

**SUBSTITUTE FOR
SENATE BILL NO. 955**

A bill to amend 1979 PA 94, entitled
"The state school aid act of 1979,"
by amending sections 236, 236a, 237, 238, 239, 239a, 240, 241, 242,
243, 244, 245, 251, 252, 253, 254, 255, 256, 257, 258, 263, 263a,
264, 265, 267, 268, 269, 270, 273, 274, 275, 275a, 276, 277, 278,
279, 280, 281, 282, 283, 284, 285, 286, 289, 291, 292, and 293 (MCL
388.1836, 388.1836a, 388.1837, 388.1838, 388.1839, 388.1839a,
388.1840, 388.1841, 388.1842, 388.1843, 388.1844, 388.1845,
388.1851, 388.1852, 388.1853, 388.1854, 388.1855, 388.1856,
388.1857, 388.1858, 388.1863, 388.1863a, 388.1864, 388.1865,
388.1867, 388.1868, 388.1869, 388.1870, 388.1873, 388.1874,
388.1875, 388.1875a, 388.1876, 388.1877, 388.1878, 388.1879,
388.1880, 388.1881, 388.1882, 388.1883, 388.1884, 388.1885,

Senate Bill No. 955 as amended April 25, 2012

388.1886, 388.1889, 388.1891, 388.1892, and 388.1893), as added by 2011 PA 62, and by adding sections 236b, 237b, 263b, 265a, and 293a; 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 subsections (2) to ~~(5)~~ **<<(8)>>** are
3 appropriated for higher education for the fiscal year ending
4 September 30, ~~2012~~, **2013**, from the funds indicated in this section.
5 The following is a summary of the appropriations in subsections (2)
6 to ~~(5)~~ **<<(8)>>**:

7 (a) The gross appropriation is ~~\$1,362,278,400.00~~.
8 **\$1,399,981,500.00**. After deducting total interdepartmental grants
9 and intradepartmental transfers in the amount of \$0.00, the
10 adjusted gross appropriation is
11 ~~\$1,362,278,400.00~~ **\$1,399,981,500.00**.

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

14 (i) Total federal revenues, ~~\$98,326,400.00~~ **\$97,026,400.00**.

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

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

17 (iv) Total other state restricted revenues,
18 ~~\$200,219,500.00~~ **\$200,565,700.00**.

19 (v) State general fund/general purpose money,
20 ~~\$1,063,732,500.00~~ **\$1,102,389,400.00**.

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

23 (a) The appropriation for Central Michigan University is

~~\$68,108,900.00, \$61,431,100.00 for operations and \$6,677,800.00 for~~
~~tuition restraint incentive, \$69,921,200.00,~~ appropriated from the
 following:

(i) State school aid fund, \$11,284,600.00.

(ii) State general fund/general purpose money,
~~\$56,824,300.00-\$58,636,600.00.~~

(b) The appropriation for Eastern Michigan University is
~~\$64,619,100.00, \$61,319,900.00 for operations and \$3,299,200.00 for~~
~~tuition restraint incentive, \$66,178,000.00,~~ appropriated from the
 following:

(i) State school aid fund, \$10,706,400.00.

(ii) State general fund/general purpose money,
~~\$53,912,700.00-\$55,471,600.00.~~

(c) The appropriation for Ferris State University is
~~\$41,324,300.00, \$37,971,600.00 for operations and \$3,352,700.00 for~~
~~tuition restraint incentive, \$42,239,900.00,~~ appropriated from the
 following:

(i) State school aid fund, \$6,846,800.00.

(ii) State general fund/general purpose money,
~~\$34,477,500.00-\$35,393,100.00.~~

(d) The appropriation for Grand Valley State University is
~~\$52,677,400.00, \$48,431,500.00 for operations and \$4,245,900.00 for~~
~~tuition restraint incentive, \$54,478,200.00,~~ appropriated from the
 following:

(i) State school aid fund, \$8,727,800.00.

(ii) State general fund/general purpose money,
~~\$43,949,600.00-\$45,750,400.00.~~

(e) The appropriation for Lake Superior State University is ~~\$10,789,500.00, \$10,055,100.00 for operations and \$734,400.00 for tuition restraint incentive,~~ **\$11,320,000.00**, appropriated from the following:

(i) State school aid fund, \$1,787,600.00.

(ii) State general fund/general purpose money, ~~\$9,001,900.00.~~ **\$9,532,400.00.**

(f) The appropriation for Michigan State University is ~~\$293,746,600.00, \$222,796,200.00~~ **\$300,498,700.00, \$245,533,000.00** for operations, ~~\$18,324,600.00 for tuition restraint incentive,~~ **\$2,339,900.00 FOR THE FACILITY FOR RARE ISOTOPE BEAMS**, and \$52,625,800.00 for agricultural experiment and cooperative extension activities, appropriated from the following:

(i) State school aid fund, \$39,949,900.00.

(ii) State general fund/general purpose money, ~~\$253,796,700.00.~~ **\$260,548,800.00.**

(g) The appropriation for Michigan Technological University is ~~\$40,733,600.00, \$37,409,700.00 for operations and \$3,323,900.00 for tuition restraint incentive,~~ **\$41,785,400.00**, appropriated from the following:

(i) State school aid fund, \$6,748,900.00.

(ii) State general fund/general purpose money, ~~\$33,984,700.00.~~ **\$35,036,500.00.**

(h) The appropriation for Northern Michigan University is ~~\$38,367,400.00, \$36,225,200.00 for operations and \$2,142,200.00 for tuition restraint incentive,~~ **\$39,636,400.00**, appropriated from the following:

1 (i) State school aid fund, \$6,356,900.00.

2 (ii) State general fund/general purpose money,

3 ~~\$32,010,500.00~~ **\$33,279,500.00.**

4 (i) The appropriation for Oakland University is

5 ~~\$43,145,000.00, \$39,313,500.00 for operations and \$3,831,500.00 for~~

6 ~~tuition restraint incentive, \$44,103,500.00,~~ appropriated from the

7 following:

8 (i) State school aid fund, \$7,148,400.00.

9 (ii) State general fund/general purpose money,

10 ~~\$35,996,600.00~~ **\$36,955,100.00.**

11 (j) The appropriation for Saginaw Valley State University is

12 ~~\$23,561,500.00, \$21,969,300.00 for operations and \$1,592,200.00 for~~

13 ~~tuition restraint incentive, \$24,307,000.00,~~ appropriated from the

14 following:

15 (i) State school aid fund, \$3,903,800.00.

16 (ii) State general fund/general purpose money,

17 ~~\$19,657,700.00~~ **\$20,403,200.00.**

18 (k) The appropriation for University of Michigan - Ann Arbor

19 is ~~\$268,803,300.00, \$254,931,800.00 for operations and~~

20 ~~\$13,871,500.00 for tuition restraint incentive, \$273,652,500.00,~~

21 appropriated from the following:

22 (i) State school aid fund, \$44,536,300.00.

23 (ii) State general fund/general purpose money,

24 ~~\$224,267,000.00~~ **\$229,116,200.00.**

25 (l) The appropriation for University of Michigan - Dearborn is

26 ~~\$21,016,300.00, \$19,627,400.00 for operations and \$1,388,900.00 for~~

27 ~~tuition restraint incentive, \$21,948,000.00,~~ appropriated from the

following:

(i) State school aid fund, \$3,482,100.00.

(ii) State general fund/general purpose money,

~~\$17,534,200.00~~-\$18,465,900.00.

(m) The appropriation for University of Michigan - Flint is

~~\$17,762,400.00, \$16,679,400.00 for operations and \$1,083,000.00 for~~

~~tuition restraint incentive, \$18,488,300.00,~~ appropriated from the

following:

(i) State school aid fund, \$2,942,900.00.

(ii) State general fund/general purpose money,

~~\$14,819,500.00~~-\$15,545,400.00.

(n) The appropriation for Wayne State University is

~~\$182,036,900.00, \$169,209,400.00 for operations and \$12,827,500.00~~

~~for tuition restraint incentive, \$185,530,600.00,~~ appropriated from

the following:

(i) State school aid fund, \$30,160,600.00.

(ii) State general fund/general purpose money,

~~\$151,876,300.00~~-\$155,370,000.00.

(o) The appropriation for Western Michigan University is

~~\$93,168,300.00, \$86,866,700.00 for operations and \$6,301,600.00 for~~

~~tuition restraint incentive, \$95,275,400.00,~~ appropriated from the

following:

(i) State school aid fund, \$15,436,500.00.

(ii) State general fund/general purpose money,

~~\$77,731,800.00~~-\$79,838,900.00.

(3) IN ADDITION TO THE AMOUNTS DESCRIBED IN SUBSECTION (2),

\$9,054,300.00 IN TUITION RESTRAINT FUNDING IS APPROPRIATED FOR

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1 UNIVERSITY OPERATIONS FROM GENERAL FUND/GENERAL PURPOSE MONEY. THE
2 AMOUNT ALLOCATED TO EACH PUBLIC UNIVERSITY IS DETERMINED IN THE
3 MANNER PROVIDED IN SECTION 265.

