by 2014 PA 196, and sections 289 and 290 as amended by 2013 PA 60, and by adding sections 236d and 286a; and to repeal acts and parts of acts.

Tonya Schuitmaker

Michael D. McCready

Peter MacGregor

Paul Muxlow

Curtis Hertel, Jr.

Sam Singh

Conferees for the Senate

Conferees for the House

**SUBSTITUTE FOR
SENATE BILL NO. 790**

A bill to amend 1979 PA 94, entitled
"The state school aid act of 1979,"
by amending sections 236, 236a, 236b, 236c, 237b, 238, 241, 246,
251, 252, 254, 256, 263, 263a, 264, 265, 265a, 267, 268, 269, 270,
274, 274c, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 289,
and 290 (MCL 388.1836, 388.1836a, 388.1836b, 388.1836c, 388.1837b,
388.1838, 388.1841, 388.1846, 388.1851, 388.1852, 388.1854,
388.1856, 388.1863, 388.1863a, 388.1864, 388.1865, 388.1865a,
388.1867, 388.1868, 388.1869, 388.1870, 388.1874, 388.1874c,
388.1875, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880,
388.1881, 388.1882, 388.1883, 388.1884, 388.1889, and 388.1890),
sections 236, 236a, 236b, 236c, 241, 246, 252, 263, 263a, 264, 265,
265a, 267, 268, 269, 270, 274, 276, 277, 278, 279, 280, 281, 282,
283, and 284 as amended and section 274c as added by 2015 PA 85,
section 237b as added and sections 238, 251, and 254 as amended by

2012 PA 201, section 256 as amended by 2016 PA 56, section 275 as amended by 2014 PA 196, and sections 289 and 290 as amended by 2013 PA 60, and by adding sections 236d and 286a; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 236. (1) Subject to the conditions set forth in this
2 article, the amounts listed in this section are appropriated for
3 higher education for the fiscal year ending September 30, ~~2016,~~
4 **2017**, from the funds indicated in this section. The following is a
5 summary of the appropriations in this section:

6 (a) The gross appropriation is ~~\$1,534,724,400.00.~~
7 **\$1,582,640,400.00**. After deducting total interdepartmental grants
8 and intradepartmental transfers in the amount of \$0.00, the
9 adjusted gross appropriation is
10 ~~\$1,534,724,400.00.~~ **\$1,582,640,400.00.**

11 (b) The sources of the adjusted gross appropriation described
12 in subdivision (a) are as follows:

13 (i) Total federal revenues, ~~\$97,026,400.00.~~ **\$101,526,400.00.**

14 (ii) Total local revenues, \$0.00.

15 (iii) Total private revenues, \$0.00.

16 (iv) Total other state restricted revenues,
17 ~~\$205,279,500.00.~~ **\$237,209,500.00.**

18 (v) State general fund/general purpose money,
19 ~~\$1,232,418,500.00.~~ **\$1,243,904,500.00.**

20 (2) Amounts appropriated for public universities are as
21 follows:

22 (a) The appropriation for Central Michigan University is

1 ~~\$80,904,400.00, \$79,164,800.00 for operations and \$1,739,600.00 for~~
2 ~~performance funding.~~ **\$83,925,500.00, \$81,127,100.00 FOR OPERATIONS**
3 **AND \$2,798,400.00 FOR PERFORMANCE FUNDING.**

4 (b) The appropriation for Eastern Michigan University is
5 ~~\$72,835,300.00, \$71,782,500.00 for operations and \$1,052,800.00 for~~
6 ~~performance funding.~~ **\$73,593,800.00, \$71,782,500.00 FOR OPERATIONS**
7 **AND \$1,811,300.00 FOR PERFORMANCE FUNDING.**

8 (c) The appropriation for Ferris State University is
9 ~~\$50,227,800.00, \$49,119,100.00 for operations and \$1,108,700.00 for~~
10 ~~performance funding.~~ **\$52,259,900.00, \$50,369,800.00 FOR OPERATIONS**
11 **AND \$1,890,100.00 FOR PERFORMANCE FUNDING.**

12 (d) The appropriation for Grand Valley State University is
13 ~~\$65,035,200.00, \$63,156,500.00 for operations and \$1,878,700.00 for~~
14 ~~performance funding.~~ **\$68,227,900.00, \$65,275,700.00 FOR OPERATIONS**
15 **AND \$2,952,200.00 FOR PERFORMANCE FUNDING.**

16 (e) The appropriation for Lake Superior State University is
17 ~~\$13,183,600.00, \$12,997,500.00 for operations and \$186,100.00 for~~
18 ~~performance funding.~~ **\$13,567,400.00, \$13,207,400.00 FOR OPERATIONS**
19 **AND \$360,000.00 FOR PERFORMANCE FUNDING.**

20 (f) The appropriation for Michigan State University is
21 ~~\$328,782,000.00, \$264,437,900.00 for operations, \$3,841,000.00 for~~
22 ~~performance funding, \$32,508,300.00 for MSU AgBioResearch, and~~
23 ~~\$27,994,800.00 for MSU Extension.~~ **\$337,777,800.00, \$268,770,700.00**
24 **FOR OPERATIONS, \$7,091,400.00 FOR PERFORMANCE FUNDING,**
25 **\$33,243,100.00 FOR MSU AGBIORESEARCH, AND \$28,672,600.00 FOR MSU**
26 **EXTENSION.**

27 (g) The appropriation for Michigan Technological University is

1 ~~\$46,662,000.00, \$45,938,000.00 for operations and \$724,000.00 for~~
2 ~~performance funding.~~**\$48,097,500.00, \$46,754,700.00 FOR OPERATIONS**
3 **AND \$1,342,800.00 FOR PERFORMANCE FUNDING.**

4 (h) The appropriation for Northern Michigan University is
5 ~~\$45,020,400.00, \$44,338,300.00 for operations and \$682,100.00 for~~
6 ~~performance funding.~~**\$46,279,200.00, \$45,107,700.00 FOR OPERATIONS**
7 **AND \$1,171,500.00 FOR PERFORMANCE FUNDING.**

8 (i) The appropriation for Oakland University is
9 ~~\$49,600,300.00, \$48,371,900.00 for operations and \$1,228,400.00 for~~
10 ~~performance funding.~~**\$49,920,700.00, \$48,371,900.00 FOR OPERATIONS**
11 **AND \$1,548,800.00 FOR PERFORMANCE FUNDING.**

12 (j) The appropriation for Saginaw Valley State University is
13 ~~\$28,117,700.00, \$27,621,600.00 for operations and \$496,100.00 for~~
14 ~~performance funding.~~**\$29,114,000.00, \$28,181,200.00 FOR OPERATIONS**
15 **AND \$932,800.00 FOR PERFORMANCE FUNDING.**

16 (k) The appropriation for University of Michigan - Ann Arbor
17 is ~~\$299,430,600.00, \$295,178,500.00 for operations and~~
18 ~~\$4,252,100.00 for performance funding.~~**\$308,639,000.00,**
19 **\$299,975,000.00 FOR OPERATIONS AND \$8,664,000.00 FOR PERFORMANCE**
20 **FUNDING.**

21 (l) The appropriation for University of Michigan - Dearborn is
22 ~~\$23,995,400.00, \$23,701,000.00 for operations and \$294,400.00 for~~
23 ~~performance funding.~~**\$24,803,300.00, \$24,033,100.00 FOR OPERATIONS**
24 **AND \$770,200.00 FOR PERFORMANCE FUNDING.**

25 (m) The appropriation for University of Michigan - Flint is
26 ~~\$21,763,700.00, \$21,359,600.00 for operations and \$404,100.00 for~~
27 ~~performance funding.~~**\$22,549,300.00, \$21,815,400.00 FOR OPERATIONS**

1 **AND \$733,900.00 FOR PERFORMANCE FUNDING.**

2 (n) The appropriation for Wayne State University is
 3 ~~\$191,346,700.00, \$190,529,900.00 for operations and \$816,800.00 for~~
 4 ~~performance funding.~~ **\$196,064,500.00, \$191,451,300.00 FOR OPERATIONS**
 5 **AND \$4,613,200.00 FOR PERFORMANCE FUNDING.**

6 (o) The appropriation for Western Michigan University is
 7 ~~\$104,155,600.00, \$102,761,100.00 for operations and \$1,394,500.00~~
 8 ~~for performance funding.~~ **\$107,440,900.00, \$104,334,100.00 FOR**
 9 **OPERATIONS AND \$3,106,800.00 FOR PERFORMANCE FUNDING.**

10 (3) The amount appropriated in subsection (2) for public
 11 universities is appropriated from the following:

12 (a) State school aid fund, ~~\$200,019,500.00.~~ **\$231,219,500.00.**

13 (b) State general fund/general purpose money,

14 ~~\$1,221,041,200.00.~~ **\$1,231,041,200.00.**

15 (4) The amount appropriated for Michigan public school
 16 employees' retirement system reimbursement is ~~\$5,160,000.00,~~
 17 **\$5,890,000.00,** appropriated from the state school aid fund.

