

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4350

A bill to make appropriations for certain state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2008; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1
2
3
4
5
6
7

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for certain state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2008, from the funds indicated in this part. The following is a summary of the

1 appropriations in this part:

2 **HIGHER EDUCATION**

3 APPROPRIATION SUMMARY:

| | | | |
|----|--|----|------------|
| 4 | GROSS APPROPRIATION..... | \$ | 3,700 |
| 5 | Interdepartmental grant revenues: | | |
| 6 | Total interdepartmental grants and intradepartmental | | |
| 7 | transfers | | 0 |
| 8 | ADJUSTED GROSS APPROPRIATION..... | \$ | 3,700 |
| 9 | Federal revenues: | | |
| 10 | Total federal revenues..... | | 200 |
| 11 | Special revenue funds: | | |
| 12 | Total local revenues..... | | 0 |
| 13 | Total private revenues..... | | 0 |
| 14 | Total other state restricted revenues..... | | 400 |
| 15 | State general fund/general purpose..... | \$ | 3,100 |
| 16 | Sec. 102. CENTRAL MICHIGAN UNIVERSITY | | |
| 17 | Operations..... | \$ | <u>100</u> |
| 18 | GROSS APPROPRIATION..... | \$ | 100 |
| 19 | Appropriated from: | | |
| 20 | State general fund/general purpose..... | \$ | 100 |
| 21 | Sec. 103. EASTERN MICHIGAN UNIVERSITY | | |
| 22 | Operations..... | \$ | <u>100</u> |
| 23 | GROSS APPROPRIATION..... | \$ | 100 |
| 24 | Appropriated from: | | |
| 25 | State general fund/general purpose..... | \$ | 100 |
| 26 | Sec. 104. FERRIS STATE UNIVERSITY | | |
| 27 | Operations..... | \$ | <u>100</u> |

| | | | |
|----|--|----|------------|
| 1 | GROSS APPROPRIATION..... | \$ | 100 |
| 2 | Appropriated from: | | |
| 3 | State general fund/general purpose..... | \$ | 100 |
| 4 | Sec. 105. GRAND VALLEY STATE UNIVERSITY | | |
| 5 | Operations..... | \$ | <u>100</u> |
| 6 | GROSS APPROPRIATION..... | \$ | 100 |
| 7 | Appropriated from: | | |
| 8 | State general fund/general purpose..... | \$ | 100 |
| 9 | Sec. 106. LAKE SUPERIOR STATE UNIVERSITY | | |
| 10 | Operations..... | \$ | <u>100</u> |
| 11 | GROSS APPROPRIATION..... | \$ | 100 |
| 12 | Appropriated from: | | |
| 13 | State general fund/general purpose..... | \$ | 100 |
| 14 | Sec. 107. MICHIGAN STATE UNIVERSITY | | |
| 15 | Operations..... | \$ | 100 |
| 16 | Agricultural experiment station..... | | 100 |
| 17 | Cooperative extension service..... | | <u>100</u> |
| 18 | GROSS APPROPRIATION..... | \$ | 300 |
| 19 | Appropriated from: | | |
| 20 | State general fund/general purpose..... | \$ | 300 |
| 21 | Sec. 108. MICHIGAN TECHNOLOGICAL UNIVERSITY | | |
| 22 | Operations..... | \$ | <u>100</u> |
| 23 | GROSS APPROPRIATION..... | \$ | 100 |
| 24 | Appropriated from: | | |
| 25 | State general fund/general purpose..... | \$ | 100 |
| 26 | Sec. 109. NORTHERN MICHIGAN UNIVERSITY | | |
| 27 | Operations..... | \$ | <u>100</u> |