4 (4) THERE IS APPROPRIATED FOR FISCAL YEAR 2012-2013 AN AMOUNT
5 NOT TO EXCEED \$446,200.00 FOR PAYMENTS TO PUBLIC UNIVERSITIES FROM
6 THE STATE SCHOOL AID FUND. A PUBLIC UNIVERSITY THAT RECEIVES MONEY
7 UNDER THIS SUBSECTION SHALL USE THAT MONEY SOLELY FOR THE PURPOSE
8 OF OFFSETTING A PORTION OF THE RETIREMENT CONTRIBUTIONS OWED BY THE
9 UNIVERSITY FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2013. THE
10 AMOUNT ALLOCATED TO EACH PARTICIPATING PUBLIC UNIVERSITY UNDER THIS
11 SUBSECTION SHALL BE BASED ON EACH PARTICIPATING PUBLIC UNIVERSITY'S
12 TOTAL RETIREE HEALTH CARE PREMIUMS PAID FOR MICHIGAN PUBLIC SCHOOL
13 EMPLOYEES' RETIREMENT SYSTEM RETIRANTS IN PROPORTION TO THE TOTAL
14 RETIREE HEALTH CARE PREMIUMS PAID FOR MICHIGAN PUBLIC SCHOOL
15 EMPLOYEES' RETIREMENT SYSTEM RETIRANTS FOR ALL PARTICIPATING PUBLIC
16 UNIVERSITIES FOR THE IMMEDIATELY PRECEDING STATE FISCAL YEAR.
17 PAYMENTS SHALL BE MADE IN A FORM AND MANNER DETERMINED BY THE
18 OFFICE OF RETIREMENT SERVICES. AS USED IN THIS SUBSECTION,
19 "PARTICIPATING PUBLIC UNIVERSITY" MEANS A PUBLIC UNIVERSITY THAT IS
20 A REPORTING UNIT OF THE MICHIGAN PUBLIC SCHOOL EMPLOYEES'
21 RETIREMENT SYSTEM UNDER THE PUBLIC SCHOOL EMPLOYEES RETIREMENT ACT
22 OF 1979, 1980 PA 300, MCL 38.1301 TO 38.1408, AND THAT PAYS RETIREE
23 HEALTH CARE PREMIUMS TO THE MICHIGAN PUBLIC SCHOOL EMPLOYEES'
24 RETIREMENT SYSTEM FOR THE STATE FISCAL YEAR.

<<(5) FOR THE STATE FISCAL YEAR ENDING SEPTEMBER 30, 2013,
THERE IS APPROPRIATED FROM STATE GENERAL FUND/GENERAL PURPOSE
MONEY, ON A 1-TIME BASIS ONLY, \$500,000.00 TO EASTERN MICHIGAN
UNIVERSITY FOR THE AUTISM COLLABORATIVE CENTER.

(6) FOR THE STATE FISCAL YEAR ENDING SEPTEMBER 30, 2013,
\$50,000.00 IS APPROPRIATED FROM STATE GENERAL FUND/GENERAL PURPOSE
MONEY TO CENTRAL MICHIGAN UNIVERSITY FOR THE CENTRAL ASSESSMENT
LENDING LIBRARY PROGRAM.

25 (7)>> ~~(3)~~—The amount appropriated for state and regional
26 programs is \$200,000.00, appropriated from general fund/general
27 purpose money and allocated as follows:

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(a) Higher education database modernization and conversion,
\$105,000.00.

(b) Midwestern higher education compact, \$95,000.00.

~~<<(8)>>~~ ~~(4)~~—The amount appropriated for the Martin Luther King,
Jr. - Cesar Chavez - Rosa Parks program is \$2,691,500.00,
appropriated from general fund/general purpose money and allocated
as follows:

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

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

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

~~<<(9)>>~~ ~~(5)~~—Subject to subsection ~~(6)~~, ~~<<(10)>>~~, the amount
appropriated for grants and financial aid is ~~\$99,526,400.00~~,
~~\$98,226,400.00~~, allocated as follows:

(a) State competitive scholarships,
~~\$19,861,700.00~~ ~~\$20,361,700.00~~.

(b) Tuition grants, \$31,664,700.00.

(c) Tuition incentive program, ~~\$43,800,000.00~~ ~~\$41,800,000.00~~.

~~—(d) Robert C. Byrd honors scholarship program, \$1,500,000.00.~~

~~(D)~~ ~~(e)~~—Children of veterans and officer's survivor tuition
grant programs, \$1,200,000.00.

~~(E)~~ ~~(f)~~—Project GEAR-UP, ~~\$1,500,000.00~~ ~~\$3,200,000.00~~.

~~<<(10)>>~~ ~~(6)~~—The money appropriated in subsection ~~(5)~~ ~~<<(9)>>~~ for
grants and financial aid is appropriated from the following:

~~—(a) Federal revenues under subpart 4 of part A of title IV of
the higher education act of 1965, Public Law 89-329, 79 Stat. 1232,~~

1 ~~\$1,500,000.00.~~

2 ~~—— (b) Federal revenues under subpart 6 of part A of title IV of~~
 3 ~~the higher education act of 1965, Public Law 89-329, 79 Stat. 1232,~~

4 ~~\$1,500,000.00.~~

5 (A) ~~(e)~~ Federal revenues under the United States department of
 6 education, office of elementary and secondary education, GEAR-UP
 7 program, ~~\$1,500,000.00.~~ **\$3,200,000.00.**

8 (B) ~~(d)~~ Federal revenues under the social security act,
 9 temporary assistance for needy families, \$93,826,400.00.

10 (C) ~~(e)~~ Contributions to children of veterans tuition grant
 11 program, ~~\$200,000.00.~~ **\$100,000.00.**

12 (D) ~~(f)~~ State general fund/general purpose money,
 13 ~~\$1,000,000.00.~~ **\$1,100,000.00.**

14 Sec. 236a. It is the intent of the legislature to provide
 15 appropriations for the fiscal year ending on September 30, ~~2013~~
 16 **2014** for the items listed in section 236. The fiscal year ~~2012-2013~~
 17 **2013-2014** appropriations are anticipated to be the same as those
 18 for fiscal year ~~2011-2012, 2012-2013~~, except that the amounts will
 19 be adjusted for changes in caseload and related costs, federal fund
 20 match rates, economic factors, and available revenue. These
 21 adjustments will be determined after the January ~~2012-2013~~
 22 consensus revenue estimating conference.

23 **SEC. 236B. IN ADDITION TO THE FUNDS APPROPRIATED IN SECTION**
 24 **236, THERE IS APPROPRIATED FOR GRANTS AND FINANCIAL AID IN FISCAL**
 25 **YEAR 2012-2013 AN AMOUNT NOT TO EXCEED \$6,000,000.00 FOR FEDERAL**
 26 **CONTINGENCY FUNDS. THESE FUNDS ARE NOT AVAILABLE FOR EXPENDITURE**
 27 **UNTIL THEY HAVE BEEN TRANSFERRED TO ANOTHER LINE ITEM IN THIS ACT**

1 UNDER SECTION 393(2) OF THE MANAGEMENT AND BUDGET ACT, 1984 PA 431,
2 MCL 18.1393.

3 Sec. 237. ~~The~~**ALL OF THE** appropriations authorized under this
4 article are subject to the management and budget act, 1984 PA 431,
5 MCL 18.1101 to 18.1594.

6 **SEC. 237B. AS USED IN THIS ARTICLE, "WORKFORCE DEVELOPMENT**
7 **AGENCY" MEANS THE WORKFORCE DEVELOPMENT AGENCY OF THE MICHIGAN**
8 **STRATEGIC FUND.**

9 Sec. 238. Unless otherwise specified, ~~A public universities~~
10 **UNIVERSITY** receiving appropriations in section 236 shall use the
11 ~~Internet~~**INTERNET** to fulfill the reporting requirements of this
12 article. This requirement may include transmission of reports via
13 electronic mail to the recipients identified for each reporting
14 requirement, or it may include placement of reports on an ~~Internet~~
15 **INTERNET** or ~~Intranet~~**INTRANET** site.

16 Sec. 239. ~~Funds~~**A PUBLIC UNIVERSITY SHALL NOT USE FUNDS**
17 appropriated in section 236 ~~shall not be used~~ for the purchase of
18 foreign goods or services, or both, if competitively priced and of
19 comparable quality American goods and services, or both, are
20 available. Preference shall be given to goods or services, or both,
21 manufactured or provided by Michigan businesses if they are
22 competitively priced and of comparable value. In addition,
23 preference shall be given to goods or services, or both, that are
24 manufactured or provided by Michigan businesses owned and operated
25 by veterans if they are competitively priced and of comparable
26 quality.

27 Sec. 239a. It is the intent of the legislature that ~~the~~**PUBLIC**

1 **UNIVERSITIES SHALL NOT USE** funds appropriated in section 236 ~~to~~
2 ~~state institutions of higher education shall not be used to enter~~
3 into a lease or to purchase a vehicle assembled or manufactured
4 outside of the United States, and that preference be given to
5 vehicles assembled or manufactured in Michigan.

6 Sec. 240. The principal executive officer of ~~each~~ **A** public
7 university receiving appropriations in section 236 shall take all
8 reasonable steps to ensure that businesses in deprived and
9 depressed communities compete for and perform contracts to provide
10 services, supplies, or both **TO THAT UNIVERSITY**. Each principal
11 executive officer shall strongly encourage firms with which the
12 university contracts to subcontract with businesses in depressed
13 and deprived communities for services, supplies, or both.

14 Sec. 241. (1) The funds appropriated in section 236 to public
15 universities shall be paid out of the state treasury and
16 distributed by the state treasurer to the respective institutions
17 in 11 equal monthly installments on the sixteenth of each month, or
18 the next succeeding business day, beginning with October 16, ~~2011-~~
19 **2012**. Except for Wayne State University, each institution shall
20 accrue its July and August ~~2012-2013~~ payments to its institutional
21 fiscal year ending June 30, ~~2012-2013~~.