18 (5) The amount appropriated for state and regional programs is
 19 \$315,000.00, appropriated from general fund/general purpose money
 20 and allocated as follows:

21 (a) Higher education database modernization and conversion,
 22 \$200,000.00.

23 (b) Midwestern Higher Education Compact, \$115,000.00.

24 (6) The amount appropriated for the Martin Luther King, Jr. -
 25 Cesar Chavez - Rosa Parks program is \$2,691,500.00, appropriated
 26 from general fund/general purpose money and allocated as follows:

27 (a) Select student support services, \$1,956,100.00.

1 (b) Michigan college/university partnership program,
2 \$586,800.00.

3 (c) Morris Hood, Jr. educator development program,
4 \$148,600.00.

5 (7) Subject to subsection (8), the amount appropriated for
6 grants and financial aid is ~~\$105,497,200.00~~, ~~\$110,983,200.00~~,
7 allocated as follows:

8 (a) State competitive scholarships, \$18,361,700.00.

9 (b) Tuition grants, ~~\$34,035,500.00~~ **\$35,021,500.00**.

10 (c) Tuition incentive program, ~~\$48,500,000.00~~ **\$53,000,000.00**.

11 (d) Children of veterans and officer's survivor tuition grant
12 programs, \$1,400,000.00.

13 (e) Project GEAR-UP, \$3,200,000.00.

14 (8) The money appropriated in subsection (7) for grants and
15 financial aid is appropriated from the following:

16 (a) Federal revenues under the United States Department of
17 Education, Office of Elementary and Secondary Education, GEAR-UP
18 program, \$3,200,000.00.

19 (b) Federal revenues under the social security act, temporary
20 assistance for needy families, ~~\$93,826,400.00~~ **\$98,326,400.00**.

21 (c) Contributions to children of veterans tuition grant
22 program, \$100,000.00.

23 (d) State general fund/general purpose money,
24 ~~\$8,370,800.00~~ **\$9,356,800.00**.

25 **(9) FOR FISCAL YEAR 2016-2017 ONLY, \$500,000.00 IS**
26 **APPROPRIATED FOR THE MICHIGAN STATE UNIVERSITY DIAGNOSTIC CENTER**
27 **FOR POPULATION AND ANIMAL HEALTH, APPROPRIATED FROM STATE GENERAL**

1 **FUND/GENERAL PURPOSE MONEY.**

2 Sec. 236a. It is the intent of the legislature to provide
3 appropriations for the fiscal year ending on September 30, ~~2017~~
4 **2018** for the items listed in section 236. The fiscal year ~~2016-2017~~
5 **2017-2018** appropriations are anticipated to be the same as those
6 for fiscal year ~~2015-2016, 2016-2017~~, except that the amounts will
7 be adjusted for changes in caseload and related costs, federal fund
8 match rates, economic factors, and available revenue. These
9 adjustments will be determined after the January ~~2016-2017~~
10 consensus revenue estimating conference.

11 Sec. 236b. In addition to the funds appropriated in section
12 236, there is appropriated for grants and financial aid in fiscal
13 year ~~2015-2016-2016-2017~~ an amount not to exceed \$6,000,000.00 for
14 federal contingency funds. These funds are not available for
15 expenditure until they have been transferred under section 393(2)
16 of the management and budget act, 1984 PA 431, MCL 18.1393, for
17 another purpose under this article.

18 Sec. 236c. In addition to the funds appropriated for fiscal
19 year ~~2015-2016-2016-2017~~ in section 236, appropriations to the
20 department of technology, management, and budget in the act
21 providing general appropriations for fiscal year ~~2015-2016-2016-~~
22 **2017** for state building authority rent, totaling an estimated
23 ~~\$135,995,300.00, \$144,995,300.00~~, provide funding for the state
24 share of costs for previously constructed capital projects for
25 state universities. These appropriations for state building
26 authority rent represent additional state general fund support
27 provided to public universities, and the following is an estimate

1 of the amount of that support to each university:

2 (a) Central Michigan University, ~~\$9,551,800.00~~-\$11,819,500.00.

3 (b) Eastern Michigan University, ~~\$4,860,900.00~~-\$4,868,000.00.

4 (c) Ferris State University, ~~\$6,251,200.00~~-\$6,260,300.00.

5 (d) Grand Valley State University,

6 ~~\$6,952,300.00~~-\$6,635,900.00.

7 (e) Lake Superior State University,

8 ~~\$1,720,300.00~~-\$1,722,800.00.

9 (f) Michigan State University, ~~\$16,549,200.00~~-\$18,827,000.00.

10 (g) Michigan Technological University,

11 ~~\$7,443,400.00~~-\$6,793,200.00.

12 (h) Northern Michigan University, ~~\$9,706,200.00~~-\$9,447,600.00.

13 (i) Oakland University, ~~\$12,993,400.00~~-\$12,685,900.00.

14 (j) Saginaw Valley State University,

15 ~~\$9,865,800.00~~-\$10,331,000.00.

16 (k) University of Michigan - Ann Arbor,

17 ~~\$9,607,800.00~~-\$11,875,600.00.

18 (l) University of Michigan - Dearborn,

19 ~~\$6,745,200.00~~-\$9,008,800.00.

20 (m) University of Michigan - Flint,

21 ~~\$3,104,000.00~~-\$4,357,600.00.

22 (n) Wayne State University, ~~\$15,703,000.00~~-\$15,399,400.00.

23 (o) Western Michigan University,

24 ~~\$14,940,800.00~~-\$14,962,700.00.

25 **SEC. 236D. (1) SUBJECT TO THE CONDITIONS SET FORTH IN THIS**
 26 **ARTICLE AND IN ADDITION TO THE AMOUNTS APPROPRIATED IN SECTION 236,**
 27 **THERE IS APPROPRIATED \$4,500,000.00 FOR HIGHER EDUCATION TO**

1 INCREASE THE ALLOCATION FOR THE TUITION INCENTIVE PROGRAM FOR THE
2 FISCAL YEAR ENDING SEPTEMBER 30, 2016. THE SUMMARY OF
3 APPROPRIATIONS IN SECTION 236(1)(A) AND (B) FOR THE FISCAL YEAR
4 ENDING SEPTEMBER 30, 2016 IS ACCORDINGLY REVISED AS FOLLOWS:

5 (A) THE GROSS APPROPRIATION IS \$1,539,224,400.00. AFTER
6 DEDUCTING TOTAL INTERDEPARTMENTAL GRANTS AND INTRADEPARTMENTAL
7 TRANSFERS IN THE AMOUNT OF \$0.00, THE ADJUSTED GROSS APPROPRIATION
8 IS \$1,539,224,400.00.

9 (B) THE SOURCES OF THE ADJUSTED GROSS APPROPRIATION DESCRIBED
10 IN SUBDIVISION (A) ARE AS FOLLOWS:

11 (i) TOTAL FEDERAL REVENUES, \$101,526,400.00.

12 (ii) TOTAL LOCAL REVENUES, \$0.00.

13 (iii) TOTAL PRIVATE REVENUES, \$0.00.

14 (iv) TOTAL OTHER STATE RESTRICTED REVENUES, \$205,279,500.00.

