

SUBSTITUTE FOR
SENATE BILL NO. 178

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2012; to provide for the expenditures of those appropriations; to provide anticipated appropriations for the fiscal year ending September 30, 2013; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS
FOR FISCAL YEAR 2011-2012

Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for higher education

1 for the fiscal year ending September 30, 2012, from the funds
 2 indicated in this part. The following is a summary of the
 3 appropriations in this part:

4 **HIGHER EDUCATION**

5 APPROPRIATION SUMMARY

6	Full-time equated classified positions.....	1.0	
7	GROSS APPROPRIATION.....		\$ 1,362,278,400
8	Interdepartmental grant revenues:		
9	Total interdepartmental grants and intradepartmental		
10	transfers		0
11	ADJUSTED GROSS APPROPRIATION.....		\$ 1,362,278,400
12	Federal revenues:		
13	Total federal revenues.....		98,326,400
14	Special revenue funds:		
15	Total local revenues.....		0
16	Total private revenues.....		0
17	Total other state restricted revenues.....		200,200,000
18	State general fund/general purpose.....		\$ 1,063,752,000
19	Sec. 102. CENTRAL MICHIGAN UNIVERSITY		
20	Operations.....		\$ <u>68,108,900</u>
21	GROSS APPROPRIATION.....		\$ 68,108,900
22	Appropriated from:		
23	Special revenue funds:		
24	State school aid fund.....		11,283,500
25	State general fund/general purpose.....		\$ 56,825,400

1	Sec. 103. EASTERN MICHIGAN UNIVERSITY	
2	Operations.....	\$ <u>64,619,100</u>
3	GROSS APPROPRIATION.....	\$ 64,619,100
4	Appropriated from:	
5	Special revenue funds:	
6	State school aid fund.....	10,705,300
7	State general fund/general purpose.....	\$ 53,913,800
8	Sec. 104. FERRIS STATE UNIVERSITY	
9	Operations.....	\$ <u>41,324,300</u>
10	GROSS APPROPRIATION.....	\$ 41,324,300
11	Appropriated from:	
12	Special revenue funds:	
13	State school aid fund.....	6,846,100
14	State general fund/general purpose.....	\$ 34,478,200
15	Sec. 105. GRAND VALLEY STATE UNIVERSITY	
16	Operations.....	\$ <u>52,677,400</u>
17	GROSS APPROPRIATION.....	\$ 52,677,400
18	Appropriated from:	
19	Special revenue funds:	
20	State school aid fund.....	8,727,000
21	State general fund/general purpose.....	\$ 43,950,400
22	Sec. 106. LAKE SUPERIOR STATE UNIVERSITY	
23	Operations.....	\$ <u>10,789,500</u>
24	GROSS APPROPRIATION.....	\$ 10,789,500

1	Appropriated from:		
2	Special revenue funds:		
3	State school aid fund.....		1,787,500
4	State general fund/general purpose.....	\$	9,002,000
5	Sec. 107. MICHIGAN STATE UNIVERSITY		
6	Operations.....	\$	241,120,800
7	Agriculture experiment and cooperative extension		
8	activities		<u>52,625,800</u>
9	GROSS APPROPRIATION.....	\$	293,746,600
10	Appropriated from:		
11	Special revenue funds:		
12	State school aid fund.....		39,946,000
13	State general fund/general purpose.....	\$	253,800,600
14	Sec. 108. MICHIGAN TECHNOLOGICAL UNIVERSITY		
15	Operations.....	\$	<u>40,733,600</u>
16	GROSS APPROPRIATION		40,733,600
17	Appropriated from:		
18	Special revenue funds:		
19	State school aid fund.....		6,748,200
20	State general fund/general purpose.....	\$	33,985,400
21	Sec. 109. NORTHERN MICHIGAN UNIVERSITY		
22	Operations.....	\$	<u>38,367,400</u>
23	GROSS APPROPRIATION.....	\$	38,367,400
24	Appropriated from:		