22 (2) All public universities shall submit higher education
23 institutional data inventory (HEIDI) data and associated financial
24 and program information requested by and in a manner prescribed by
25 the state budget director. For public universities with fiscal
26 years ending June 30, ~~2011-~~**2012**, these data shall be submitted to
27 the state budget director by October 15, ~~2011-~~**2012**. Public

1 universities with a fiscal year ending September 30, ~~2011-2012~~
 2 shall submit preliminary HEIDI data by November 15, ~~2011-2012~~ and
 3 final data by December 15, ~~2011-2012~~. If a public university fails
 4 to submit HEIDI data and associated financial aid program
 5 information in accordance with this reporting schedule, the state
 6 treasurer shall withhold the monthly installments under subsection
 7 (1) to the public university until those data are submitted.

8 Sec. 242. Funds received by the state from the federal
 9 government or private sources for the use of a ~~college or~~ **PUBLIC**
 10 university are appropriated for the purposes for which they are
 11 provided. The acceptance and use of federal or private funds do not
 12 place an obligation ~~upon~~ **ON** the legislature to continue the
 13 purposes for which the funds are made available.

14 Sec. 243. ~~A-EACH~~ public university that receives funds under
 15 this article shall furnish all program and financial information
 16 that is required by and in a manner prescribed by the state budget
 17 director or the house or senate appropriations committee.

18 Sec. 244. A public university receiving funds in section 236
 19 shall cooperate with all measures taken by the state to ~~establish a~~
 20 ~~statewide~~ **DEVELOP, OPERATE, AND MAINTAIN THE** P-20 ~~education~~
 21 longitudinal data system ~~to comply with the state fiscal~~
 22 ~~stabilization fund provisions of the American recovery and~~
 23 ~~reinvestment act of 2009, Public Law 111-5.~~ **DESCRIBED IN SECTION**
 24 **94A. IF THE STATE BUDGET DIRECTOR FINDS THAT A UNIVERSITY HAS NOT**
 25 **COMPLIED WITH THIS SECTION, THE STATE BUDGET DIRECTOR IS AUTHORIZED**
 26 **TO WITHHOLD THE MONTHLY INSTALLMENTS PROVIDED TO THAT UNIVERSITY**
 27 **UNDER SECTION 236 UNTIL HE OR SHE FINDS THE UNIVERSITY HAS COMPLIED**

1 WITH THIS SECTION.

2 Sec. 245. ~~From the funds appropriated in section 236, each~~
3 ~~public university shall develop, post, and maintain, on a user-~~
4 ~~friendly and publicly accessible Internet site, a comprehensive~~
5 ~~report categorizing all institutional general fund expenditures~~
6 ~~made by the university within a fiscal year. The report shall~~
7 ~~include institutional general fund expenditure amounts categorized~~
8 ~~both by each academic unit, administrative unit, or external~~
9 ~~initiative within the university and by major expenditure category,~~
10 ~~including faculty and staff salaries and fringe benefits, facility-~~
11 ~~related costs, supplies and equipment, contracts, and transfers to~~
12 ~~and from other university funds. The report shall also include a~~
13 ~~list of all employee positions funded partially or wholly through~~
14 ~~institutional general fund revenue that includes the position~~
15 ~~title, name, and annual salary or wage amount for each position.~~
16 ~~The university shall not provide financial information on its~~
17 ~~website under this section if doing so would violate a federal or~~
18 ~~state law, rule, regulation, or guideline that establishes privacy~~
19 ~~or security standards applicable to that financial information.~~

20 (1) WITHIN 30 DAYS AFTER THE BOARD OF A PUBLIC UNIVERSITY
21 ADOPTS ITS ANNUAL OPERATING BUDGET FOR THE FOLLOWING SCHOOL FISCAL
22 YEAR, OR AFTER THE BOARD ADOPTS A SUBSEQUENT REVISION TO THAT
23 BUDGET, THE PUBLIC UNIVERSITY SHALL MAKE ALL OF THE FOLLOWING
24 AVAILABLE THROUGH A LINK ON ITS WEBSITE HOMEPAGE IN A FORM AND
25 MANNER PRESCRIBED BY THE DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND
26 BUDGET:

27 (A) THE ANNUAL OPERATING BUDGET AND SUBSEQUENT BUDGET

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1 REVISIONS.

2 (B) A SUMMARY OF CURRENT EXPENDITURES FOR THE MOST RECENT
3 FISCAL YEAR FOR WHICH THEY ARE AVAILABLE, EXPRESSED AS PIE CHARTS
4 IN THE FOLLOWING 2 CATEGORIES:

5 (i) A CHART OF PERSONNEL EXPENDITURES, BROKEN INTO THE
6 FOLLOWING SUBCATEGORIES:

7 (A) EARNINGS AND WAGES.

8 (B) EMPLOYEE BENEFIT COSTS, INCLUDING, BUT NOT LIMITED TO,
9 MEDICAL, DENTAL, VISION, LIFE, DISABILITY, AND LONG-TERM CARE
10 BENEFITS.

11 (C) RETIREMENT BENEFIT COSTS.

12 (D) ALL OTHER PERSONNEL COSTS.

13 (ii) A CHART OF ALL CURRENT EXPENDITURES THE PUBLIC UNIVERSITY
14 REPORTED AS PART OF ITS HIGHER EDUCATION INSTITUTIONAL DATA
15 INVENTORY DATA UNDER SECTION 241(2), BROKEN INTO THE SAME
16 SUBCATEGORIES IN WHICH IT REPORTED THOSE DATA.

17 (C) LINKS TO ALL OF THE FOLLOWING FOR THE PUBLIC UNIVERSITY:

18 (i) THE CURRENT COLLECTIVE BARGAINING AGREEMENT FOR EACH
19 BARGAINING UNIT.

20 (ii) EACH HEALTH CARE BENEFITS PLAN, INCLUDING, BUT NOT LIMITED
21 TO, MEDICAL, DENTAL, VISION, DISABILITY, LONG-TERM CARE, OR ANY
22 OTHER TYPE OF BENEFITS THAT WOULD CONSTITUTE HEALTH CARE SERVICES,
23 OFFERED TO ANY BARGAINING UNIT OR EMPLOYEE OF THE PUBLIC
24 UNIVERSITY.

25 (iii) AUDITS AND FINANCIAL REPORTS FOR THE MOST RECENT FISCAL
26 YEAR FOR WHICH THEY ARE AVAILABLE.

<<(iv) CAMPUS SECURITY POLICIES AND CRIME STATISTICS PURSUANT
TO THE STUDENT RIGHT-TO-KNOW AND CAMPUS SECURITY ACT, PUBLIC LAW
101-542, 104 STAT. 2381. INFORMATION SHALL INCLUDE ALL MATERIAL
PREPARED PURSUANT TO THE PUBLIC INFORMATION REPORTING REQUIREMENTS
UNDER THE CRIME AWARENESS AND CAMPUS SECURITY ACT OF 1990, TITLE II
OF THE STUDENT RIGHT-TO-KNOW AND CAMPUS SECURITY ACT, PUBLIC LAW
101-542, 104 STAT. 2381.>>

27 (2) FOR COMPLIANCE WITH THE PERFORMANCE INDICATORS FORMULA,

1 THE PUBLIC UNIVERSITY MUST COMPLY WITH ALL OF THE FOLLOWING:

2 (A) THE PUBLIC UNIVERSITY SHALL PROVIDE A DASHBOARD OR REPORT
3 CARD DEMONSTRATING THE UNIVERSITY'S PERFORMANCE IN SEVERAL "BEST
4 PRACTICE" MEASURES. THE DASHBOARD OR REPORT CARD SHALL INCLUDE AT
5 LEAST ALL OF THE FOLLOWING FOR THE 3 MOST RECENT SCHOOL YEARS FOR
6 WHICH THE DATA ARE AVAILABLE:

7 (i) ENROLLMENT.

8 (ii) STUDENT RETENTION RATE.

9 (iii) SIX-YEAR GRADUATION RATES.

10 (iv) NUMBER OF PELL GRANT RECIPIENTS.

11 (v) GEOGRAPHIC ORIGINATION OF STUDENTS, CATEGORIZED AS IN-
12 STATE, OUT-OF-STATE, AND INTERNATIONAL.

13 (vi) FACULTY TO STUDENT RATIOS AND TOTAL UNIVERSITY EMPLOYEE TO
14 STUDENT RATIOS.

15 (vii) TEACHING LOAD BY FACULTY CLASSIFICATION.

16 (viii) GRADUATION OUTCOME RATES, INCLUDING EMPLOYMENT AND
17 CONTINUING EDUCATION.

18 (3) FOR STATEWIDE CONSISTENCY AND PUBLIC VISIBILITY, PUBLIC
19 UNIVERSITIES MUST USE THE ICON BADGE PROVIDED BY THE DEPARTMENT OF
20 TECHNOLOGY, MANAGEMENT, AND BUDGET CONSISTENT WITH THE ICON BADGE
21 DEVELOPED BY THE DEPARTMENT OF EDUCATION FOR K-12 SCHOOL DISTRICTS.
22 IT MUST APPEAR ON THE FRONT OF EACH PUBLIC UNIVERSITY'S HOMEPAGE.
23 THE SIZE OF THE ICON MAY BE REDUCED TO 150 X 150 PIXELS. THE FONT
24 SIZE AND STYLE FOR THIS REPORTING MUST BE CONSISTENT WITH OTHER
25 DOCUMENTS ON EACH UNIVERSITY'S WEBSITE. TO BE IN COMPLIANCE WITH
26 THIS SECTION, ALL DATA ELEMENTS DEFINED IN THIS SECTION MUST BE
27 AVAILABLE ON THE UNIVERSITY'S HOMEPAGE, IN A FORM AND MANNER

1 PRESCRIBED BY THE DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET,
2 BY DECEMBER 31, 2012.

3 (4) THE STATE BUDGET DIRECTOR SHALL DETERMINE WHETHER A PUBLIC
4 UNIVERSITY HAS COMPLIED WITH THIS SECTION. THE STATE BUDGET
5 DIRECTOR MAY WITHHOLD A PUBLIC UNIVERSITY'S MONTHLY INSTALLMENTS
6 DESCRIBED IN SECTION 241 UNTIL THE PUBLIC UNIVERSITY COMPLIES WITH
7 THIS SECTION.