15 (v) STATE GENERAL FUND/GENERAL PURPOSE MONEY,
16 \$1,232,418,500.00.

17 (2) AS A RESULT OF THE APPROPRIATION IN SUBSECTION (1), THE
18 AMOUNT APPROPRIATED FOR GRANTS AND FINANCIAL AID FOR THE FISCAL
19 YEAR ENDING SEPTEMBER 30, 2016 IN SECTION 236(7) IS INCREASED TO
20 \$109,997,200.00, AND THE ALLOCATION FOR THE TUITION INCENTIVE
21 PROGRAM IN SECTION 236(7)(C) FOR THE FISCAL YEAR ENDING SEPTEMBER
22 30, 2016 IS INCREASED TO \$53,000,000.00.

23 (3) THE MONEY APPROPRIATED FOR THE FISCAL YEAR ENDING
24 SEPTEMBER 30, 2016 IN SECTION 236(7) FOR GRANTS AND FINANCIAL AID,
25 AS REVISED IN SUBSECTION (2), IS APPROPRIATED BY INCREASING THE
26 APPROPRIATION FROM FEDERAL REVENUES UNDER THE SOCIAL SECURITY ACT,
27 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES, TO \$98,326,400.00.

1 Sec. 237b. As used in this article, the term "workforce
2 development agency" means the workforce development agency ~~of the~~
3 ~~Michigan strategic fund.~~ **WITHIN THE DEPARTMENT OF TALENT AND**
4 **ECONOMIC DEVELOPMENT--TALENT INVESTMENT AGENCY.**

5 Sec. 238. Unless otherwise specified, a public university
6 receiving appropriations in section 236 shall use the internet to
7 fulfill the reporting requirements of this article. This
8 requirement may include transmission of reports via electronic mail
9 to the recipients identified for each reporting requirement, or it
10 may include placement of reports on an internet or intranet site.

11 Sec. 241. (1) Subject to sections 244 and 265a, the funds
12 appropriated in section 236 to public universities shall be paid
13 out of the state treasury and distributed by the state treasurer to
14 the respective institutions in 11 equal monthly installments on the
15 sixteenth of each month, or the next succeeding business day,
16 beginning with October 16, ~~2015--2016~~. Except for Wayne State
17 University, each institution shall accrue its July and August ~~2016~~
18 ~~2017~~ payments to its institutional fiscal year ending June 30,
19 ~~2016-2017~~.

20 (2) All public universities shall submit higher education
21 institutional data inventory (HEIDI) data and associated financial
22 and program information requested by and in a manner prescribed by
23 the state budget director. For public universities with fiscal
24 years ending June 30, ~~2015--2016~~, these data shall be submitted to
25 the state budget director by October 15, ~~2015--2016~~. Public
26 universities with a fiscal year ending September 30, ~~2015--2016~~
27 shall submit preliminary HEIDI data by November 15, ~~2015--2016~~ and

1 final data by December 15, ~~2015.~~2016. If a public university fails
2 to submit HEIDI data and associated financial aid program
3 information in accordance with this reporting schedule, the state
4 treasurer may withhold the monthly installments under subsection
5 (1) to the public university until those data are submitted.

6 Sec. 246. (1) All of the following apply to the allocation of
7 the ~~fiscal year 2015-2016~~ appropriations described in section
8 236(4) for payments to universities that are participating entities
9 of the Michigan public school employees' retirement system:

10 (a) The funds appropriated in section 236(4) for Michigan
11 public school employees' retirement system reimbursement shall be
12 allocated to each participating public university under this
13 section based on each participating public university's percentage
14 of the total combined payrolls of the universities' employees who
15 are members of the retirement system and who were hired before
16 January 1, 1996 and the universities' employees who would have been
17 members of the retirement system on or after January 1, 1996, but
18 for the enactment of 1995 PA 272 for all public universities that
19 are participating public universities for the immediately preceding
20 state fiscal year.

21 (b) The amount of a payment under section 236(4) shall be
22 equal to the difference between the unfunded actuarial accrued
23 liability contribution rate for university reporting units as
24 calculated under section 41 of the public school employees
25 retirement act of 1979, 1980 PA 300, MCL 38.1341, as calculated
26 without taking into account the maximum employer rate of 25.73%
27 included in section 41 of the public school employees retirement

1 act of 1979, 1980 PA 300, MCL 38.1341, and the maximum employer
2 rate for university reporting units of 25.73% under section 41 of
3 the public school employees retirement act of 1979, 1980 PA 300,
4 MCL 38.1341. Payments shall be made in a form and manner determined
5 by the office of retirement services.

6 (c) A public university that receives money under section
7 236(4) shall use that money solely for the purpose of retirement
8 contributions. Each participating university that receives funds
9 under section 236(4) shall forward an amount equal to the amount
10 received under section 236(4) to the Michigan public school
11 employees' retirement system in a form and manner determined by the
12 office of retirement services.

13 (2) As used in this section, "participating public university"
14 means a public university that is a reporting unit of the Michigan
15 public school employees' retirement system under the public school
16 employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to
17 38.1437, and that pays contributions to the Michigan public school
18 employees' retirement system for the state fiscal year.

19 Sec. 251. (1) Payments of the amounts included in section 236
20 for the state competitive scholarship program shall be distributed
21 pursuant to 1964 PA 208, MCL 390.971 to 390.981.

22 (2) Pursuant to section 6 of 1964 PA 208, MCL 390.976, the
23 department of treasury shall determine an actual maximum state
24 competitive scholarship award per student, which shall be not less
25 than \$575.00, that ensures that the aggregate payments for the
26 state competitive scholarship program do not exceed the
27 appropriation contained in section 236 for the state competitive

1 scholarship program. If the department determines that insufficient
2 funds are available to establish a maximum award amount equal to at
3 least \$575.00, the department shall immediately report to the house
4 and senate appropriations subcommittees on higher education, the
5 house and senate fiscal agencies, and the state budget director
6 regarding the estimated amount of additional funds necessary to
7 establish a \$575.00 maximum award amount.

8 (3) The department of treasury shall implement a proportional
9 competitive scholarship maximum award level for recipients enrolled
10 less than full-time in a given semester or term.

11 (4) If a student who receives an award under this section has
12 his or her tuition and fees paid under the Michigan educational
13 trust program, pursuant to the Michigan education trust act, 1986
14 PA 316, MCL 390.1421 to 390.1442, and still has financial need, the
15 funds awarded under this section may be used for educational
16 expenses other than tuition and fees.

17 (5) If the department of treasury increases the maximum award
18 per eligible student from that provided in the previous fiscal
19 year, it shall not have the effect of reducing the number of
20 eligible students receiving awards in relation to the total number
21 of eligible applicants. Any increase in the maximum grant shall be
22 proportional for all eligible students receiving awards.

23 (6) Veterans ~~administration~~ **ADMINISTRATION** benefits shall not
24 be considered in determining eligibility for the award of
25 scholarships under 1964 PA 208, MCL 390.971 to 390.981.

26 Sec. 252. (1) The amounts appropriated in section 236 for the
27 state tuition grant program shall be distributed pursuant to 1966

1 PA 313, MCL 390.991 to 390.997a.

2 (2) Tuition grant awards shall be made to all eligible
3 Michigan residents enrolled in undergraduate degree programs who
4 are qualified and who apply before July 1 of each year for the next
5 academic year.

6 (3) Pursuant to section 5 of 1966 PA 313, MCL 390.995, and
7 subject to subsections (7) and (8), the department of treasury
8 shall determine an actual maximum tuition grant award per student,
9 which shall be no less than \$1,512.00, that ensures that the
10 aggregate payments for the tuition grant program do not exceed the
11 appropriation contained in section 236 for the state tuition grant
12 program. If the department determines that insufficient funds are
13 available to establish a maximum award amount equal to at least
14 \$1,512.00, the department shall immediately report to the house and
15 senate appropriations subcommittees on higher education, the house
16 and senate fiscal agencies, and the state budget director regarding
17 the estimated amount of additional funds necessary to establish a
18 \$1,512.00 maximum award amount. If the department determines that
19 sufficient funds are available to establish a maximum award amount
20 equal to at least \$1,512.00, the department shall immediately
21 report to the house and senate appropriations subcommittees on
22 higher education, the house and senate fiscal agencies, and the
23 state budget director regarding the maximum award amount
24 established and the projected amount of any projected year-end
25 appropriation balance based on that maximum award amount. By
26 February 18 of each fiscal year, the department shall analyze the
27 status of award commitments, shall make any necessary adjustments,

1 and shall confirm that those award commitments will not exceed the
2 appropriation contained in section 236 for the tuition grant
3 program. The determination and actions shall be reported to the
4 state budget director and the house and senate fiscal agencies no
5 later than the final day of February of each year. If award
6 adjustments are necessary, the students shall be notified of the
7 adjustment by March 4 of each year.