| | | | |
|----|---|----|------------|
| 1 | GROSS APPROPRIATION..... | \$ | 100 |
| 2 | Appropriated from: | | |
| 3 | State general fund/general purpose..... | \$ | 100 |
| 4 | Sec. 110. OAKLAND UNIVERSITY | | |
| 5 | Operations..... | \$ | <u>100</u> |
| 6 | GROSS APPROPRIATION..... | \$ | 100 |
| 7 | Appropriated from: | | |
| 8 | State general fund/general purpose..... | \$ | 100 |
| 9 | Sec. 111. SAGINAW VALLEY STATE UNIVERSITY | | |
| 10 | Operations..... | \$ | <u>100</u> |
| 11 | GROSS APPROPRIATION..... | \$ | 100 |
| 12 | Appropriated from: | | |
| 13 | State general fund/general purpose..... | \$ | 100 |
| 14 | Sec. 112. UNIVERSITY OF MICHIGAN - ANN ARBOR | | |
| 15 | Operations..... | \$ | <u>100</u> |
| 16 | GROSS APPROPRIATION..... | \$ | 100 |
| 17 | Appropriated from: | | |
| 18 | State general fund/general purpose..... | \$ | 100 |
| 19 | Sec. 113. UNIVERSITY OF MICHIGAN - DEARBORN | | |
| 20 | Operations..... | \$ | <u>100</u> |
| 21 | GROSS APPROPRIATION..... | \$ | 100 |
| 22 | Appropriated from: | | |
| 23 | State general fund/general purpose..... | \$ | 100 |
| 24 | Sec. 114. UNIVERSITY OF MICHIGAN - FLINT | | |
| 25 | Operations..... | \$ | <u>100</u> |
| 26 | GROSS APPROPRIATION..... | \$ | 100 |
| 27 | Appropriated from: | | |

| | | | |
|----|--|----|------------|
| 1 | State general fund/general purpose | \$ | 100 |
| 2 | Sec. 115. WAYNE STATE UNIVERSITY | | |
| 3 | Operations..... | \$ | <u>100</u> |
| 4 | GROSS APPROPRIATION..... | \$ | 100 |
| 5 | Appropriated from: | | |
| 6 | State general fund/general purpose | \$ | 100 |
| 7 | Sec. 116. WESTERN MICHIGAN UNIVERSITY | | |
| 8 | Operations..... | \$ | <u>100</u> |
| 9 | GROSS APPROPRIATION..... | \$ | 100 |
| 10 | Appropriated from: | | |
| 11 | State general fund/general purpose | \$ | 100 |
| 12 | Sec. 117. SUPPLEMENTAL PAYMENT | | |
| 13 | One-time supplemental payment..... | \$ | <u>100</u> |
| 14 | GROSS APPROPRIATION..... | \$ | 100 |
| 15 | Appropriated from: | | |
| 16 | State general fund/general purpose | \$ | 100 |
| 17 | Sec. 118. STATE AND REGIONAL PROGRAMS | | |
| 18 | Higher education database modernization and conversion | \$ | 100 |
| 19 | Midwestern higher education compact..... | | 100 |
| 20 | University research corridor..... | | 100 |
| 21 | Technology commercialization incentive fund..... | | <u>100</u> |
| 22 | GROSS APPROPRIATION..... | \$ | 400 |
| 23 | Appropriated from: | | |
| 24 | Special revenue funds: | | |
| 25 | 21st century jobs trust fund..... | | 100 |
| 26 | State general fund/general purpose | \$ | 300 |
| 27 | Sec. 119. MARTIN LUTHER KING, JR. - CESAR CHAVEZ - ROSA | | |

