

HOUSE JOINT RESOLUTION V

September 6, 2007, Introduced by Reps. Opsommer, Meekhof, Rocca, Rick Jones, Agema, Steil, Stahl, Sheltroun and Emmons and referred to the Committee on Military and Veterans Affairs and Homeland Security.

A joint resolution proposing an amendment to the state constitution of 1963, by amending sections 5 and 6 of article VIII, to require public universities to consider certain active duty members of the armed forces and their dependents residents of this state for determining their tuition rates.

Resolved by the Senate and House of Representatives of the state of Michigan, That the following amendment to the state constitution of 1963, to require public universities to consider certain active duty members of the armed forces and their dependents residents of this state for determining their tuition rates, is proposed, agreed to, and submitted to the people of the state:

ARTICLE VIII

1
2 Sec. 5. (1) The regents of the University of Michigan and
3 their successors in office shall constitute a body corporate known
4 as the Regents of the University of Michigan; the trustees of
5 Michigan State University and their successors in office shall
6 constitute a body corporate known as the Board of Trustees of
7 Michigan State University; the governors of Wayne State University
8 and their successors in office shall constitute a body corporate
9 known as the Board of Governors of Wayne State University. ~~Each~~
10 ~~board~~

11 (2) **SUBJECT TO SUBSECTION (5), THE BOARD OF AN INSTITUTION**
12 **DESCRIBED IN SUBSECTION (1)** shall have general supervision of its
13 institution and the control and direction of all expenditures from
14 the institution's funds. ~~Each board~~

15 (3) **THE BOARD OF AN INSTITUTION DESCRIBED IN SUBSECTION (1)**
16 shall, as often as necessary, elect a president of the institution
17 under its supervision. ~~He~~**THE PRESIDENT** shall be the principal
18 executive officer of the institution, be ex-officio a member of the
19 board without the right to vote, and preside at meetings of the
20 board.

21 (4) The board of ~~each~~**AN** institution **DESCRIBED IN SUBSECTION**
22 **(1)** shall consist of eight members who shall hold office for terms
23 of eight years and who shall be elected as provided by law. The
24 governor shall fill board vacancies by appointment. Each appointee
25 shall hold office until a successor has been nominated and elected
26 as provided by law.

27 (5) **THE BOARD OF AN INSTITUTION DESCRIBED IN SUBSECTION (1)**

1 SHALL CONSIDER A STUDENT ENROLLED IN THAT INSTITUTION A RESIDENT OF
2 THIS STATE FOR DETERMINING HIS OR HER TUITION RATES IF THE STUDENT
3 IS AN ACTIVE DUTY MEMBER, OR THE SPOUSE OR DEPENDENT CHILD OF AN
4 ACTIVE DUTY MEMBER, OF THE ARMED FORCES OF THE UNITED STATES, WHILE
5 THAT ACTIVE DUTY MEMBER IS STATIONED IN THIS STATE AND DURING THE
6 STUDENT'S CONTINUOUS ENROLLMENT IN THE ACADEMIC DEGREE PROGRAM IN
7 WHICH HE OR SHE IS ENROLLED IF THAT ACTIVE DUTY MEMBER IS
8 TRANSFERRED TO ACTIVE DUTY OUTSIDE OF THIS STATE; OR IF THE STUDENT
9 IS THE CHILD OF AN ACTIVE DUTY MEMBER OF THE ARMED FORCES OF THE
10 UNITED STATES WHO WAS STATIONED IN THIS STATE BUT IS TRANSFERRED TO
11 A DUTY LOCATION OUTSIDE OF THIS STATE WITHIN THE 1-YEAR PERIOD
12 PRECEDING THE STUDENT'S INITIAL ENROLLMENT IN THAT INSTITUTION AND
13 THE STUDENT CONTINUES TO LIVE IN THIS STATE.

14 Sec. 6. (1) Other institutions of higher education established
15 by law having authority to grant baccalaureate degrees shall each
16 be governed by a board of control which shall be a body corporate.
17 ~~The~~

18 (2) ~~SUBJECT TO SUBSECTION (5), THE~~ board OF AN INSTITUTION
19 DESCRIBED IN SUBSECTION (1) shall have general supervision of the
20 institution and the control and direction of all expenditures from
21 the institution's funds. ~~It~~

22 (3) ~~THE BOARD OF AN INSTITUTION DESCRIBED IN SUBSECTION (1)~~
23 shall, as often as necessary, elect a president of the institution
24 under its supervision. ~~He~~~~THE PRESIDENT~~ shall be the principal
25 executive officer of the institution and be ex-officio a member of
26 the board without the right to vote. The board may elect one of its
27 members or may designate the president, to preside at board

1 meetings.

2 (4) Each board of control shall consist of eight members who
3 shall hold office for terms of eight years, not more than two of
4 which shall expire in the same year, and who shall be appointed by
5 the governor by and with the advice and consent of the senate.
6 Vacancies shall be filled in like manner.

7 (5) THE BOARD OF AN INSTITUTION DESCRIBED IN SUBSECTION (1)
8 SHALL CONSIDER A STUDENT ENROLLED IN THAT INSTITUTION A RESIDENT OF
9 THIS STATE FOR DETERMINING HIS OR HER TUITION RATES IF THE STUDENT
10 IS AN ACTIVE DUTY MEMBER, OR THE SPOUSE OR DEPENDENT CHILD OF AN
11 ACTIVE DUTY MEMBER, OF THE ARMED FORCES OF THE UNITED STATES, WHILE
12 THAT ACTIVE DUTY MEMBER IS STATIONED IN THIS STATE AND DURING THE
13 STUDENT'S CONTINUOUS ENROLLMENT IN THE ACADEMIC DEGREE PROGRAM IN
14 WHICH HE OR SHE IS ENROLLED IF THAT ACTIVE DUTY MEMBER IS
15 TRANSFERRED TO ACTIVE DUTY OUTSIDE OF THIS STATE; OR IF THE STUDENT
16 IS THE CHILD OF AN ACTIVE DUTY MEMBER OF THE ARMED FORCES OF THE
17 UNITED STATES WHO WAS STATIONED IN THIS STATE BUT IS TRANSFERRED TO
18 A DUTY LOCATION OUTSIDE OF THIS STATE WITHIN THE 1-YEAR PERIOD
19 PRECEDING THE STUDENT'S INITIAL ENROLLMENT IN THAT INSTITUTION AND
20 THE STUDENT CONTINUES TO LIVE IN THIS STATE.

21 Resolved further, That the foregoing amendment shall be
22 submitted to the people of the state at the next general election
23 in the manner provided by law.