8 (4) Any unexpended and unencumbered funds remaining on
9 September 30, ~~2016-2017~~ from the amounts appropriated in section
10 236 for the tuition grant program for fiscal year ~~2015-2016-2016-~~
11 ~~2017~~ shall not lapse on September 30, ~~2016,~~~~2017,~~ but shall
12 continue to be available for expenditure for tuition grants
13 provided in the ~~2016-2017-2017-2018~~ fiscal year under a work
14 project account. The use of these unexpended fiscal year ~~2015-2016~~
15 ~~2016-2017~~ funds shall terminate at the end of the ~~2016-2017-2017-~~
16 ~~2018~~ fiscal year.

17 (5) The department of treasury shall continue a proportional
18 tuition grant maximum award level for recipients enrolled less than
19 full-time in a given semester or term.

20 (6) If the department of treasury increases the maximum award
21 per eligible student from that provided in the previous fiscal
22 year, it shall not have the effect of reducing the number of
23 eligible students receiving awards in relation to the total number
24 of eligible applicants. Any increase in the maximum grant shall be
25 proportional for all eligible students receiving awards for that
26 fiscal year.

27 (7) Except as provided in subsection (4), the department of

1 treasury shall not award more than \$3,200,000.00 in tuition grants
2 to eligible students enrolled in the same independent nonprofit
3 college or university in this state. Any decrease in the maximum
4 grant shall be proportional for all eligible students enrolled in
5 that college or university, as determined by the department.

6 (8) The department of treasury shall not award tuition grants
7 to otherwise eligible students enrolled in an independent college
8 or university that does not report, in a form and manner directed
9 by and satisfactory to the department of treasury, by September 30
10 of each year, all of the following:

11 (a) The number of students in the most recently completed
12 academic year who in any academic year received a state tuition
13 grant at the reporting institution and successfully completed a
14 program or graduated.

15 (b) The number of students in the most recently completed
16 academic year who in any academic year received a state tuition
17 grant at the reporting institution and took a remedial education
18 class.

19 (c) The number of students in the most recently completed
20 academic year who in any academic year received a Pell grant at the
21 reporting institution and successfully completed a program or
22 graduated.

23 (9) By February 1, ~~2016~~, **2017**, each independent college and
24 university participating in the tuition grant program shall report
25 to the senate and house appropriations subcommittees on higher
26 education, the senate and house fiscal agencies, and the state
27 budget director on its efforts to develop and implement sexual

1 assault response training for the institution's title IX
2 coordinator, campus law enforcement personnel, campus public safety
3 personnel, and any other campus personnel charged with responding
4 to on-campus incidents, including information on sexual assault
5 response training materials and the status of implementing sexual
6 assault response training for institutional personnel.

7 Sec. 254. The sums appropriated in section 236 for the state
8 competitive scholarship, tuition incentive, and tuition grant
9 programs shall be paid out of the state treasury and shall be
10 distributed to the respective institutions under a quarterly
11 payment system as follows:

12 **(A) FOR THE STATE COMPETITIVE SCHOLARSHIP AND TUITION GRANT**
13 **PROGRAMS**, 50% shall be paid at the beginning of the state's first
14 fiscal quarter, 30% during the state's second fiscal quarter, 10%
15 during the state's third fiscal quarter, and 10% during the state's
16 fourth fiscal quarter.

17 **(B) FOR THE TUITION INCENTIVE PROGRAM, 55% SHALL BE PAID AT**
18 **THE BEGINNING OF THE STATE'S FIRST FISCAL QUARTER, 40% DURING THE**
19 **STATE'S SECOND FISCAL QUARTER, AND 5% DURING THE STATE'S THIRD**
20 **FISCAL QUARTER.**

21 Sec. 256. (1) The funds appropriated in section 236 for the
22 tuition incentive program shall be distributed as provided in this
23 section and pursuant to the administrative procedures for the
24 tuition incentive program of the department of treasury.

25 (2) As used in this section:

26 (a) "Phase I" means the first part of the tuition incentive
27 assistance program defined as the academic period of 80 semester or

1 120 term credits, or less, leading to an associate degree or
2 certificate.

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

6 (c) "Department" means the department of treasury.

7 (d) "High school equivalency certificate" means that term as
8 defined in section 4.

9 (3) An individual shall meet the following basic criteria and
10 financial thresholds to be eligible for tuition incentive **PROGRAM**
11 benefits:

12 (a) To be eligible for phase I, an individual shall meet all
13 of the following criteria:

14 (i) Apply for certification to the department any time after
15 he or she begins the sixth grade but before August 31 of the school
16 year in which he or she graduates from high school or before
17 achieving a high school equivalency certificate.

18 (ii) Be less than 20 years of age at the time he or she
19 graduates from high school with a diploma or certificate of
20 completion or achieves a high school equivalency certificate.

21 (iii) Be a United States citizen and a resident of Michigan
22 according to institutional criteria.

23 (iv) Be at least a half-time student, earning less than 80
24 semester or 120 term credits at a participating educational
25 institution within 4 years of high school graduation or achievement
26 of a high school equivalency certificate.

27 (v) Request information on filing a FAFSA.

1 (vi) ~~Must meet~~ **MEET** the satisfactory academic progress policy
2 of the educational institution he or she attends.

3 (b) To be eligible for phase II, an individual shall meet
4 either of the following criteria in addition to the criteria in
5 subdivision (a):

6 (i) Complete at least 56 transferable semester or 84
7 transferable term credits.

8 (ii) Obtain an associate degree or certificate at a
9 participating institution.

10 (c) To be eligible for phase I or phase II, an individual must
11 not be incarcerated and must be financially eligible as determined
12 by the department. An individual is financially eligible for the
13 tuition incentive program if he or she was eligible for Medicaid
14 from the state of Michigan for 24 months within the 36 **CONSECUTIVE**
15 months before application. The department shall accept
16 certification of Medicaid eligibility only from the department of
17 health and human services for the purposes of verifying if a person
18 is Medicaid eligible for 24 months within the 36 **CONSECUTIVE** months
19 before application. Certification of eligibility may begin in the
20 sixth grade. As used in this subdivision, "incarcerated" does not
21 include detention of a juvenile in a state-operated or privately
22 operated juvenile detention facility.

23 **(4) BEGINNING IN FISCAL YEAR 2017-2018, THE DEPARTMENT SHALL**
24 **NOT AWARD MORE THAN \$8,500,000.00 ANNUALLY IN TUITION INCENTIVE**
25 **PROGRAM FUNDS TO ELIGIBLE STUDENTS ENROLLED IN THE SAME COLLEGE OR**
26 **UNIVERSITY IN THIS STATE.**

27 (5) ~~(4)~~—For phase I, the department shall provide payment on

1 behalf of a person eligible under subsection (3). The department
2 shall reject billings that are excessive or outside the guidelines
3 for the type of educational institution.

4 (6) ~~(5)~~—For phase I, all of the following apply:

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

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

13 (c) For persons enrolled at a Michigan public university, the
14 department shall pay lower division resident tuition and mandatory
15 fees for the current year.

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

23 (7) ~~(6)~~—A person participating in phase II may be eligible for
24 additional funds not to exceed \$500.00 per semester or \$400.00 per
25 term up to a maximum of \$2,000.00 subject to the following
26 conditions:

27 (a) Credits are earned in a 4-year program at a Michigan

1 degree-granting 4-year college or university.