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

11 (2) Pursuant to section 6 of 1964 PA 208, MCL 390.976, the
12 department of treasury shall determine an actual maximum state
13 competitive scholarship award per student, which shall be no less
14 than ~~\$600.00~~, **\$575.00**, that ensures that the aggregate payments for
15 the state competitive scholarship program do not exceed the
16 appropriation contained in section 236 for the state competitive
17 scholarship program. If the department determines that insufficient
18 funds are available to establish a maximum award amount equal to at
19 least ~~\$600.00~~, **\$575.00**, the department shall immediately report to
20 the house and senate appropriations subcommittees on higher
21 education, the house and senate fiscal agencies, and the state
22 budget director regarding the estimated amount of additional funds
23 necessary to establish a ~~\$600.00~~ **\$575.00** maximum award amount.

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

27 (4) If a student who receives an award under this section has

1 his or her tuition and fees paid under the Michigan educational
2 trust program, pursuant to the Michigan education trust act, 1986
3 PA 316, MCL 390.1421 to 390.1442, and still has financial need, the
4 funds awarded under this section may be used for educational
5 expenses other than tuition and fees.

6 (5) If the department of treasury increases the maximum award
7 per eligible student from that provided in the previous fiscal
8 year, it shall not have the effect of reducing the number of
9 eligible students receiving awards in relation to the total number
10 of eligible applicants. Any increase in the maximum grant shall be
11 proportional for all eligible students ~~receiving~~ **WHO RECEIVE**
12 awards.

13 (6) Veterans administration benefits shall not be considered
14 in determining eligibility for the award of scholarships under 1964
15 PA 208, MCL 390.971 to 390.981.

16 Sec. 252. (1) The amounts appropriated in section 236 for the
17 state tuition grant program shall be distributed pursuant to 1966
18 PA 313, MCL 390.991 to 390.997a.

19 (2) Tuition grant awards shall be made to all eligible
20 Michigan residents enrolled in undergraduate degree programs who
21 apply before July 1, ~~2011~~ **2012** and who are qualified.

22 (3) Pursuant to section 5 of 1966 PA 313, MCL 390.995, and
23 subject to subsection (7), the department of treasury shall
24 determine an actual maximum tuition grant award per student, which
25 shall be no less than \$1,512.00, that ensures that the aggregate
26 payments for the tuition grant program do not exceed the
27 appropriation contained in section 236 for the state tuition grant

1 program. If the department determines that insufficient funds are
2 available to establish a maximum award amount equal to at least
3 \$1,512.00, the department shall immediately report to the house and
4 senate appropriations subcommittees on higher education, the house
5 and senate fiscal agencies, and the state budget director regarding
6 the estimated amount of additional funds necessary to establish a
7 \$1,512.00 maximum award amount. By December 15, ~~2011~~, **2012**, and
8 again by February 1, ~~2012~~, **2013**, the department shall analyze the
9 status of award commitments, shall make any necessary adjustments,
10 and shall confirm that those award commitments will not exceed the
11 appropriation contained in section 236 for the tuition grant
12 program. The determination and actions shall be reported to the
13 state budget director and the house and senate fiscal agencies no
14 later than February 15, ~~2012~~, **2013**. If award adjustments are
15 necessary, the students shall be notified of the adjustment by the
16 third Monday in February.

17 (4) Any unexpended and unencumbered funds remaining on
18 September 30, 2012 from the amounts appropriated in section 236 for
19 the tuition grant program shall not lapse on September 30, ~~2012~~,
20 **2013**, but shall continue to be available for expenditure for
21 tuition grants provided in the ~~2012-2013~~ **2013-2014** fiscal year
22 under a work project account. The use of these unexpended fiscal
23 year ~~2011-2012~~ **2012-2013** funds shall terminate at the end of the
24 ~~2012-2013~~ **2013-2014** fiscal year.

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

1 (6) If the department of treasury increases the maximum award
2 per eligible student from that provided in the previous fiscal
3 year, it shall not have the effect of reducing the number of
4 eligible students receiving awards in relation to the total number
5 of eligible applicants. Any increase in the maximum grant shall be
6 proportional for all eligible students receiving awards for fiscal
7 year ~~2011-2012~~**-2012-2013**.

8 (7) The department of treasury shall not award more than
9 \$3,000,000.00 in tuition grants to eligible students enrolled in
10 the same independent nonprofit college or university in this state.
11 Any decrease in the maximum grant shall be proportional for all
12 eligible students enrolled in that college or university, as
13 determined by the department.

14 Sec. 253. The auditor general may audit selected enrollments,
15 degrees, and awards at selected independent colleges and
16 universities receiving awards **THAT ARE** administered by the
17 department of treasury. The audits shall be based upon definitions
18 and requirements established by the department of treasury, the
19 state budget director, and the senate and house fiscal agencies.
20 The auditor general shall accept the Free Application for Federal
21 Student Aid (FAFSA) form as the standard of residency
22 documentation.

23 Sec. 254. The sums appropriated in section 236 for the state
24 competitive scholarship, tuition incentive, **AND** tuition grant ~~and~~
25 ~~Robert C. Byrd honors scholarship~~ programs shall be paid out of the
26 state treasury and shall be distributed to the respective
27 institutions under a quarterly payment system as follows: 50% shall

1 be paid at the beginning of the state's first fiscal quarter and
2 50% at the beginning of the state's second fiscal quarter.

3 Sec. 255. The department of treasury shall determine the needs
4 analysis criteria for students to qualify for the state competitive
5 scholarship program and tuition grant program. To be consistent
6 with federal requirements, **THE DEPARTMENT OF TREASURY MAY TAKE**
7 student wages ~~may be taken~~ into consideration when determining the
8 amount of the award.

9 Sec. 256. (1) The funds appropriated in section 236 for the
10 tuition incentive program shall be distributed as provided in this
11 section and pursuant to the administrative procedures for the
12 tuition incentive program of the department of treasury.

13 (2) As used in this section:

14 (a) "Phase I" means the first part of the tuition incentive
15 assistance program defined as the academic period of 80 semester or
16 120 term credits, or less, leading to an associate degree or
17 certificate.

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

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

22 (3) ~~A person~~ **AN INDIVIDUAL** shall meet the following basic
23 criteria and financial thresholds to be eligible for tuition
24 incentive benefits:

25 (a) To be eligible for phase I, ~~a person~~ **AN INDIVIDUAL** shall
26 meet all of the following criteria:

27 (i) Apply for certification to the department before graduating

1 from high school or completing the general education development
2 (GED) certificate.

3 (ii) Be less than 20 years of age at the time of ~~high school~~
4 ~~graduation or~~ **HE OR SHE GRADUATES FROM HIGH SCHOOL WITH A DIPLOMA**
5 **OR CERTIFICATE OF COMPLETION OR COMPLETES HIS OR HER GED.**
6 ~~completion.~~

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

9 (iv) Be at least a half-time student, earning less than 80
10 semester or 120 term credits at a participating educational
11 institution within 4 years of high school graduation or GED
12 certificate completion.

13 (v) Request information on filing a FAFSA.

14 (b) To be eligible for phase II, ~~a person~~ **AN INDIVIDUAL** shall
15 meet either of the following criteria in addition to the criteria
16 in subdivision (a):

17 (i) Complete at least 56 transferable semester or 84
18 transferable term credits.

19 (ii) Obtain an associate degree or certificate at a
20 participating institution.

21 (c) To be eligible for phase I or phase II, a person must not
22 be incarcerated and must be financially eligible as determined by
23 the department. A person is financially eligible for the tuition
24 incentive program if that person was ~~Medicaid-eligible~~ **FOR MEDICAID**
25 **FROM THE STATE OF MICHIGAN** for 24 months within the 36 months
26 before application. **THE DEPARTMENT SHALL ACCEPT CERTIFICATION OF**
27 **MEDICAID ELIGIBILITY ONLY FROM THE DEPARTMENT OF HUMAN SERVICES FOR**

1 **THE PURPOSES OF VERIFYING IF A PERSON IS MEDICAID ELIGIBLE FOR 24**
2 **MONTHS WITHIN THE 36 MONTHS BEFORE APPLICATION.** Certification of
3 eligibility may begin in the sixth grade.

4 (4) For phase I, the department shall provide payment on
5 behalf of a person eligible under subsection (3). The department
6 shall reject billings that are excessive or outside the guidelines
7 for the type of educational institution.

8 (5) For phase I, all of the following apply:

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

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

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

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

27 (6) A person participating in phase II may be eligible for

1 additional funds not to exceed \$500.00 per semester or \$400.00 per
2 term up to a maximum of \$2,000.00 subject to the following
3 conditions:

4 (a) Credits are earned in a 4-year program at a Michigan
5 degree-granting 4-year college or university.

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

8 (7) The department shall work closely with participating
9 institutions to develop an application and eligibility
10 determination process that will provide the highest level of
11 participation and ensure that all requirements of the program are
12 met.