| | | | |
|----|---|----|------------|
| 1 | PARKS PROGRAM | | |
| 2 | Select student supportive services | \$ | 100 |
| 3 | Michigan college/university partnership program | | 100 |
| 4 | Morris Hood, Jr. educator development program | | <u>100</u> |
| 5 | GROSS APPROPRIATION | \$ | 300 |
| 6 | Appropriated from: | | |
| 7 | State general fund/general purpose | \$ | 300 |
| 8 | Sec. 120. GRANTS AND FINANCIAL AID | | |
| 9 | State competitive scholarships | \$ | 100 |
| 10 | Tuition grants | | 100 |
| 11 | Michigan work-study program | | 100 |
| 12 | Part-time independent student program | | 100 |
| 13 | Michigan education opportunity grants | | 100 |
| 14 | Robert C. Byrd honors scholarship program | | 100 |
| 15 | Nursing scholarship and grant programs | | 100 |
| 16 | Michigan merit award program | | 100 |
| 17 | Michigan promise grant program | | 100 |
| 18 | Tuition incentive program | | 100 |
| 19 | Children of veterans tuition grant program | | 100 |
| 20 | Project gear-up | | <u>100</u> |
| 21 | GROSS APPROPRIATION | \$ | 1,200 |
| 22 | Appropriated from: | | |
| 23 | Federal revenues: | | |
| 24 | Higher education act of 1965, title IV, 20 USC | | 100 |
| 25 | Higher education act of 1965, title IV, part A | | 100 |
| 26 | Special revenue funds: | | |
| 27 | Michigan merit award trust fund | | 100 |

| | | |
|---|---|--------|
| 1 | Michigan higher education assistance authority | |
| 2 | operating fund | 100 |
| 3 | Contributions to children of veterans tuition grant | |
| 4 | program | 100 |
| 5 | State general fund/general purpose | \$ 700 |

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

9 Sec. 201. Pursuant to section 30 of article IX of the state
10 constitution of 1963, total state spending from state resources
11 under part 1 for fiscal year 2007-2008 is \$3,500.00 and state
12 spending from state resources to be paid to local units of
13 government for fiscal year 2007-2008 is \$300.00. The itemized
14 statement below identifies the estimated appropriations from which
15 spending to local units of government will occur:

| | | | |
|----|---|----|------------|
| 16 | Part-time independent student program..... | \$ | 100 |
| 17 | Michigan education opportunity grants | | 100 |
| 18 | Michigan work-study..... | | <u>100</u> |
| 19 | TOTAL..... | \$ | 300 |

20 Sec. 202. The appropriations authorized under this part and
21 part 1 are subject to the management and budget act, 1984 PA 431,
22 MCL 18.1101 to 18.1594.

STATE UNIVERSITIES

24 Sec. 402. The University of Michigan biological station at

1 Douglas Lake in Cheboygan County is regarded as a unique resource
2 and is designated as a special research reserve. It is the intent
3 of the legislature to protect and preserve the unique long-term
4 research value and capabilities of the biological station area and
5 Douglas Lake. The legislature further intends that no state
6 programs or policies be developed that would have a deleterious
7 impact on the research value of Douglas Lake.

8 Sec. 403. (1) The funds appropriated in part 1 for the
9 university research corridor shall be paid only to a legal entity
10 to be jointly formed by Michigan State University, the University
11 of Michigan - Ann Arbor, and Wayne State University. The purposes
12 of the university research corridor shall include, but not be
13 limited to, the following:

14 (a) Encourage collaborative research efforts between the 3
15 universities leading to economic development within this state.

16 (b) Establish research partnerships with businesses in this
17 state.

18 (c) Publicize the research assets and efforts of the 3
19 universities to businesses and researchers in other states.

20 (2) No later than September 15, 2008, the university research
21 corridor shall submit to the house and senate appropriations
22 subcommittees on higher education, the house and senate fiscal
23 agencies, and the state budget director a report on its efforts
24 under subsection (1) and a detailed accounting of the expenditures
25 from the appropriation in part 1.

26 Sec. 433. (1) Included in part 1 is \$100.00 for the
27 agricultural experiment station and \$100.00 for the cooperative

House Bill No. 4350 as amended September 6, 2007

1 extension service for project GREEN. Project GREEN is intended to
2 address critical regulatory, food safety, economic, and
3 environmental problems faced by this state's plant-based
4 agriculture, forestry, and processing industries. "GREEN" is an
5 acronym for generating research and extension to meet environmental
6 and economic needs.