1	Special revenue funds:	
2	State school aid fund.....	6,356,200
3	State general fund/general purpose.....	\$ 32,011,200
4	Sec. 110. OAKLAND UNIVERSITY	
5	Operations.....	\$ <u>43,145,000</u>
6	GROSS APPROPRIATION.....	\$ 43,145,000
7	Appropriated from:	
8	Special revenue funds:	
9	State school aid fund.....	7,147,700
10	State general fund/general purpose.....	\$ 35,997,300
11	Sec. 111. SAGINAW VALLEY STATE UNIVERSITY	
12	Operations.....	\$ <u>23,561,500</u>
13	GROSS APPROPRIATION.....	\$ 23,561,500
14	Appropriated from:	
15	Special revenue funds:	
16	State school aid fund.....	3,903,400
17	State general fund/general purpose.....	\$ 19,658,100
18	Sec. 112. UNIVERSITY OF MICHIGAN - ANN ARBOR	
19	Operations.....	\$ <u>268,803,300</u>
20	GROSS APPROPRIATION.....	\$ 268,803,300
21	Appropriated from:	
22	Special revenue funds:	
23	State school aid fund.....	44,532,000
24	State general fund/general purpose.....	\$ 224,271,300

1	Sec. 113. UNIVERSITY OF MICHIGAN - DEARBORN	
2	Operations.....	\$ <u>21,016,300</u>
3	GROSS APPROPRIATION.....	\$ 21,016,300
4	Appropriated from:	
5	Special revenue funds:	
6	State school aid fund.....	3,481,700
7	State general fund/general purpose.....	\$ 17,534,600
8	Sec. 114. UNIVERSITY OF MICHIGAN - FLINT	
9	Operations.....	\$ <u>17,762,400</u>
10	GROSS APPROPRIATION.....	\$ 17,762,400
11	Appropriated from:	
12	Special revenue funds:	
13	State school aid fund.....	2,942,700
14	State general fund/general purpose.....	\$ 14,819,700
15	Sec. 115. WAYNE STATE UNIVERSITY	
16	Operations.....	\$ <u>182,036,900</u>
17	GROSS APPROPRIATION.....	\$ 182,036,900
18	Appropriated from:	
19	Special revenue funds:	
20	State school aid fund.....	30,157,700
21	State general fund/general purpose.....	\$ 151,879,200
22	Sec. 116. WESTERN MICHIGAN UNIVERSITY	
23	Operations.....	\$ <u>93,168,300</u>
24	GROSS APPROPRIATION.....	\$ 93,168,300

1	Appropriated from:		
2	Special revenue funds:		
3	State school aid fund.....		15,435,000
4	State general fund/general purpose.....	\$	77,733,300
5	Sec. 117. STATE AND REGIONAL PROGRAMS		
6	Full-time equated classified positions.....	1.0	
7	Higher education database modernization and		
8	conversion--1.0 FTE position	\$	105,000
9	Midwestern higher education compact.....		<u>95,000</u>
10	GROSS APPROPRIATION.....	\$	200,000
11	Appropriated from:		
12	Special revenue funds:		
13	State general fund/general purpose.....	\$	200,000
14	Sec. 118. MARTIN LUTHER KING, JR. - CESAR CHAVEZ - ROSA		
15	PARKS PROGRAM		
16	Select student supportive services.....	\$	1,956,100
17	Michigan college/university partnership program.....		586,800
18	Morris Hood, Jr. educator development program.....		<u>148,600</u>
19	GROSS APPROPRIATION.....	\$	2,691,500
20	Appropriated from:		
21	State general fund/general purpose.....	\$	2,691,500
22	Sec. 119. GRANTS AND FINANCIAL AID		
23	State competitive scholarships.....	\$	19,861,700
24	Tuition grants.....		31,664,700

1	Tuition incentive program.....	43,800,000
2	Robert C. Byrd honors scholarship program.....	1,500,000
3	Children of veterans and officer's survivor tuition	
4	grant programs	1,200,000
5	Project GEAR-UP.....	<u>1,500,000</u>
6	GROSS APPROPRIATION.....	\$ 99,526,400
7	Appropriated from:	
8	Federal revenues:	
9	Higher education act of 1965, title IV, 20 USC	1,500,000
10	Higher education act of 1965, title IV, part A	1,500,000
11	United States department of education, office of	
12	elementary and secondary education, GEAR-UP.....	1,500,000
13	Social security act, temporary assistance for needy	
14	families	93,826,400
15	Special revenue funds:	
16	Contributions to children of veterans tuition grant	
17	program	200,000
18	State general fund/general purpose.....	\$ 1,000,000

19 PART 2

20 PROVISIONS CONCERNING APPROPRIATIONS

21 FOR FISCAL YEAR 2011-2012

22 GENERAL SECTIONS

23 Sec. 201. Pursuant to section 30 of article IX of the state
 24 constitution of 1963, total state spending from state resources
 25 under this act for fiscal year 2011-2012 is \$1,263,952,000.00 and

1 state spending from state resources to be paid to local units of
2 government for fiscal year 2011-2012 is \$0.