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

18 (9) Each institution shall ensure that all known available
19 restricted grants for tuition and fees are used prior to billing
20 the tuition incentive program for any portion of a student's
21 tuition and fees.

22 (10) The department shall ensure that the tuition incentive
23 program is well publicized and that eligible Medicaid clients are
24 provided information on the program. The department shall provide
25 the necessary funding and staff to fully operate the program.

26 Sec. 257. To enable the legislature and the state budget
27 director to evaluate the appropriation needs of higher education,

Senate Bill No. 955 as amended April 25, 2012

each independent college and university shall make available to the legislature or state budget director, upon request, data regarding grants for the preceding, current, and ~~ensuing~~ **FUTURE** fiscal years.

Sec. 258. By February 15 of each year, the department of treasury shall ~~submit~~ **POST** a report to the state budget director, the house and senate appropriations subcommittees on higher education, and the house and senate fiscal agencies **ITS PUBLICLY ACCESSIBLE WEBSITE** for the preceding fiscal year on all student financial aid programs for which funds are appropriated in section 236. For each student financial aid program, the report shall include, but is not limited to, the total number of awards paid in the preceding fiscal year, the total dollar amount of those awards, and the number of students receiving awards and the total amount of those awards at each eligible postsecondary institution. To the extent information is available, the report shall also include information on ~~the average exam performance,~~ household income, and other demographic characteristics of students receiving awards under each program and historical information on the number of awards and total award amounts for each program.

~~<<Sec. 261. The University of Michigan biological station at Douglas Lake in Cheboygan County is regarded as a unique resource and is designated as a special research reserve. It is the intent of the legislature to protect and preserve the unique long-term research value and capabilities of the biological station area and Douglas Lake. The legislature further intends AND that no state programs or policies be developed that would have a deleterious impact on the research value of Douglas Lake.>>~~

Sec. 263. (1) Included in the appropriation in section 236 for ~~agricultural experiment and cooperative extension~~ **AGBIORESEARCH AND MSU EXTENSION** activities is \$5,628,100.00 for project GREEN. Project GREEN is intended to address critical regulatory, food safety, economic, and environmental problems faced by this state's plant-based agriculture, forestry, and processing industries. "GREEN" is an acronym for generating research and extension to meet environmental and economic needs.

1 (2) The department of agriculture and rural development and
2 Michigan State University, in consultation with agricultural
3 commodity groups and other interested parties, shall develop
4 project GREEN and its program priorities.

5 ~~—— (3) By September 30, 2012, Michigan State University shall~~
6 ~~submit a report to the house and senate appropriations~~
7 ~~subcommittees on agriculture and on higher education, the house and~~
8 ~~senate standing committees on agriculture, the house and senate~~
9 ~~fiscal agencies, and the state budget director for the preceding~~
10 ~~school fiscal year regarding expenditures and programmatic outcomes~~
11 ~~of the agricultural experiment station and cooperative extension~~
12 ~~service. The report shall include, but is not limited to:~~

13 ~~—— (a) Total funds expended by the agricultural experiment~~
14 ~~station and cooperative extension service identified by state,~~
15 ~~local, private, federal, and university fund sources.~~

16 ~~—— (b) The dollar amount of each project GREEN project and a~~
17 ~~review of each project's performance and accomplishments.~~

18 ~~—— (c) The dollar amount of each bioeconomy research and~~
19 ~~development project and a review of each project's performance and~~
20 ~~accomplishments.~~

21 ~~—— (d) The dollar amount and description of all other individual~~
22 ~~programs and services provided by the agricultural experiment~~
23 ~~station and cooperative extension service and a review of each~~
24 ~~project's performance and accomplishments.~~

25 ~~—— (e) The number of businesses created or that had increased~~
26 ~~employment and the number of patents generated as a result of work~~
27 ~~conducted by the agricultural experiment station and cooperative~~

~~extension service.~~

~~Sec. 263a. (1) Annually, in partnership with stakeholders of the agricultural experiment station and cooperative extension service, Michigan State University shall develop a set of research and extension priorities. As a part of this effort, Michigan State University and the department of agriculture and rural development, in partnership with the agriculture industry, shall convene a summit to set priorities for research and extension regarding production agriculture.~~ BY JANUARY 1, 2013, THE MICHIGAN STATE UNIVERSITY COLLEGE OF AGRICULTURE AND NATURAL RESOURCES, MSU EXTENSION, AND MSU AGBIORESEARCH, IN PARTNERSHIP WITH THE DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT AND OTHER STAKEHOLDERS, SHALL ESTABLISH A STRATEGIC GROWTH INITIATIVE FOR THE MICHIGAN FOOD AND AGRICULTURE INDUSTRY. THIS INITIATIVE SHALL ADDRESS THE FOLLOWING GOALS AS ESTABLISHED AT THE 2011 GOVERNOR'S SUMMIT FOR PRODUCTION AGRICULTURE:

(A) INCREASING THE SECTOR'S TOTAL ECONOMIC IMPACT FROM TODAY'S \$71,000,000,000.00 TO \$100,000,000,000.00.

(B) DOUBLING MICHIGAN'S AGRICULTURAL EXPORTS FROM \$1,750,000,000.00 TO \$3,500,000,000.00.

(C) INCREASING JOBS IN THE FOOD AND AGRICULTURE SECTOR BY 10%.

(D) IMPROVING ACCESS BY MICHIGAN CONSUMERS TO HEALTHY FOODS BY 20%.

(2) THE INITIATIVE DESCRIBED IN SUBSECTION (1) SHALL BE PATTERNED AFTER PROJECT GREEEN, SHALL EMPHASIZE PRIORITIES AS SET BY THE MICHIGAN FOOD AND AGRICULTURAL INDUSTRY, AND SHALL INCLUDE A COMMITMENT TO CONTINUOUS COMMUNICATION, INPUT, AND INTERACTION

1 AMONG STAKEHOLDERS IN GOVERNMENT AND INDUSTRY AND AT MICHIGAN STATE
 2 UNIVERSITY. SIMILAR TO PROJECT GREEN, THE INITIATIVE SHALL ALSO
 3 INCLUDE A COMMITMENT TO COMMUNICATING RESULTS AND IMPACTS TO
 4 STAKEHOLDERS AND THE LEGISLATURE BASED ON A MUTUALLY ESTABLISHED
 5 SET OF METRICS DESIGNED TO ASSURE MSU EXTENSION AND AGBIORESEARCH
 6 PROGRAMS ARE CONTRIBUTING TO THE GOALS DESCRIBED IN SUBSECTION
 7 (1) (A) TO (D) .

8 (3) ~~(2)~~ Not later than September 30, ~~2012~~, 2013, Michigan
 9 State University shall submit a report to the house and senate
 10 appropriations subcommittees on agriculture and on higher
 11 education, the house and senate standing committees on agriculture,
 12 the house and senate fiscal agencies, and the state budget director
 13 for the preceding school fiscal year detailing, but not limited to:

14 (a) Total funds expended by ~~the agricultural experiment~~
 15 ~~station~~ MSU AGBIORESEARCH and by ~~the cooperative~~ MSU extension
 16 service identified by state, local, private, federal, and
 17 university fund sources.

18 (B) THE METRIC GOALS THAT WERE USED TO EVALUATE THE IMPACTS OF
 19 PROGRAMS OPERATED BY MSU EXTENSION AND MSU AGBIORESEARCH. IT IS THE
 20 INTENT OF THE LEGISLATURE THAT THE FOLLOWING METRIC GOALS WILL BE
 21 USED TO EVALUATE THE IMPACTS OF THOSE PROGRAMS:

22 (i) INCREASING THE NUMBER OF AGRICULTURE AND FOOD-RELATED FIRMS
 23 COLLABORATING WITH AND USING SERVICES OF RESEARCH AND EXTENSION
 24 FACULTY AND STAFF BY 3% PER YEAR.

25 (ii) INCREASING THE NUMBER OF INDIVIDUALS UTILIZING MSU
 26 EXTENSION'S EDUCATIONAL SERVICES BY 5% PER YEAR.

27 (iii) INCREASING EXTERNAL FUNDS GENERATED IN SUPPORT OF RESEARCH

1 AND EXTENSION, BEYOND STATE APPROPRIATIONS, BY 10% OVER THE AMOUNTS
2 GENERATED IN THE PAST 3 STATE FISCAL YEARS.

3 (C) ~~(b)~~ A review of major programs within both the
4 agricultural experiment station and the cooperative extension
5 service with specific reference to accomplishments and impacts. MSU
6 AGBIORESEARCH AND MSU EXTENSION WITH SPECIFIC REFERENCE TO
7 ACCOMPLISHMENTS, IMPACTS, AND THE METRICS DESCRIBED IN SUBDIVISION
8 (B), INCLUDING A SPECIFIC ACCOUNTING OF PROJECT GREEN EXPENDITURES
9 AND THE IMPACT OF THOSE EXPENDITURES.

10 SEC. 263B. IT IS THE INTENT OF THE LEGISLATURE TO PROVIDE A
11 3.0% INCREASE TO THE MICHIGAN STATE UNIVERSITY AGRICULTURAL
12 EXPERIMENT AND COOPERATIVE EXTENSION ACTIVITIES APPROPRIATION, IF
13 THE MAY 2012 CONSENSUS REVENUE ESTIMATING CONFERENCE DETERMINES
14 THAT REVENUES WILL BE ABOVE THE JANUARY 2012 CONSENSUS REVENUE
15 ESTIMATING FORECAST.