7 (2) The department of agriculture and Michigan State
8 University, in consultation with agricultural commodity groups and
9 other interested parties, shall develop project GREEN and its
10 program priorities.

11 (3) Not later than September 30, 2008, a report shall be
12 submitted by Michigan State University to the state budget
13 director, the house and senate appropriations subcommittees on
14 agriculture and on higher education, and the house and senate
15 fiscal agencies for the preceding fiscal year regarding project
16 GREEN projects. The report shall include, but is not limited to,
17 the dollar amount of each project and a review of each project's
18 performance and accomplishments.

<<Sec. 434. Included in the appropriation in part 1 for Michigan
State University is \$100.00 for the Michigan future farmers of america
association. This \$100.00 appropriation shall not supplant any existing
support that Michigan State University provides to the Michigan future
farmers of america association.>>

19 Sec. 450. (1) For the fiscal year ending September 30, 2008,
20 it is the intent of the legislature that an amount calculated under
21 subsection (2) be allocated for per-student floor funding from the
22 general fund/general purpose unreserved balances at the close of
23 the 2006-2007 fiscal year.

24 (2) The amount allocated under subsection (1) for per-student
25 floor funding is equal to \$3,775.00 per 2005-2006 fiscal-year-
26 equated student at each university. The number of 2005-2006
27 students at a university is determined by reference to the higher

1 education institutional data inventory (HEIDI).

2 Sec. 462. It is the intent of the legislature that the state
3 universities coordinate their purchases of goods and services
4 whenever possible. This may include, but is not limited to, group
5 purchases for vehicles, utilities, supplies, electronic equipment,
6 maintenance equipment, books, and contractual services. To the
7 extent possible, the state universities shall use the "Michigan
8 delivering extended agreements locally" (MiDEAL) purchasing
9 services of the state department of management and budget that
10 makes state contracts available to local units of government,
11 colleges, and universities. Not later than January 1 of each year,
12 the presidents council, state universities of Michigan shall submit
13 to the members of the house and senate appropriations subcommittees
14 on higher education, the house and senate fiscal agencies, and the
15 state budget director a report on group or pooled purchases and the
16 savings achieved by the state universities in the previous fiscal
17 year.

18 Sec. 463. Not later than February 1, 2008, each of the state
19 universities receiving appropriations in part 1 shall submit to the
20 state budget director, members of the house of representatives and
21 the senate, and the house and senate fiscal agencies a report on
22 the number of residents from an eligible county enrolled at the
23 university and the quantifiable increase from the 2006-2007
24 academic year to the 2007-2008 academic year in outreach efforts to
25 enroll students at the university from an eligible county. As used
26 in this section, "eligible county" means a county in this state
27 that meets both of the following:

House Bill No. 4350 as amended September 6, 2007

1 (a) Has a population of not less than 700,000 and not more
2 than 1,000,000 according to the most recent federal decennial
3 census.

4 (b) Does not contain the main campus of a 4-year public
5 university within its boundaries.

6 Sec. 464. In order for a state university to receive an
7 allocation from the technology commercialization incentive fund
8 appropriated in part 1, that state university shall submit a plan
9 to the state budget director and the house and senate
10 appropriations subcommittees on higher education on its process to
11 inform both the private and public sectors regarding research and
12 technology that could be developed commercially. Each plan should
13 also be submitted to the Michigan university commercialization
14 initiative at the University of Michigan - Ann Arbor.

<<Sec. 465. It is the intent of the legislature that an independent
higher education commission shall conduct an audit of the spending of
state universities. Each state university that agrees to participate in
this audit shall receive a state appropriation of \$100.00.>>

15 **STUDENT PERFORMANCE REPORTING**

16 Sec. 603. It is the intent of the legislature that the state
17 universities work with the state community colleges to encourage
18 the transfer of students from the community colleges to the state
19 universities and to facilitate the transfer of credits from the
20 community colleges to the state universities.