3 Sec. 202. The appropriations authorized under this act are
4 subject to the management and budget act, 1984 PA 431, MCL 18.1101
5 to 18.1594.

6 Sec. 203. As used in this act, "research university" means a
7 public university classified as a "research university (high or
8 very high research activity)" under the classification of
9 institutions of higher education conducted by the Carnegie
10 foundation.

11 Sec. 208. Unless otherwise specified, public universities
12 receiving appropriations in part 1 shall use the Internet to
13 fulfill the reporting requirements of this act. This requirement
14 may include transmission of reports via electronic mail to the
15 recipients identified for each reporting requirement, or it may
16 include placement of reports on an Internet or Intranet site.

17 Sec. 209. Funds appropriated in part 1 shall not be used for
18 the purchase of foreign goods or services, or both, if
19 competitively priced and of comparable quality American goods and
20 services, or both, are available. Preference shall be given to
21 goods or services, or both, manufactured or provided by Michigan
22 businesses if they are competitively priced and of comparable
23 value. In addition, preference shall be given to goods or services,
24 or both, that are manufactured or provided by Michigan businesses
25 owned and operated by veterans if they are competitively priced and
26 of comparable quality.

27 Sec. 210. It is the intent of the legislature that the funds

1 appropriated in part 1 to state institutions of higher education
2 shall not be used to enter into a lease or to purchase a vehicle
3 assembled or manufactured outside of the United States, and that
4 preference be given to vehicles assembled or manufactured in
5 Michigan.

6 Sec. 211. The principal executive officer of each public
7 university receiving appropriations in part 1 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. Each principal executive officer shall
11 strongly encourage firms with which the university contracts to
12 subcontract with businesses in depressed and deprived communities
13 for services, supplies, or both.

14 Sec. 212. (1) The funds appropriated in part 1 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 Except for Wayne State University, each institution shall accrue
20 its July and August 2012 payments to its institutional fiscal year
21 ending June 30, 2012.

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, these data shall be submitted to the
27 state budget director by October 15, 2011. Public universities with

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

8 Sec. 213. Funds received by the state from the federal
9 government or private sources for the use of a college or
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 the legislature to continue the purposes
13 for which the funds are made available.

14 Sec. 215. A public university that receives funds under this
15 act shall furnish all program and financial information that is
16 required by and in a manner prescribed by the state budget director
17 or the house or senate appropriations committee.

18 Sec. 216. A public university receiving funds in part 1 shall
19 cooperate with all measures taken by the state to establish a
20 statewide P-20 education longitudinal data system to comply with
21 the state fiscal stabilization fund provisions of the American
22 recovery and reinvestment act of 2009, Public Law 111-5.

23 Sec. 218. In an effort to better improve transparency and to
24 further identify effective educational practices, it is the intent
25 of the legislature that a public university receiving an
26 appropriation in part 1 shall develop, post, and maintain a user-
27 friendly and publicly accessible Internet site, with all

1 expenditures made by the university within a fiscal year. The
2 posting must include the purpose for which the expenditure is made.
3 A public university shall not provide financial information on its
4 website under this section if doing so would violate a federal or
5 state law, rule, regulation, or guideline that establishes privacy
6 or security standards applicable to that section.

7 GRANTS AND FINANCIAL AID

8 Sec. 301. (1) Payments of the amounts included in part 1 for
9 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 \$1,300.00, that ensures that the aggregate payments for the
15 state competitive scholarship program do not exceed the
16 appropriation contained in part 1 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 \$1,300.00, the department shall immediately report to the
20 house and senate appropriations subcommittees on higher education,
21 the house and senate fiscal agencies, and the state budget director
22 regarding the estimated amount of additional funds necessary to
23 establish a \$1,300.00 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.