16 Sec. 264. Included in the appropriation in section 236 for
17 Michigan State University is \$80,000.00 for the Michigan future
18 farmers of America association. This \$80,000.00 ~~appropriation~~
19 **ALLOCATION** shall not supplant any existing support that Michigan
20 State University provides to the Michigan future farmers of America
21 association.

22 Sec. 265. (1) ~~The amounts~~ **PAYMENTS FROM THE AMOUNT**
23 appropriated in section ~~236~~ **236(3)** for public university tuition
24 restraint incentives shall only be ~~paid~~ **MADE** to a public university
25 that certifies to the state budget director by August 31, ~~2011~~ **2012**
26 that its board did not adopt an increase in tuition and fee rates
27 for resident undergraduate students after February 1, ~~2011~~ **2012** for

1 the ~~2010-2011-2011-2012~~ academic year and that its board will not
2 adopt an increase in tuition and fee rates for resident
3 undergraduate students for the ~~2011-2012-2012-2013~~ academic year
4 that is greater than ~~the calculated average of annual statewide~~
5 ~~changes in tuition and fee rates for academic years 2006-2007~~
6 ~~through 2010-2011, as determined by the state budget director.~~

7 **3.5%. As used in this subsection AND SUBSECTION (2):**

8 (a) "Fee" means any board-authorized fee that will be paid by
9 more than 1/2 of all resident undergraduate students at least once
10 during their enrollment at a public university. A university
11 increasing a fee that applies to a specific subset of students or
12 courses shall provide sufficient information to prove that the
13 increase applied to that subset will not cause the increase in the
14 average amount of board-authorized total tuition and fees paid by
15 resident undergraduate students in the ~~2011-2012-2012-2013~~ academic
16 year to exceed the limit established in this subsection.

17 (b) "Tuition and fee rate" means the average of **FULL-TIME**
18 rates for all undergraduate classes, based on ~~the highest board-~~
19 ~~authorized rate for any semester during the academic year. AN~~
20 **AVERAGE OF THE RATES AUTHORIZED BY THE UNIVERSITY BOARD AND**
21 **ACTUALLY CHARGED TO STUDENTS, DEDUCTING ANY UNIFORMLY-REBATED OR**
22 **REFUNDED AMOUNTS, FOR THE 2 SEMESTERS WITH THE HIGHEST LEVELS OF**
23 **FULL-TIME EQUATED RESIDENT UNDERGRADUATE ENROLLMENT DURING THE**
24 **ACADEMIC YEAR.**

25 **(2) FOR PURPOSES OF SECTION 236(2), EACH PUBLIC UNIVERSITY'S**
26 **ALLOCATION FOR TUITION RESTRAINT INCENTIVE SHALL BE DETERMINED AS**
27 **FOLLOWS:**

1 (A) CALCULATE AN ADJUSTMENT FOR EACH UNIVERSITY BY SUBTRACTING
2 EACH UNIVERSITY'S REPORTED PERCENT CHANGE IN TUITION AND FEE RATES
3 FOR ACADEMIC YEAR 2012-2013 FROM 3.6%. IF THE RESULT OF THE
4 CALCULATION IN THIS SUBDIVISION IS LESS THAN 0.1%, THE UNIVERSITY
5 IS NOT QUALIFIED TO RECEIVE AN ALLOCATION UNDER THIS SECTION. ALL
6 CALCULATIONS UNDER THIS SUBDIVISION SHALL BE ROUNDED TO THE FIRST
7 DECIMAL PLACE.

8 (B) FOR EACH QUALIFIED UNIVERSITY, DIVIDE THE UNIVERSITY'S
9 ADJUSTMENT AS CALCULATED UNDER SUBDIVISION (A) BY THE SUM OF ALL
10 ADJUSTMENTS FOR QUALIFYING UNIVERSITIES UNDER SUBDIVISION (A) AND
11 THEN MULTIPLY THE RESULTING CALCULATION FOR EACH UNIVERSITY BY THE
12 TOTAL AMOUNT AVAILABLE FOR TUITION RESTRAINT INCENTIVE FUNDING,
13 ROUNDED TO THE NEAREST HUNDRED DOLLARS.

14 (3) ~~(2)~~—The state budget director shall implement uniform
15 reporting requirements to ensure that a public university receiving
16 an appropriation under section ~~236~~—236(3) has satisfied the tuition
17 restraint requirements of this section. The state budget director
18 shall have the sole authority to determine if a public university
19 has met the requirements of this section. Information reported by a
20 public university to the state budget director under this
21 subsection shall also be reported to the house and senate
22 appropriations subcommittees on higher education and the house and
23 senate fiscal agencies.

24 (4) ~~(3)~~ In conjunction with the uniform reporting requirements
25 established under subsection ~~(2)~~—(3), each public university shall
26 also report the following information to the house and senate
27 appropriations subcommittees on higher education, the house and

senate fiscal agencies, and the state budget director by August 31,
~~2011-2012~~:

(a) Actual fiscal year ~~2010-2011~~ **2011-2012** and budgeted fiscal
year ~~2011-2012~~ **2012-2013** total general fund tuition and fee
revenue.

(b) Actual fiscal year ~~2010-2011~~ **2011-2012** and budgeted fiscal
year ~~2011-2012~~ **2012-2013** total general fund revenue.

(c) Actual fiscal year ~~2010-2011~~ **2011-2012** and budgeted fiscal
year ~~2011-2012~~ **2012-2013** general fund expenditures for student
financial aid.

(d) Actual fiscal year ~~2010-2011~~ **2011-2012** and budgeted fiscal
year ~~2011-2012~~ **2012-2013** total general fund expenditures.

(e) Actual fiscal year ~~2010-2011~~ **2011-2012** and budgeted fiscal
year ~~2011-2012~~ **2012-2013** total fiscal year equated student
enrollment.

**SEC. 265A. (1) THE AMOUNTS APPROPRIATED FOR UNIVERSITY
OPERATIONS IN SECTION 236(2) AND SUBSECTION (2) INCLUDE AN INCREASE
OF \$36,217,000.00 FROM THE AMOUNTS APPROPRIATED IN FISCAL YEAR
2011-2012. A PUBLIC UNIVERSITY IS TO RECEIVE ITS ALLOCATION OF THAT
\$36,217,000.00 ONLY IF THE PUBLIC UNIVERSITY MEETS ALL OF THE
FOLLOWING:**

**(A) THE UNIVERSITY CERTIFIES TO THE STATE BUDGET DIRECTOR BY
AUGUST 31, 2012 THAT THE UNIVERSITY PARTICIPATES IN THE MICHIGAN
TRANSFER NETWORK CREATED AS PART OF THE MICHIGAN ASSOCIATION OF
COLLEGIATE REGISTRARS AND ADMISSIONS OFFICERS TRANSFER AGREEMENT.
IF A PUBLIC UNIVERSITY DOES NOT PARTICIPATE IN THE MICHIGAN
TRANSFER NETWORK, THE AMOUNT OF ITS ALLOCATION OF THAT**

1 \$36,217,000.00 SHALL BE DISTRIBUTED TO THE UNIVERSITIES THAT MEET
2 THE CERTIFICATION REQUIREMENT DESCRIBED IN THIS SUBSECTION.

3 (B) THE UNIVERSITY SUBMITS ALL REQUIRED INFORMATION UNDER
4 SECTION 274 BY THE DEADLINE SPECIFIED IN THAT SECTION.

5 (2) THE \$36,217,000.00 APPROPRIATIONS INCREASE DESCRIBED IN
6 SUBSECTION (1) IS THE SUM OF THE FOLLOWING APPROPRIATIONS:

7 (A) TUITION RESTRAINT FUNDING DESCRIBED IN SECTION 236(3),
8 \$9,054,300.00.

9 (B) FROM THE AMOUNTS APPROPRIATED FOR UNIVERSITY OPERATIONS IN
10 SECTION 236(2), \$18,108,400.00, ALLOCATED PROPORTIONATELY TO THE
11 AMOUNTS APPROPRIATED IN FISCAL YEAR 2011-2012 FOR UNIVERSITY
12 OPERATIONS. THIS ALLOCATION IS IN RECOGNITION OF ACROSS-THE-BOARD
13 STATE FUNDING REDUCTIONS IN PREVIOUS FISCAL YEARS.

14 (C) FROM THE AMOUNTS APPROPRIATED FOR UNIVERSITY OPERATIONS IN
15 SECTION 236(2), \$9,054,300.00 ALLOCATED IN SECTION 236(2) BASED ON
16 A PERFORMANCE FUNDING CALCULATION DESCRIBED IN SUBSECTION (3).

17 (3) FOR PURPOSES OF SUBSECTION (2)(C) AND SECTION 236(2), A
18 PUBLIC UNIVERSITY THAT IS IN THE TOP 20%, ABOVE THE MEDIAN, OR
19 SHOWING IMPROVEMENT OVER A 3-YEAR PERIOD IN THE CLASSIFICATION OF
20 INSTITUTIONS OF HIGHER EDUCATION CONDUCTED BY THE CARNEGIE
21 FOUNDATION IS ALLOCATED PERFORMANCE FUNDING MONEY BASED ON THE
22 FOLLOWING 8 METRICS:

23 (A) PERCENT OF STUDENTS GRADUATING WITHIN 6 YEARS.

24 (B) RETENTION RATE FOR FULL-TIME STUDENTS.

25 (C) TOTAL DEGREES AND CERTIFICATE PROGRAMS COMPLETIONS.

26 (D) TOTAL ADVANCED DEGREES AWARDED.

27 (E) INSTITUTIONAL SUPPORT AS A PERCENT OF CORE EXPENDITURES.