21 **GENERAL REPORTS AND AUDITS**

22 Sec. 711. (1) Not later than May 31, 2008, each of Michigan's
23 public universities shall submit to the state budget director,
24 members of the house of representatives and the senate, and the
25 house and senate fiscal agencies a report on the efforts of the

1 university to increase the number of education degrees conferred
2 for teaching as follows:

3 (a) Middle school and high school mathematics, physics,
4 chemistry, and biology.

5 (b) The languages of Chinese, Korean, Japanese, Arabic,
6 Spanish, French, Russian, and German.

7 (c) In critical shortage disciplines, as determined by the
8 superintendent of public instruction pursuant to section 61(5) of
9 the public school employees retirement act of 1979, 1979 PA 300,
10 MCL 38.1361.

11 (2) At the beginning of every semester or term, the college of
12 education of each Michigan public university shall provide to all
13 of its students the most current listing of critical shortage
14 disciplines compiled by the superintendent of public instruction
15 pursuant to section 61(5) of the public school employees retirement
16 act of 1979, 1979 PA 300, MCL 38.1361.

17 Sec. 712. By February 1, 2008, each of Michigan's state
18 universities receiving appropriations in part 1 shall submit to the
19 house and senate appropriations subcommittees on higher education,
20 the state budget director, and the house and senate fiscal agencies
21 a report on the following:

22 (a) The number of students who graduated from the university
23 in academic year 2005-2006 and academic year 2006-2007 with an
24 advanced degree in mathematics, science, health care, or
25 engineering, and the number of those graduates that remained in
26 Michigan to work.

27 (b) The projected numbers of graduates in each of the above-

1 listed categories for the next 5 calendar years and plans or
2 programs, if any, to increase the numbers of graduates in these
3 categories.

4 (c) The status of the university's state and regional economic
5 development activities and the monetary value of these activities
6 on the economy of Michigan. The report shall include efforts
7 undertaken to assist the state and its communities with the
8 development of programs and infrastructure necessary to expand
9 businesses and jobs, including those in manufacturing, tourism,
10 agriculture, and health care.

11 (d) Partnerships with other Michigan universities, community
12 colleges, or other entities regarding new technology development,
13 including, but not limited to, life sciences, alternative energy,
14 and advanced manufacturing and increasing the number of college
15 graduates in science, technology, engineering, and mathematics
16 disciplines.

17 (e) Efforts to increase foreign investment and international
18 trade; efforts to encourage international students to develop,
19 locate, or partner with Michigan-based businesses upon graduation;
20 and efforts to identify economic development leads or prospects in
21 national or international markets for Michigan business for
22 referral to state, regional, or local economic development
23 officials.

24 (f) The impact of research and technology development
25 undertaken by the university, including, but not limited to, all of
26 the following:

27 (i) The amount of private, state, and federal research funding

1 received by the university.

2 (ii) The total amount of research spending by the university.

3 (iii) The number of new invention disclosures filed by
4 university faculty, researchers, and graduate students.

5 (iv) The number of start-up companies formed based on
6 university-generated inventions and the number of those companies
7 headquartered in Michigan.

8 (v) The number of new licensing agreements with corporate
9 partners and the amount of university revenue generated from
10 licensing new technologies.

11 (vi) The number of patent applications filed by the university
12 and the number of patents granted to the university.

13 (vii) The number of jobs created or retained in Michigan
14 attributed to university-generated research and technology
15 transfer.

16 Sec. 714. It is the intent of the legislature that an
17 institution receiving funds under this act and also subject to the
18 family educational rights and privacy act (FERPA), 20 USC section
19 1232g, 34 CFR part 99, shall, when requested, provide information
20 from the records of a student to any person or persons to whom the
21 student has authorized disclosure on a written consent form
22 pursuant to 34 CFR 99.30.