

**HIGHER EDUCATION AUTHORIZATION AND DISTANCE EDUCATION RECIPROCAL
EXCHANGE ACT (EXCERPT)
Act 45 of 2015**

***** 390.1696 THIS SECTION IS REPEALED BY ACT 127 OF 2023 EFFECTIVE SEPTEMBER 30, 2029

390.1696 Violation of act, rule, or order; duties of department; administrative fine; limitation.

Sec. 6. (1) After notice and opportunity for hearing under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, the department shall do 1 or more of the following if it determines that a participating college that holds an authorization from the department under section 4(1), or an out-of-state college or university that holds an authorization from the department under section 4(3), has violated this act, a rule promulgated under this act, or an order issued under this act:

- (a) Place a limitation on the authorization.
- (b) Suspend the authorization.
- (c) Deny an authorization or renewal of the authorization.
- (d) Revoke the authorization.
- (e) Assess an administrative fine under subsection (2).
- (f) Order restitution to an aggrieved student who participated or is participating in a distance education program.
- (g) Impose any other sanction established by the department by rule.

(2) The department may assess an administrative fine of not more than \$1,000.00, plus the department's actual costs of the investigation, for a violation of this act or rules promulgated under this act. However, the department may not assess administrative fines under this subsection against a college or university that in the aggregate are more than \$5,000.00 for multiple violations of this act or rules promulgated under this act that arise from the same transaction.

History: 2015, Act 45, Imd. Eff. June 9, 2015.

Compiler's note: For the transfer of powers and duties of the department of licensing and regulatory affairs to the department of labor and economic opportunity, see E.R.O. No. 2019-3, compiled at MCL 125.1998.