1 (F) TOTAL RESEARCH AND DEVELOPMENT EXPENDITURES.

2 (G) AVERAGE NET PRICE OF ATTENDANCE FOR IN-STATE STUDENTS WHO
3 RECEIVE AID.

4 (H) THE NUMBER OF UNDERGRADUATE PELL GRANT STUDENTS.

5 Sec. 267. All public universities shall submit the amount of
6 tuition and fees actually charged to a full-time resident
7 undergraduate student for academic year ~~2011-2012-2012-2013~~ as part
8 of their higher education institutional data inventory (HEIDI) data
9 by August 31 ~~, 2011.~~ **OF EACH YEAR.** A public university shall report
10 any revisions for any semester of the reported academic year ~~2011-~~
11 ~~2012-2012-2013~~ tuition and fee charges to HEIDI within 15 days of
12 being adopted.

13 Sec. 268. For the fiscal year ending September 30, ~~2012,~~ **2013,**
14 it is the intent of the legislature that funds be allocated for
15 unfunded North American Indian tuition waiver costs incurred by
16 public universities under 1976 PA 174, MCL 390.1251 to 390.1253,
17 from the general fund.

18 Sec. 269. ~~From~~ **FOR FISCAL YEAR 2012-2013, FROM** the amount
19 appropriated in section 236 to Central Michigan University for
20 operations, \$29,700.00 shall be paid to Saginaw Chippewa Tribal
21 College for the costs of waiving tuition for North American Indians
22 under 1976 PA 174, MCL 390.1251 to 390.1253.

23 Sec. 270. ~~From~~ **FOR FISCAL YEAR 2012-2013, FROM** the amount
24 appropriated in section 236 to Lake Superior State University for
25 operations, \$100,000.00 shall be paid to Bay Mills Community
26 College for the costs of waiving tuition for North American Indians
27 under 1976 PA 174, MCL 390.1251 to 390.1253.

1 Sec. 273. It is the intent of the legislature that each public
2 university shall submit a report to the house and senate
3 appropriations committees, the house and senate fiscal agencies,
4 and the state budget director by October 15, ~~2011~~, **2012**, on the
5 university's efforts to accommodate the sincerely held religious
6 beliefs of students enrolled in accredited counseling degree
7 programs at the university.

8 Sec. 274. ~~It is the intent of the legislature that each public~~
9 **THE AMOUNTS ALLOCATED TO PUBLIC UNIVERSITIES UNDER SECTION 265A(1)**
10 **SHALL ONLY BE PAID TO A PUBLIC UNIVERSITY THAT REPORTS THE**
11 **FOLLOWING TO THE STATE BUDGET DIRECTOR, THE HOUSE AND SENATE**
12 **APPROPRIATIONS SUBCOMMITTEES ON HIGHER EDUCATION, AND THE HOUSE AND**
13 **SENATE FISCAL AGENCIES BY AUGUST 31, 2012:**

14 **(A) FOR A UNIVERSITY THAT HAS NOT RECEIVED A DONATION OF HUMAN**
15 **EMBRYOS THAT IS SUBJECT TO SECTION 27 OF ARTICLE I OF THE STATE**
16 **CONSTITUTION OF 1963, AND THAT IS NOT CONDUCTING ONGOING RESEARCH**
17 **USING HUMAN EMBRYONIC STEM CELLS DERIVED FROM DONATED HUMAN EMBRYOS**
18 **PURSUANT TO SECTION 27 OF ARTICLE I OF THE STATE CONSTITUTION OF**
19 **1963, A STATEMENT TO THAT EFFECT.**

20 **(B) FOR A** university that has received a donation of human
21 embryos that is subject to section 27 of article I of the state
22 constitution of 1963, or that is conducting ongoing research using
23 human embryonic stem cells derived from donated human embryos
24 pursuant to section 27 of article I of the state constitution of
25 1963, ~~shall submit a report to the director of the department of~~
26 ~~community health by December 1, 2011 that includes all of the~~
27 following:

1 (i) ~~(a)~~—The number of human embryos and the number of human
2 embryo stem cell lines received by the university during fiscal
3 year ~~2010-2011-2011-2012~~.

4 (ii) ~~(b)~~—The number of human embryos utilized for research
5 purposes during fiscal year ~~2010-2011-2011-2012~~.

6 (iii) ~~(c)~~—The number of human embryo stem cell lines created
7 from the embryos received during fiscal year ~~2010-2011-2011-2012~~.

8 (iv) ~~(d)~~—The number of donated human embryos being held in
9 storage by the university as of ~~September 30, 2011~~. **JUNE 30, 2012**.

10 (v) ~~(e)~~—The number of research projects using human embryonic
11 stem cells derived from donated embryos being conducted by the
12 university.

13 Sec. 275. (1) It is the intent of the legislature that each
14 public university receiving an appropriation in section 236 do all
15 of the following:

16 (a) Meet the provisions of section 5003 of the post-911
17 veterans educational assistance act of 2008, ~~title V of Public Law~~
18 ~~110-252~~, 38 USC 3301 to 3324, including voluntary participation in
19 the yellow ribbon GI education enhancement program established in
20 that act in 38 USC 3317. By October 1 of each year, each public
21 university shall report to the house and senate appropriations
22 subcommittees on higher education, the house and senate fiscal
23 agencies, and the presidents council, state universities of
24 Michigan on whether or not it has chosen to participate in the
25 yellow ribbon GI education enhancement program. If at any time
26 during the fiscal year a university participating in the yellow
27 ribbon program chooses to leave the yellow ribbon program, it shall

1 notify the house and senate appropriations subcommittees on higher
 2 education, the house and senate fiscal agencies, and the presidents
 3 council, state universities of Michigan.

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

6 (c) Provide flexible enrollment application deadlines for all
 7 veterans.

8 (d) Include in its admission application process a specific
 9 question as to whether an applicant for admission is a veteran, an
 10 active member of the military, a member of the national guard or
 11 military reserves, or the spouse or dependent of a veteran, active
 12 member of the military, or member of the national guard or military
 13 reserves, in order to more quickly identify potential educational
 14 assistance available to that applicant.

15 (2) 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, title V of Public Law 110-252, 38 USC 3301~~
 19 ~~to 3324. 3311 TO 3319.~~

20 Sec. 275a. ~~Funds~~ **A PUBLIC UNIVERSITY SHALL NOT USE FUNDS**
 21 appropriated in section 236 ~~shall not be used~~ to pay for the
 22 construction or maintenance of a self-liquidating project. A public
 23 university shall comply with the current use and finance
 24 requirements of the joint capital outlay subcommittee (JCOS) for
 25 any construction, renovation, or other capital outlay projects
 26 pursuant to JCOS policy. The appropriation in section 236 for a
 27 public university that fails to comply with JCOS reporting

1 requirements shall be reduced by 1% for each violation.

2 Sec. 276. (1) Included in the appropriation **FOR FISCAL YEAR**
3 **2012-2013** for each public university in section 236 is funding for
4 the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks future
5 faculty program that is intended to increase the pool of
6 academically or economically disadvantaged candidates pursuing
7 faculty teaching careers in postsecondary education. Preference may
8 not be given to applicants on the basis of race, color, ethnicity,
9 gender, or national origin. Institutions should encourage
10 applications from applicants who would otherwise not adequately be
11 represented in the graduate student and faculty populations. Each
12 public university shall apply the percentage change applicable to
13 every public university in the calculation of appropriations in
14 section 236 to the amount of funds allocated to the future faculty
15 program.

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

20 Sec. 277. (1) Included in the appropriation **FOR FISCAL YEAR**
21 **2012-2013** for each public university in section 236 is funding for
22 the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks college day
23 program that is intended to introduce academically or economically
24 disadvantaged schoolchildren to the potential of a college
25 education. Preference may not be given to participants on the basis
26 of race, color, ethnicity, gender, or national origin. Public
27 universities should encourage participation from those who would

1 otherwise not adequately be represented in the student population.

2 (2) Individual program plans of each public university shall
3 include a budget of equal contributions from this program, the
4 participating public university, the participating school district,
5 and the participating independent degree-granting college. College
6 day funds shall not be expended to cover indirect costs. Not more
7 than 20% of the university match shall be attributable to indirect
8 costs. Each public university shall apply the percentage change
9 applicable to every public university in the calculation of
10 appropriations in section 236 to the amount of funds allocated to
11 the college day program.

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

15 Sec. 278. (1) Included in section 236 **FOR FISCAL YEAR 2012-**
16 **2013** is funding for the Martin Luther King, Jr. - Cesar Chavez -
17 Rosa Parks select student support services program for developing
18 academically or economically disadvantaged student retention
19 programs for 4-year public and independent educational institutions
20 in this state. Preference may not be given to participants on the
21 basis of race, color, ethnicity, gender, or national origin.
22 Institutions should encourage participation from those who would
23 otherwise not adequately be represented in the student population.

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

27 (3) The program described in this section shall be

1 administered by the workforce development agency.

2 Sec. 279. (1) Included in section 236 **FOR FISCAL YEAR 2012-**
3 **2013** is funding for the Martin Luther King, Jr. - Cesar Chavez -
4 Rosa Parks college/university partnership program between 4-year
5 public and independent colleges and universities and public
6 community colleges, which is intended to increase the number of
7 academically or economically disadvantaged students who transfer
8 from community colleges into baccalaureate programs. Preference may
9 not be given to participants on the basis of race, color,
10 ethnicity, gender, or national origin. Institutions should
11 encourage participation from those who would otherwise not
12 adequately be represented in the transfer student population.