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

4 (8) ~~(7)~~—The department shall work closely with participating
5 institutions to develop an application and eligibility
6 determination process that will provide the highest level of
7 participation and ensure that all requirements of the program are
8 met.

9 (9) ~~(8)~~—Applications for the tuition incentive program may be
10 approved at any time after the student begins the sixth grade. If a
11 determination of financial eligibility is made, that determination
12 is valid as long as the student meets all other program
13 requirements and conditions.

14 (10) ~~(9)~~—Each institution shall ensure that all known
15 available restricted grants for tuition and fees are used prior to
16 billing the tuition incentive program for any portion of a
17 student's tuition and fees.

18 (11) ~~(10)~~—The department shall ensure that the tuition
19 incentive program is well publicized and that eligible Medicaid
20 clients are provided information on the program. The department
21 shall provide the necessary funding and staff to fully operate the
22 program.

23 Sec. 263. (1) Included in the appropriation in section 236 for
24 fiscal year ~~2015-2016-2016-2017~~ for MSU AgBioResearch is
25 \$2,982,900.00 and included in the appropriation in section 236 for
26 MSU Extension is \$2,645,200.00 for Project GREEN. Project GREEN
27 is intended to address critical regulatory, food safety, economic,

1 and environmental problems faced by this state's plant-based
2 agriculture, forestry, and processing industries. "GREEN" is an
3 acronym for Generating Research and Extension to Meet Environmental
4 and Economic Needs.

5 (2) The department of agriculture and rural development and
6 Michigan State University, in consultation with agricultural
7 commodity groups and other interested parties, shall develop
8 Project GREEN and its program priorities.

9 Sec. 263a. (1) Not later than September 30 of each year,
10 Michigan State University shall submit a report on MSU
11 AgBioResearch and MSU Extension to the house and senate
12 appropriations subcommittees on agriculture and on higher
13 education, the house and senate standing committees on agriculture,
14 the house and senate fiscal agencies, and the state budget director
15 for the preceding academic fiscal year.

16 (2) The report required under subsection (1) shall include all
17 of the following:

18 (a) Total funds expended by MSU AgBioResearch and by MSU
19 Extension identified by state, local, private, federal, and
20 university fund sources.

21 (b) The metric goals that were used to evaluate the impacts of
22 programs operated by MSU Extension and MSU AgBioResearch. ~~It is the~~
23 ~~intent of the legislature that the~~ **THE** following metric goals will
24 be used to evaluate the impacts of those programs:

25 (i) Increasing the number of agriculture and food-related
26 firms collaborating with and using services of research and
27 extension faculty and staff by 3% per year.

1 (ii) Increasing the number of individuals utilizing MSU
2 Extension's educational services by 5% per year.

3 (iii) Increasing external funds generated in support of
4 research and extension, beyond state appropriations, by 10% over
5 the amounts generated in the past 3 state fiscal years.

6 (iv) Increasing the sector's total economic impact to at least
7 \$100,000,000,000.00.

8 (v) Increasing Michigan's agricultural exports to at least
9 \$3,500,000,000.00.

10 (vi) Increasing jobs in the food and agriculture sector by
11 10%.

12 (vii) Improving access by Michigan consumers to healthy foods
13 by 20%.

14 (c) A review of major programs within both MSU AgBioResearch
15 and MSU Extension with specific reference to accomplishments,
16 impacts, and the metrics described in subdivision (b), including a
17 specific accounting of Project GREEN expenditures and the impact
18 of those expenditures.

19 Sec. 264. Included in the appropriation in section 236 for
20 fiscal year ~~2015-2016~~**2016-2017** for Michigan State University is
21 \$80,000.00 for the Michigan Future Farmers of America Association.
22 This \$80,000.00 allocation shall not supplant any existing support
23 that Michigan State University provides to the Michigan Future
24 Farmers of America Association.

25 Sec. 265. (1) Payments under section 265a for performance
26 funding shall only be made to a public university that certifies to
27 the state budget director by August 31, ~~2015-2016~~ that its board

1 did not adopt an increase in tuition and fee rates for resident
2 undergraduate students after September 1, ~~2014-2015~~ for the ~~2014-~~
3 ~~2015-2015-2016~~ academic year and that its board will not adopt an
4 increase in tuition and fee rates for resident undergraduate
5 students for the ~~2015-2016-2016-2017~~ academic year that is greater
6 than ~~3.2%-4.2%~~. As used in this subsection:

7 (a) "Fee" means any board-authorized fee that will be paid by
8 more than 1/2 of all resident undergraduate students at least once
9 during their enrollment at a public university, **AS DESCRIBED IN THE**
10 **HIGHER EDUCATION INSTITUTIONAL DATA INVENTORY (HEIDI) USER MANUAL.**
11 A university increasing a fee that applies to a specific subset of
12 students or courses shall provide sufficient information to prove
13 that the increase applied to that subset will not cause the
14 increase in the average amount of board-authorized total tuition
15 and fees paid by resident undergraduate students in the ~~2015-2016~~
16 ~~2016-2017~~ academic year to exceed the limit established in this
17 subsection.

18 (b) "Tuition and fee rate" means the average of full-time
19 rates ~~for all~~ **PAID BY A MAJORITY OF STUDENTS IN EACH** undergraduate
20 ~~classes,~~ **CLASS**, based on an **UNWEIGHTED** average of the rates
21 authorized by the university board and actually charged to
22 students, deducting any uniformly rebated or refunded amounts, for
23 the 2 semesters with the highest levels of full-time equated
24 resident undergraduate enrollment during the academic year, **AS**
25 **DESCRIBED IN THE HIGHER EDUCATION INSTITUTIONAL DATA INVENTORY**
26 **(HEIDI) USER MANUAL.**

27 (c) For purposes of subdivision (a), for a public university

1 that compels resident undergraduate students to be covered by
2 health insurance as a condition to enroll at the university, "fee"
3 includes the annual amount a student is charged for coverage by the
4 university-affiliated group health insurance policy if he or she
5 does not provide proof that he or she is otherwise covered by
6 health insurance. This subdivision does not apply to limited
7 subsets of resident undergraduate students to be covered by health
8 insurance for specific reasons other than general enrollment at the
9 university.

10 (2) The state budget director shall implement uniform
11 reporting requirements to ensure that a public university receiving
12 a payment under section 265a for performance funding has satisfied
13 the tuition restraint requirements of this section. The state
14 budget director shall have the sole authority to determine if a
15 public university has met the requirements of this section.
16 Information reported by a public university to the state budget
17 director under this subsection shall also be reported to the house
18 and senate appropriations subcommittees on higher education and the
19 house and senate fiscal agencies.

20 (3) **UNIVERSITIES THAT EXCEED THE TUITION AND FEE RATE CAP**
21 **DESCRIBED IN SUBSECTION (1) SHALL NOT RECEIVE A PLANNING OR**
22 **CONSTRUCTION AUTHORIZATION FOR A STATE-FUNDED CAPITAL OUTLAY**
23 **PROJECT IN FISCAL YEAR 2017-2018 OR FISCAL YEAR 2018-2019.**

24 (4) **NOTWITHSTANDING ANY OTHER PROVISION OF THIS ACT, THE**
25 **LEGISLATURE MAY AT ANY TIME ADJUST APPROPRIATIONS FOR A UNIVERSITY**
26 **THAT ADOPTS AN INCREASE IN TUITION AND FEE RATES FOR RESIDENT**
27 **UNDERGRADUATE STUDENTS THAT EXCEEDS THE RATE CAP ESTABLISHED IN**

1 **SUBSECTION (1) .**

2 Sec. 265a. (1) Appropriations to public universities in
3 section 236 for fiscal year ~~2015-2016~~ **2016-2017** for performance
4 funding shall be paid only to a public university that complies
5 with section 265 and certifies to the state budget director, the
6 house and senate appropriations subcommittees on higher education,
7 and the house and senate fiscal agencies by August 31, ~~2015-2016~~
8 that it complies with all of the following requirements:

9 (a) The university participates in reverse transfer agreements
10 described in section 286 with at least 3 Michigan community
11 colleges. ~~or has made a good faith effort to enter into reverse~~
12 ~~transfer agreements.~~

13 (b) The university does not and will not consider whether dual
14 enrollment credits earned by an incoming student were utilized
15 towards his or her high school graduation requirements when making
16 a determination as to whether those credits may be used by the
17 student toward completion of a university degree or certificate
18 program.