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

7 (5) If the department of treasury increases the maximum award
8 per eligible student from that provided in the previous fiscal
9 year, it shall not have the effect of reducing the number of
10 eligible students receiving awards in relation to the total number
11 of eligible applicants. Any increase in the maximum grant shall be
12 proportional for all eligible students receiving 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. 302. (1) The amounts appropriated in part 1 for the state
17 tuition grant program shall be distributed pursuant to 1966 PA 313,
18 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 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 \$2,100.00, that ensures that the aggregate
26 payments for the tuition grant program do not exceed the
27 appropriation contained in part 1 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 \$2,100.00, 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 \$2,100.00 maximum award amount. By December 15, 2011, and again by
8 February 1, 2012, the department shall analyze the status of award
9 commitments, shall make any necessary adjustments, and shall
10 confirm that those award commitments will not exceed the
11 appropriation contained in part 1 for the tuition grant program.
12 The determination and actions shall be reported to the state budget
13 director and the house and senate fiscal agencies no later than
14 February 15, 2012. If award adjustments are necessary, the students
15 shall be notified of the adjustment by the third Monday in
16 February.

17 (4) Any unexpended and unencumbered funds remaining on
18 September 30, 2012 from the amounts appropriated in part 1 for the
19 tuition grant program shall not lapse on September 30, 2012, but
20 shall continue to be available for expenditure for tuition grants
21 provided in the 2012-2013 fiscal year under a work project account.
22 The use of these unexpended fiscal year 2011-2012 funds shall
23 terminate at the end of the 2012-2013 fiscal year.

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

27 (6) If the department of treasury increases the maximum award

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

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

13 Sec. 307. The auditor general may audit selected enrollments,
14 degrees, and awards at selected independent colleges and
15 universities receiving awards administered by the department of
16 treasury. The audits shall be based upon definitions and
17 requirements established by the department of treasury, the state
18 budget director, and the senate and house fiscal agencies. The
19 auditor general shall accept the Free Application for Federal
20 Student Aid (FAFSA) form as the standard of residency
21 documentation. The auditor general shall submit a report of
22 findings to the senate and house appropriations committees and
23 state budget director by May 1, 2012.

24 Sec. 308. The sums appropriated in part 1 for the student
25 financial aid programs shall be paid out of the state treasury and
26 shall be distributed to the respective institutions under a
27 quarterly payment system as follows:

1 (a) For the state competitive scholarship, tuition incentive,
2 and tuition grant programs, 40% shall be paid at the beginning of
3 the state's first fiscal quarter, 40% at the beginning of the
4 state's second fiscal quarter, 10% at the beginning of the state's
5 third fiscal quarter, and 10% at the beginning of the state's
6 fourth fiscal quarter.

7 (b) For the Robert C. Byrd honors scholarship program, 50%
8 shall be paid at the beginning of the state's first fiscal quarter
9 and 50% at the beginning of the state's second fiscal quarter.

10 Sec. 309. The department of treasury shall determine the needs
11 analysis criteria for students to qualify for the state competitive
12 scholarship program and tuition grant program. To be consistent
13 with federal requirements, student wages may be taken into
14 consideration when determining the amount of the award.

15 Sec. 310. (1) The funds appropriated in part 1 for the tuition
16 incentive program shall be distributed as provided in this section
17 and pursuant to the administrative procedures for the tuition
18 incentive program of the department of treasury.

19 (2) As used in this section:

20 (a) "Phase I" means the first part of the tuition incentive
21 assistance program defined as the academic period of 80 semester or
22 120 term credits, or less, leading to an associate degree or
23 certificate.

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

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

1 (3) A person shall meet the following basic criteria and
2 financial thresholds to be eligible for tuition incentive benefits:

3 (a) To be eligible for phase I, a person shall meet all of the
4 following criteria:

5 (i) Apply for certification to the department before graduating
6 from high school or completing the general education development
7 (GED) certificate.

8 (ii) Be less than 20 years of age at the time of high school
9 graduation or GED completion.

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

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

16 (v) Request information on filing a FAFSA.

17 (b) To be eligible for phase II, a person shall meet either of
18 the following criteria in addition to the criteria in subdivision

19 (a):

20 (i) Complete at least 56 transferable semester or 84
21 transferable term credits.

22 (ii) Obtain an associate degree or certificate at a
23 participating institution.

24 (c) To be eligible for phase I or phase II, a person must not
25 be incarcerated and must be financially eligible as determined by
26 the department. A person is financially eligible for the tuition
27 incentive program if that person was Medicaid eligible for 24

1 months within the 36 months before application. Certification of
2 eligibility may begin in the sixth grade.