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

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

20 Sec. 280. (1) Included in the appropriation **FOR FISCAL YEAR**
21 **2012-2013** for each public university in section 236 is funding for
22 the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks visiting
23 professors program which is intended to increase the number of
24 instructors in the classroom to provide role models for
25 academically or economically disadvantaged students. Preference may
26 not be given to participants on the basis of race, color,
27 ethnicity, gender, or national origin. Public universities should

1 encourage participation from those who would otherwise not
2 adequately be represented in the student population.

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

5 Sec. 281. (1) Included in the appropriation **FOR FISCAL YEAR**
6 **2012-2013** in section 236 is funding under the Martin Luther King,
7 Jr. - Cesar Chavez - Rosa Parks initiative for the Morris Hood, Jr.
8 educator development program which is intended to increase the
9 number of academically or economically disadvantaged students who
10 enroll in and complete K-12 teacher education programs at the
11 baccalaureate level. Preference may not be given to participants on
12 the basis of race, color, ethnicity, gender, or national origin.
13 Institutions should encourage participation from those who would
14 otherwise not adequately be represented in the teacher education
15 student population.

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

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

23 Sec. 282. Each institution receiving funds under section 278,
24 279, or 281 shall notify the workforce development agency by April
25 15, ~~2012-2013~~ as to whether it will expend by the end of its fiscal
26 year the funds received under section 278, 279, or 281.
27 Notwithstanding the award limitations in sections 278 and 279, the

1 amount of funding reported as not being expended will be
2 reallocated to the institutions that intend to expend all funding
3 received under section 278, 279, or 281.

4 Sec. 283. (1) From the amount appropriated in section 236, the
5 public universities shall systematically inform Michigan high
6 schools regarding the academic status of students from each high
7 school in a manner prescribed by the presidents council, state
8 universities of Michigan in cooperation with the Michigan
9 association of secondary school principals. **PUBLIC UNIVERSITIES**
10 **SHALL ALSO WORK WITH THE CENTER FOR EDUCATIONAL PERFORMANCE AND**
11 **INFORMATION TO DESIGN AND IMPLEMENT A SYSTEMATIC APPROACH FOR**
12 **ACCOMPLISHING THIS TASK.**

13 (2) The Michigan high schools shall systematically inform the
14 public universities about the use of information received under
15 this section in a manner prescribed by the Michigan association of
16 secondary school principals in cooperation with the presidents
17 council, state universities of Michigan.

18 Sec. 284. From the amount appropriated in section 236, the
19 public universities shall inform Michigan community colleges
20 regarding the academic status of community college transfer
21 students in a manner prescribed by the presidents council, state
22 universities of Michigan in cooperation with the Michigan community
23 college association. **PUBLIC UNIVERSITIES SHALL ALSO WORK WITH THE**
24 **CENTER FOR EDUCATIONAL PERFORMANCE AND INFORMATION TO DESIGN AND**
25 **IMPLEMENT A SYSTEMATIC APPROACH FOR ACCOMPLISHING THIS TASK.**

26 Sec. 285. Public universities shall work with the state
27 community colleges to encourage the transfer of students from the

1 community colleges to the public universities and to facilitate the
2 transfer of credits from the community colleges to ~~the~~**THOSE** public
3 universities.

4 Sec. 286. It is the intent of the legislature that public
5 universities work with community colleges in the state to implement
6 statewide reverse transfer agreements to increase the number of
7 students that are awarded credentials of value upon completion of
8 the necessary credits. In doing so, the institutions should work
9 collaboratively and cooperatively to remove administrative barriers
10 that ~~result in understating~~**LIMIT** the academic attainment of
11 Michigan's citizens. It is the intent of the legislature that by
12 August 1, 2012, statewide agreements are in place between community
13 colleges and public universities that enable students who have
14 earned a significant number of credits at a community college and
15 transfer to a baccalaureate granting institution before completing
16 a degree to transfer the credits earned at the baccalaureate
17 institution back to the community college in order to be awarded a
18 credential of value.

19 Sec. 289. (1) The auditor general shall review higher
20 education institutional data inventory (HEIDI) enrollment data
21 submitted by all public universities and may perform audits of
22 selected public universities if determined necessary. The review
23 and audits shall be based upon the definitions, requirements, and
24 uniform reporting categories established by the state budget
25 director in consultation with the HEIDI advisory committee. The
26 auditor general shall submit a report of findings to the house and
27 senate appropriations committees and the state budget director no

1 later than July 1 ~~7, 2012~~. **OF EACH YEAR.**

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

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

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

16 (c) Student credit hours generated through credit by
17 examination.

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

20 (e) Student credit hours generated in new degree programs
21 after January 1, 1975, that have not been specifically authorized
22 for funding by the legislature, except spin-off programs converted
23 from existing core programs that do all of the following:

24 (i) Represent new options, fields, or concentrations within
25 existing programs.

26 (ii) Are consistent with the current institutional role and
27 mission.

Senate Bill No. 955 as amended April 25, 2012

1 (iii) Are accommodated within the continuing funding base of the
2 public university.

3 (iv) Do not require a new degree level beyond that which the
4 public university is currently authorized to grant within that
5 discipline or field.

6 (v) Do not require funding from the state other than that
7 provided by the student credit hours generated within the program,
8 either before program initiation or within the first 3 years of
9 program operation.

10 (3) The auditor general shall periodically audit higher
11 education institutional data inventory (HEIDI) data as submitted by
12 the public universities for compliance with the definitions
13 established by the state budget director in consultation with the
14 HEIDI advisory committee for the HEIDI database.

15 (4) "Distance learning instruction" as used in subsection (2)
16 means instruction that occurs solely in other than a traditional
17 classroom setting where the student and instructor are in the same
18 physical location and for which a student receives course credits
19 and is charged tuition and fees. Examples of distance learning
20 instruction are instruction delivered solely through the Internet,
21 cable television, teleconference, or mail.

22 Sec. 291. The auditor general may conduct performance audits
23 of public universities ~~receiving~~ **THAT RECEIVE** funds in section 236
24 ~~during the fiscal year ending September 30, 2012 as the auditor~~
25 general considers necessary.

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Senate Bill No. 955 as amended April 25, 2012

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Sec. 293. A public university ~~receiving~~ **THAT RECEIVES** funds

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under this article and also subject to the family educational

10

rights and privacy act, ~~(FERPA)~~, 20 USC 1232g, 34 CFR part 99,

11

shall, when requested, provide information from the records of a

12

student to any ~~person or persons~~ **INDIVIDUAL OR INDIVIDUALS** to whom

13

the student has authorized disclosure on a written consent form

14

pursuant to 34 CFR 99.30.

15

SEC. 293A. INCLUDED IN THE FISCAL YEAR 2012-2013

16

APPROPRIATIONS FOR THE DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND

17

BUDGET ARE APPROPRIATIONS TO PROVIDE FUNDING FOR THE STATE SHARE OF

18

COSTS FOR PREVIOUSLY CONSTRUCTED CAPITAL PROJECTS FOR PUBLIC

19

UNIVERSITIES. THESE APPROPRIATIONS FOR STATE BUILDING AUTHORITY

20

RENT REPRESENT ADDITIONAL STATE GENERAL FUND SUPPORT PROVIDED TO

21

PUBLIC UNIVERSITIES, AND THE FOLLOWING IS AN ESTIMATE OF THE AMOUNT

22

OF THAT SUPPORT TO EACH UNIVERSITY:

23

(A) CENTRAL MICHIGAN UNIVERSITY, \$9,100,100.00.

24

(B) EASTERN MICHIGAN UNIVERSITY, \$5,203,100.00.

25

(C) FERRIS STATE UNIVERSITY, \$6,322,100.00.

26

(D) GRAND VALLEY STATE UNIVERSITY, \$4,251,000.00.

27

(E) LAKE SUPERIOR STATE UNIVERSITY, \$910,000.00.

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(F) MICHIGAN STATE UNIVERSITY, \$16,096,000.00.

(G) MICHIGAN TECHNOLOGICAL UNIVERSITY, \$7,645,600.00.

(H) NORTHERN MICHIGAN UNIVERSITY, \$7,450,000.00.

(I) OAKLAND UNIVERSITY, \$10,726,000.00.

(J) SAGINAW VALLEY STATE UNIVERSITY, \$9,774,000.00.

(K) UNIVERSITY OF MICHIGAN - ANN ARBOR, \$9,156,100.00.

(L) UNIVERSITY OF MICHIGAN - DEARBORN, \$6,294,000.00.

(M) UNIVERSITY OF MICHIGAN - FLINT, \$2,854,100.00.

(N) WAYNE STATE UNIVERSITY, \$13,000,100.00.

(O) WESTERN MICHIGAN UNIVERSITY, \$15,264,000.00.

Enacting section 1. In accordance with section 30 of article IX of the state constitution of 1963, total state spending from state sources for higher education for fiscal year 2012-2013 under article III is estimated at \$1,302,955,100.00 and the amount of that state spending from state sources to be paid to local units of government for fiscal year 2011-2012 is estimated at \$0.

Enacting section 2. Sections 237a, ~~<<261,>>~~ 262, 266, 270a, 271, 272, 274a, 290, ~~<<292,>>~~ and 294 of the state school aid act of 1979, 1979 PA 94, MCL 388.1837a, ~~<<388.1861,>>~~ 388.1862, 388.1866, 388.1870a, 388.1871, 388.1872, 388.1874a, 388.1890, ~~<<388.1892,>>~~ and 388.1894, are repealed effective October 1, 2012.

Enacting section 3. This amendatory act takes effect October 1, 2012.