19 (c) The university **ACTIVELY** participates in **AND SUBMITS TIMELY**
20 **UPDATES TO** the Michigan Transfer Network created as part of the
21 Michigan Association of Collegiate Registrars and Admissions
22 Officers transfer agreement.

23 (2) Any performance funding amounts under section 236 that are
24 not paid to a public university because it did not comply with 1 or
25 more requirements under subsection (1) are unappropriated and
26 reappropriated for performance funding to those public universities
27 that meet the requirements under subsection (1), distributed in

1 proportion to their performance funding appropriation amounts under
2 section 236.

3 (3) The state budget director shall report to the house and
4 senate appropriations subcommittees on higher education and the
5 house and senate fiscal agencies by September 30, ~~2015,~~ **2016**,
6 regarding any performance funding amounts that are not paid to a
7 public university because it did not comply with 1 or more
8 requirements under subsection (1) and any reappropriation of funds
9 under subsection (2).

10 (4) Performance funding amounts described in section 236 are
11 distributed based on the following formula:

12 **(A) PROPORTIONAL TO EACH UNIVERSITY'S SHARE OF TOTAL**
13 **OPERATIONS FUNDING APPROPRIATED IN FISCAL YEAR 2010-2011, 50%.**

14 **(B) ~~(a)~~**Based on weighted undergraduate completions in
15 critical skills areas, ~~22.2%~~ **11.1%**.

16 **(C) ~~(b)~~**Based on research and development expenditures, for
17 universities classified in Carnegie classifications as
18 doctoral/research universities, research universities (high
19 research activity), or research universities (very high research
20 activity) only, ~~11.1%~~ **5.6%**.

21 **(D) ~~(c)~~**Based on 6-year graduation rate, total degree
22 completions, and institutional support as a percentage of core
23 expenditures, and the percentage of students receiving Pell grants,
24 scored against national Carnegie classification peers and weighted
25 by total undergraduate fiscal year equated students, ~~66.7%~~ **33.3%**.

26 (5) For purposes of determining the score of a university
27 under subsection ~~(4)(c)~~, **(4)(D)**, each university is assigned 1 of

1 the following scores:

2 (a) A university classified as in the top 20%, a score of 3.

3 (b) A university classified as above national median, a score
4 of 2.

5 (c) A university classified as improving, a score of 2. It is
6 the intent of the legislature that, beginning in the ~~2016-2017~~
7 **2017-2018** state fiscal year, a university classified as improving
8 is assigned a score of 1.

9 (d) A university that is not included in subdivision (a), (b),
10 or (c), a score of 0.

11 (6) ~~For purposes of~~ **AS USED IN** this section, "Carnegie
12 classification" ~~shall mean~~ **MEANS** the basic classification of the
13 university according to the most recent version **PRIOR TO FEBRUARY**
14 **1, 2016** of the Carnegie classification of institutions of higher
15 education, published by the Carnegie Foundation for the Advancement
16 of Teaching.

17 Sec. 267. All public universities shall submit the amount of
18 tuition and fees actually charged to a full-time resident
19 undergraduate student for academic year ~~2015-2016-2016-2017~~ as part
20 of their higher education institutional data inventory (HEIDI) data
21 by August 31 of each year. A public university shall report any
22 revisions for any semester of the reported academic year ~~2015-2016~~
23 **2016-2017** tuition and fee charges to HEIDI within 15 days of being
24 adopted.

25 Sec. 268. (1) For the fiscal year ending September 30, ~~2016,~~
26 **2017**, it is the intent of the legislature that funds be allocated
27 for unfunded North American Indian tuition waiver costs incurred by

1 public universities under 1976 PA 174, MCL 390.1251 to 390.1253,
2 from the general fund.

3 (2) By February 15 of each year, the department of civil
4 rights shall annually submit to the state budget director, the
5 house and senate appropriations subcommittees on higher education,
6 and the house and senate fiscal agencies a report on North American
7 Indian tuition waivers for the preceding fiscal year that includes,
8 but is not limited to, all of the following information: ~~for each~~
9 ~~postsecondary institution:~~

10 (a) The ~~total~~ number of waiver applications **RECEIVED AND THE**
11 **NUMBER OF WAIVER APPLICATIONS APPROVED.**

12 (B) **FOR EACH UNIVERSITY SUBMITTING INFORMATION UNDER**
13 **SUBSECTION (3), ALL OF THE FOLLOWING:**

14 (i) **THE NUMBER OF GRADUATE AND UNDERGRADUATE NORTH AMERICAN**
15 **INDIAN STUDENTS ENROLLED EACH TERM FOR THE PREVIOUS FISCAL YEAR.**

16 (ii) ~~(b)~~ The ~~total~~ number of **NORTH AMERICAN INDIAN** waivers
17 granted **EACH TERM** and the monetary value of ~~each waiver~~. **THE WAIVERS**
18 **FOR THE PREVIOUS FISCAL YEAR.**

19 (iii) ~~(c)~~ The number of **GRADUATE AND UNDERGRADUATE** students
20 **ATTENDING UNDER A NORTH AMERICAN INDIAN TUITION WAIVER** who ~~withdrew~~
21 **WITHDREW** from ~~classes~~. **THE UNIVERSITY DURING THE PREVIOUS FISCAL**
22 **YEAR.**

23 (iv) ~~(d)~~ The number of **GRADUATE AND UNDERGRADUATE** students
24 **ATTENDING UNDER A NORTH AMERICAN INDIAN TUITION WAIVER** who
25 successfully complete a degree or certificate program, **SEPARATED BY**
26 **DEGREE OR CERTIFICATE LEVEL**, and the ~~6-year~~ graduation rate **FOR**
27 **GRADUATE AND UNDERGRADUATE STUDENTS ATTENDING UNDER A NORTH**

1 AMERICAN INDIAN TUITION WAIVER WHO COMPLETE A DEGREE WITHIN 150% OF
2 THE NORMAL TIME TO COMPLETE, SEPARATED BY THE LEVEL OF THE DEGREE.

3 (3) A public university that receives funds under section 236
4 shall provide to the department of civil rights any information
5 necessary for preparing the report detailed in subsection (2),
6 USING GUIDELINES AND PROCEDURES DEVELOPED BY THE DEPARTMENT OF
7 CIVIL RIGHTS.

8 (4) THE DEPARTMENT OF CIVIL RIGHTS MAY CONSOLIDATE THE REPORT
9 REQUIRED UNDER THIS SECTION WITH THE REPORT REQUIRED UNDER SECTION
10 223, BUT A CONSOLIDATED REPORT MUST SEPARATELY IDENTIFY DATA FOR
11 UNIVERSITIES AND DATA FOR COMMUNITY COLLEGES.

12 Sec. 269. For fiscal year ~~2015-2016~~, **2016-2017**, from the
13 amount appropriated in section 236 to Central Michigan University
14 for operations, \$29,700.00 shall be paid to Saginaw Chippewa Tribal
15 College for the costs of waiving tuition for North American Indians
16 under 1976 PA 174, MCL 390.1251 to 390.1253.

17 Sec. 270. For fiscal year ~~2015-2016~~, **2016-2017**, from the
18 amount appropriated in section 236 to Lake Superior State
19 University for operations, \$100,000.00 shall be paid to Bay Mills
20 Community College for the costs of waiving tuition for North
21 American Indians under 1976 PA 174, MCL 390.1251 to 390.1253.

22 Sec. 274. It is the intent of the legislature that public and
23 private organizations that conduct human embryonic stem cell
24 derivation subject to section 27 of article I of the state
25 constitution of 1963 will provide information to the director of
26 the department of health and human services by December 1, ~~2015~~
27 **2016** that includes all of the following:

1 (a) Documentation that the organization conducting human
2 embryonic stem cell derivation is conducting its activities in
3 compliance with the requirements of section 27 of article I of the
4 state constitution of 1963 and all relevant National Institutes of
5 Health guidelines pertaining to embryonic stem cell derivation.