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

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

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

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

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

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

26 (6) A person participating in phase II may be eligible for
27 additional funds not to exceed \$500.00 per semester or \$400.00 per

1 term up to a maximum of \$2,000.00 subject to the following
2 conditions:

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

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

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

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

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

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

25 Sec. 311. To enable the legislature and the state budget
26 director to evaluate the appropriation needs of higher education,
27 each independent college and university shall make available to the

1 legislature or state budget director, upon request, data regarding
2 grants for the preceding, current, and ensuing fiscal years.

3 Sec. 315. By February 15 of each year, the department of
4 treasury shall submit a report to the state budget director, the
5 house and senate appropriations subcommittees on higher education,
6 and the house and senate fiscal agencies for the preceding fiscal
7 year on all student financial aid programs for which funds are
8 appropriated in part 1. For each student financial aid program, the
9 report shall include, but is not limited to, the total number of
10 awards paid in the preceding fiscal year, the total dollar amount
11 of those awards, and the number of students receiving awards and
12 the total amount of those awards at each eligible postsecondary
13 institution. To the extent information is available, the report
14 shall also include information on the average exam performance,
15 household income, and other demographic characteristics of students
16 receiving awards under each program and historical information on
17 the number of awards and total award amounts for each program.

18 **UNIVERSITY OPERATIONS**

19 Sec. 402. The University of Michigan biological station at
20 Douglas Lake in Cheboygan County is regarded as a unique resource
21 and is designated as a special research reserve. It is the intent
22 of the legislature to protect and preserve the unique long-term
23 research value and capabilities of the biological station area and
24 Douglas Lake. The legislature further intends that no state
25 programs or policies be developed that would have a deleterious
26 impact on the research value of Douglas Lake.

1 Sec. 426. (1) It is the intent of the legislature that each
2 public university shall develop policies for minimizing the cost of
3 textbooks and course materials used at the university while
4 maintaining quality of education and academic freedom. These
5 policies should require all of the following:

6 (a) That faculty members submit lists of required textbooks
7 and course materials for university review.

8 (b) That faculty members consider the least costly practices
9 in assigning textbooks and course materials, such as adopting the
10 least expensive edition of a textbook available when educational
11 content is comparable to a more costly edition.

12 (c) That the university review any potential financial
13 conflict of interest that may occur if a faculty member requires
14 the purchase of any textbooks or course materials he or she has
15 written.

16 (2) By February 1, 2012, each public university shall submit a
17 report to the house and senate appropriations subcommittees on
18 higher education and the house and senate fiscal agencies on the
19 policies developed pursuant to this section.

20 Sec. 433. (1) Included in the appropriation in part 1 for
21 agricultural experiment and cooperative extension activities is
22 \$5,628,100.00 for project GREEN. Project GREEN is intended to
23 address critical regulatory, food safety, economic, and
24 environmental problems faced by this state's plant-based
25 agriculture, forestry, and processing industries. "GREEN" is an
26 acronym for generating research and extension to meet environmental
27 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

1 extension service.

2 Sec. 433a. (1) Annually, in partnership with stakeholders of
3 the agricultural experiment station and cooperative extension
4 service, Michigan State University shall develop a set of research
5 and extension priorities. As a part of this effort, Michigan State
6 University and the department of agriculture and rural development,
7 in partnership with the agriculture industry, shall convene a
8 summit to set priorities for research and extension regarding
9 production agriculture.

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

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

19 (b) A review of major programs within both the agricultural
20 experiment station and the cooperative extension service with
21 specific reference to accomplishments and impacts.

22 Sec. 434. Included in the appropriation in part 1 for Michigan
23 State University is \$80,000.00 for the Michigan future farmers of
24 America association. This \$80,000.00 appropriation shall not
25 supplant any existing support that Michigan State University
26 provides to the Michigan future farmers of America association.

27 Sec. 436. (1) It is the intent of the legislature that, if any

1 public university increases its resident undergraduate tuition and
2 required fees from academic year 2010-2011 to academic year 2011-
3 2012, then that university shall increase its fiscal year 2010-2011
4 general fund expenditures for student financial aid by at least the
5 same percentage as the percentage change in resident undergraduate
6 tuition and required fees. It is the intent of the legislature that
7 public universities place an emphasis on increasing the number of
8 institutional financial aid awards that are based on demonstrated
9 financial need.