6 (b) A list of all human embryonic stem cell lines submitted by
7 the organization to the National Institutes of Health for inclusion
8 in the Human Embryonic Stem Cell Registry before and during fiscal
9 year ~~2014-2015,~~ **2015-2016**, and the status of each submission as
10 approved, pending approval, or review completed but not yet
11 accepted.

12 (c) Number of human embryonic stem cell lines derived and not
13 submitted for inclusion in the Human Embryonic Stem Cell Registry,
14 before and during fiscal year ~~2014-2015,~~ **2015-2016**.

15 Sec. 274c. By February 1, ~~2016,~~ **2017**, each university
16 receiving funds under section 236 shall report to the senate and
17 house appropriations subcommittees on higher education, the senate
18 and house fiscal agencies, and the state budget director on its
19 efforts to develop and implement sexual assault response training
20 for the university's title IX coordinator, campus law enforcement
21 personnel, campus public safety personnel, and any other campus
22 personnel charged with responding to on-campus incidents, including
23 information on sexual assault response training materials and the
24 status of implementing sexual assault response training for campus
25 personnel.

26 Sec. 275. (1) It is the intent of the legislature that each
27 public university that receives an appropriation in section 236 do

1 all of the following:

2 (a) Meet the provisions of section 5003 of the post-911
 3 veterans educational assistance act of 2008, 38 USC 3301 to ~~3324,~~
 4 **3325**, including voluntary participation in the ~~yellow ribbon GI~~
 5 ~~education enhancement program~~ **YELLOW RIBBON GI EDUCATION**
 6 **ENHANCEMENT PROGRAM** established in that act in 38 USC 3317. By
 7 October 1 of each year, each public university shall report to the
 8 house and senate appropriations subcommittees on higher education,
 9 the house and senate fiscal agencies, and the ~~presidents council,~~
 10 ~~state universities of Michigan~~ **MICHIGAN ASSOCIATION OF STATE**
 11 **UNIVERSITIES** on whether or not it has chosen to participate in the
 12 ~~yellow ribbon GI education enhancement program.~~ **YELLOW RIBBON GI**
 13 **EDUCATION ENHANCEMENT PROGRAM.** If at any time during the fiscal
 14 year a university participating in the ~~yellow ribbon program~~ **YELLOW**
 15 **RIBBON PROGRAM** chooses to leave the ~~yellow ribbon program,~~ **YELLOW**
 16 **RIBBON PROGRAM**, it shall notify the house and senate appropriations
 17 subcommittees on higher education, the house and senate fiscal
 18 agencies, and the ~~presidents council, state universities of~~
 19 ~~Michigan.~~ **MICHIGAN ASSOCIATION OF STATE UNIVERSITIES.**

20 (b) Establish an on-campus veterans' liaison to provide
 21 information and assistance to all student veterans.

22 (c) Provide flexible enrollment application deadlines for all
 23 veterans.

24 (d) Include in its admission application process a specific
 25 question as to whether an applicant for admission is a veteran, an
 26 active member of the military, a member of the ~~national guard~~
 27 **NATIONAL GUARD** or military reserves, or the spouse or dependent of

1 a veteran, active member of the military, or member of the ~~national~~
2 ~~guard~~ **NATIONAL GUARD** or military reserves, in order to more quickly
3 identify potential educational assistance available to that
4 applicant.

5 (e) Consider all veterans residents of this state for
6 determining their tuition rates and fees.

7 (f) Waive enrollment fees for all veterans.

8 (2) By October 1 of each year, each public university shall
9 report to the house and senate appropriations subcommittees on
10 higher education, the house and senate fiscal agencies, and the
11 department of military and veterans affairs regarding services
12 provided specifically to veterans and active military duty
13 personnel, including, but not limited to, the services described in
14 subsection (1).

15 (3) As used in this section, "veteran" means an honorably
16 discharged veteran entitled to educational assistance under the
17 provisions of section 5003 of the post-911 veterans educational
18 assistance act of 2008, 38 USC 3301 to ~~3324~~ **3325**.

19 Sec. 276. (1) Included in the appropriation for fiscal year
20 ~~2015-2016-2016-2017~~ for each public university in section 236 is
21 funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks
22 future faculty program that is intended to increase the pool of
23 academically or economically disadvantaged candidates pursuing
24 faculty teaching careers in postsecondary education. Preference may
25 not be given to applicants on the basis of race, color, ethnicity,
26 gender, or national origin. Institutions should encourage
27 applications from applicants who would otherwise not adequately be

1 represented in the graduate student and faculty populations. Each
2 public university shall apply the percentage change applicable to
3 every public university in the calculation of appropriations in
4 section 236 to the amount of funds allocated to the future faculty
5 program.

6 (2) The program shall be administered by each public
7 university in a manner prescribed by the workforce development
8 agency. The workforce development agency shall use a good faith
9 effort standard to evaluate whether a fellowship is in default.

10 Sec. 277. (1) Included in the appropriation for fiscal year
11 ~~2015-2016-2016-2017~~ for each public university in section 236 is
12 funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks
13 college day program that is intended to introduce academically or
14 economically disadvantaged schoolchildren to the potential of a
15 college education. Preference may not be given to participants on
16 the basis of race, color, ethnicity, gender, or national origin.
17 Public universities should encourage participation from those who
18 would otherwise not adequately be represented in the student
19 population.

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

1 appropriations in section 236 to the amount of funds allocated to
2 the college day program.

3 (3) The program described in this section shall be
4 administered by each public university in a manner prescribed by
5 the workforce development agency.

6 Sec. 278. (1) Included in section 236 for fiscal year ~~2015-~~
7 ~~2016-2016-2017~~ is funding for the Martin Luther King, Jr. - Cesar
8 Chavez - Rosa Parks select student support services program for
9 developing academically or economically disadvantaged student
10 retention programs for 4-year public and independent educational
11 institutions in this state. Preference may not be given to
12 participants on the basis of race, color, ethnicity, gender, or
13 national origin. Institutions should encourage participation from
14 those who would otherwise not adequately be represented in the
15 student population.

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

19 (3) The program described in this section shall be
20 administered by the workforce development agency.

21 Sec. 279. (1) Included in section 236 for fiscal year ~~2015-~~
22 ~~2016-2016-2017~~ is funding for the Martin Luther King, Jr. - Cesar
23 Chavez - Rosa Parks college/university partnership program between
24 4-year public and independent colleges and universities and public
25 community colleges, which is intended to increase the number of
26 academically or economically disadvantaged students who transfer
27 from community colleges into baccalaureate programs. Preference may

1 not be given to participants on the basis of race, color,
2 ethnicity, gender, or national origin. Institutions should
3 encourage participation from those who would otherwise not
4 adequately be represented in the transfer student population.

5 (2) The grants shall be made under the program described in
6 this section to Michigan public and independent colleges and
7 universities. An award to any 1 institution shall not be greater
8 than \$150,000.00, and the amount awarded shall be matched on a 70%
9 state, 30% college or university basis.

10 (3) The program described in this section shall be
11 administered by the workforce development agency.

12 Sec. 280. (1) Included in the appropriation for fiscal year
13 ~~2015-2016-2016-2017~~ for each public university in section 236 is
14 funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks
15 visiting professors program which is intended to increase the
16 number of instructors in the classroom to provide role models for
17 academically or economically disadvantaged students. Preference may
18 not be given to participants on the basis of race, color,
19 ethnicity, gender, or national origin. Public universities should
20 encourage participation from those who would otherwise not
21 adequately be represented in the student population.

22 (2) The program described in this section shall be
23 administered by the workforce development agency.

24 Sec. 281. (1) Included in the appropriation for fiscal year
25 ~~2015-2016-2016-2017~~ in section 236 is funding under the Martin
26 Luther King, Jr. - Cesar Chavez - Rosa Parks initiative for the
27 Morris Hood, Jr. educator development program which is intended to

1 increase the number of academically or economically disadvantaged
2 students who enroll in and complete K-12 teacher education programs
3 at the baccalaureate level. Preference may not be given to
4 participants on the basis of race, color, ethnicity, gender, or
5 national origin. Institutions should encourage participation from
6 those who would otherwise not adequately be represented in the
7 teacher education student population.

8 (2) The program described in this section shall be
9 administered by each state-approved teacher education institution
10 in a manner prescribed by the workforce development agency.

11 (3) Approved teacher education institutions may and are
12 encouraged to use student support services funding in coordination
13 with the Morris Hood, Jr. funding to achieve the goals of the
14 program described in this section.

15 Sec. 282. Each institution receiving funds for fiscal year
16 ~~2015-2016-2016-2017~~ under section 278, 279, or 281 shall notify the
17 workforce development agency by April 15, ~~2016-2017~~ as to whether
18 it will expend by the end of its fiscal year the funds received
19 under section 278, 279, or 281. Notwithstanding the award
20 limitations in sections 278 and 279, the amount of funding reported
21 as not being expended will be reallocated to the institutions that
22 intend to expend all funding received under section 278, 279, or
23 281.

24 Sec. 283. (1) From the amount appropriated in section 236, the
25 public universities shall systematically inform Michigan high
26 schools regarding the academic status of students from each high
27 school in a manner prescribed by the ~~Presidents Council, State~~

1 ~~Universities of Michigan~~ **MICHIGAN ASSOCIATION OF STATE UNIVERSITIES**
2 in cooperation with the Michigan Association of Secondary School
3 Principals. Public universities shall also work with the center for
4 educational performance and information to maintain a systematic
5 approach for accomplishing this task.

6 (2) Michigan high schools shall systematically inform the
7 public universities about the use of information received under
8 this section in a manner prescribed by the Michigan Association of
9 Secondary School Principals in cooperation with the ~~Presidents~~
10 ~~Council, State Universities of Michigan.~~ **MICHIGAN ASSOCIATION OF**
11 **STATE UNIVERSITIES.**

12 Sec. 284. From the amount appropriated in section 236, the
13 public universities shall inform Michigan community colleges
14 regarding the academic status of community college transfer
15 students in a manner prescribed by the ~~Presidents Council, State~~
16 ~~Universities of Michigan~~ **MICHIGAN ASSOCIATION OF STATE UNIVERSITIES**
17 in cooperation with the Michigan Community College Association.
18 Public universities shall also work with the center for educational
19 performance and information to maintain a systematic approach for
20 accomplishing this task.

21 **SEC. 286A. BY FEBRUARY 1, 2017, THE MICHIGAN COMMUNITY COLLEGE**
22 **ASSOCIATION, THE MICHIGAN ASSOCIATION OF STATE UNIVERSITIES, AND**
23 **THE MICHIGAN INDEPENDENT COLLEGES AND UNIVERSITIES, ON BEHALF OF**
24 **THEIR MEMBER COLLEGES AND UNIVERSITIES, SHALL SUBMIT TO THE SENATE**
25 **AND HOUSE APPROPRIATIONS SUBCOMMITTEES ON HIGHER EDUCATION, THE**
26 **SENATE AND HOUSE APPROPRIATIONS SUBCOMMITTEES ON COMMUNITY**
27 **COLLEGES, THE SENATE AND HOUSE FISCAL AGENCIES, AND THE STATE**

1 BUDGET DIRECTOR A COMPREHENSIVE REPORT DETAILING THE NUMBER OF
2 ACADEMIC PROGRAM PARTNERSHIPS BETWEEN PUBLIC COMMUNITY COLLEGES,
3 PUBLIC UNIVERSITIES, AND PRIVATE COLLEGES AND UNIVERSITIES,
4 INCLUDING, BUT NOT LIMITED TO, THE FOLLOWING INFORMATION:

5 (A) THE NAMES OF THE BACCALAUREATE DEGREE PROGRAMS OF STUDY
6 OFFERED BY PUBLIC AND PRIVATE UNIVERSITIES ON COMMUNITY COLLEGE
7 CAMPUSES.

8 (B) THE NAMES OF THE ARTICULATION AGREEMENTS FOR BACCALAUREATE
9 DEGREE PROGRAMS OF STUDY BETWEEN PUBLIC COMMUNITY COLLEGES, PUBLIC
10 UNIVERSITIES, AND PRIVATE COLLEGES AND UNIVERSITIES.

11 (C) THE NUMBER OF STUDENTS ENROLLED AND NUMBER OF DEGREES
12 AWARDED THROUGH ARTICULATION AGREEMENTS, AND THE NUMBER OF COURSES
13 OFFERED, NUMBER OF STUDENTS ENROLLED, AND NUMBER OF DEGREES AWARDED
14 THROUGH ON-CAMPUS PROGRAMS NAMED IN SUBDIVISION (A) FROM JULY 1,
15 2015 THROUGH JUNE 30, 2016.

16 Sec. 289. (1) The auditor general shall periodically audit
17 higher education institutional data inventory (HEIDI) data
18 submitted by all public universities under section 241 and may
19 perform audits of selected public universities if determined
20 necessary. The audits shall be based upon the definitions,
21 requirements, and uniform reporting categories established by the
22 state budget director in consultation with the HEIDI advisory
23 committee. The auditor general shall submit a report of findings to
24 the house and senate appropriations committees and the state budget
25 director no later than July 1 of each year an audit takes place.

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

1 (a) Student credit hours generated through instructional
2 activity by faculty or staff in classrooms located outside
3 Michigan, with the exception of instructional activity related to
4 study-abroad programs or field programs.

5 (b) Student credit hours generated through distance learning
6 instruction for students not eligible for the public university's
7 in-state main campus resident tuition rate. However, in instances
8 where a student is enrolled in distance education and non-distance
9 education credit hours in a given term and the student's non-
10 distance education enrollment is at a campus or site located within
11 Michigan, student credit hours per the student's eligibility for
12 in-state or out-of-state tuition rates may be reported.

13 (c) Student credit hours generated through credit by
14 examination.

15 (d) Student credit hours generated through inmate prison
16 programs regardless of teaching location.

17 (e) Student credit hours generated in new degree programs
18 created on or after January 1, 1975 and before January 1, 2013,
19 that were not specifically authorized for funding by the
20 legislature, except spin-off programs converted from existing core
21 programs, and student credit hours generated in any new degree
22 programs created after January 1, 2013, that are specifically
23 excluded from reporting by the legislature under this section.

24 (3) "Distance learning instruction" as used in subsection (2)
25 means instruction that occurs solely in other than a traditional
26 classroom setting where the student and instructor are in the same
27 physical location and for which a student receives course credits

1 and is charged tuition and fees. Examples of distance learning
2 instruction are instruction delivered solely through the internet,
3 cable television, teleconference, or mail.

4 Sec. 290. By March 1 of each year, the ~~presidents council,~~
5 ~~state universities of Michigan~~ **MICHIGAN ASSOCIATION OF STATE**
6 **UNIVERSITIES** shall provide a listing of new degree programs for
7 which enrollment information will be reported to HEIDI under
8 sections 241 and 289, as well as a listing of degree programs that
9 institutions of higher education will no longer offer in subsequent
10 academic years, to the house and senate appropriations
11 subcommittees on higher education, the house and senate fiscal
12 agencies, and the state budget director.

13 Enacting section 1. In accordance with section 30 of article
14 IX of the state constitution of 1963, total state spending from
15 state sources for higher education for fiscal year 2016-2017 under
16 article III of the state school aid act of 1979, 1979 PA 94, MCL
17 388.1836 to 388.1893, as amended by this amendatory act, is
18 estimated at \$1,481,114,000.00 and the amount of that state
19 spending from state sources to be paid to local units of government
20 for fiscal year 2016-2017 is estimated at \$0.

21 Enacting section 2. Sections 236d, 239a, and 293 of the state
22 school aid act of 1979, 1979 PA 94, MCL 388.1836d, 388.1839a, and
23 388.1893, are repealed effective October 1, 2016.

24 Enacting section 3. (1) Except as otherwise provided in
25 subsection (2), this amendatory act takes effect October 1, 2016.

26 (2) Section 236d of the state school aid act of 1979, 1979 PA
27 94, MCL 388.1836d, as added by this amendatory act, takes effect

1 upon enactment of this amendatory act.