10 (2) Each public university shall report the following
11 information to the house and senate appropriations subcommittees on
12 higher education, the house and senate fiscal agencies, and the
13 state budget director by November 1, 2011:

14 (a) Actual academic year 2010-2011 and academic year 2011-2012
15 average tuition and required fee charges for a full-time resident
16 undergraduate student.

17 (b) Actual fiscal year 2010-2011 and budgeted fiscal year
18 2011-2012 total general fund tuition and fee revenue.

19 (c) Actual fiscal year 2010-2011 and budgeted fiscal year
20 2011-2012 total general fund revenue.

21 (d) Actual fiscal year 2010-2011 and budgeted fiscal year
22 2011-2012 general fund expenditures for student financial aid.

23 (e) Actual fiscal year 2010-2011 and budgeted fiscal year
24 2011-2012 total general fund expenditures.

25 (f) Actual fiscal year 2010-2011 and projected fiscal year
26 2011-2012 total fiscal year equated student enrollment.

27 (3) The state budget director shall, in consultation with the

1 house and senate fiscal agencies, develop a uniform reporting
2 mechanism based on standard definitions for public universities to
3 comply with the reporting requirements of subsection (2).

4 Sec. 440. All public universities shall submit the amount of
5 tuition and fees actually charged to a full-time resident
6 undergraduate student for academic year 2011-2012 as part of their
7 higher education institutional data inventory (HEIDI) data by
8 August 31, 2011. A public university shall report any revisions for
9 any semester of the reported academic year 2011-2012 tuition and
10 fee charges to HEIDI within 15 days of being adopted.

11 Sec. 451. For the fiscal year ending September 30, 2012, it is
12 the intent of the legislature that funds be allocated for unfunded
13 North American Indian tuition waiver costs incurred by public
14 universities under 1976 PA 174, MCL 390.1251 to 390.1253, from the
15 general fund/general purpose.

16 Sec. 460. From the amount appropriated in part 1 to Central
17 Michigan University for operations, \$29,700.00 shall be paid to
18 Saginaw Chippewa Tribal College for the costs of waiving tuition
19 for North American Indians under 1976 PA 174, MCL 390.1251 to
20 390.1253.

21 Sec. 461. From the amount appropriated in part 1 to Lake
22 Superior State University for operations, \$100,000.00 shall be paid
23 to Bay Mills Community College for the costs of waiving tuition for
24 North American Indians under 1976 PA 174, MCL 390.1251 to 390.1253.

25 Sec. 466. Public universities shall coordinate their purchases
26 of goods and services whenever possible. This may include, but is
27 not limited to, group purchases for vehicles, utilities, supplies,

1 electronic equipment, maintenance equipment, books, and contractual
2 services. To the extent possible, the public universities shall use
3 both the "Michigan delivering extended agreements locally" (MiDEAL)
4 purchasing services of the state department of technology,
5 management, and budget that makes state contracts available to
6 local units of government, colleges, and universities and the
7 purchasing services available through the state's membership in the
8 Midwestern Higher Education Compact (MHEC). Not later than January
9 1 of each year, the presidents council, state universities of
10 Michigan shall submit to the members of the house and senate
11 appropriations subcommittees on higher education, the house and
12 senate fiscal agencies, and the state budget director a report on
13 group or pooled purchases and the savings achieved by the public
14 universities in the previous fiscal year.

15 Sec. 469. By November 14, 2011, each public university
16 receiving an appropriation in part 1 shall report the number of
17 undergraduate students who graduated in academic year 2010-2011 and
18 received a Pell grant at any time during their enrollment at that
19 university to the members of the house and senate appropriations
20 subcommittees on higher education, the house and senate fiscal
21 agencies, and the state budget director.

22 Sec. 472. It is the intent of the legislature that each public
23 university shall submit a report to the house and senate
24 appropriations committees, the house and senate fiscal agencies,
25 and the state budget director by October 15, 2011, on the
26 university's efforts to accommodate the sincerely held religious
27 beliefs of students enrolled in accredited counseling degree

1 programs at the university.

2 Sec. 473. It is the intent of the legislature that each public
3 university that has received a donation of human embryos that is
4 subject to section 27 of article I of the state constitution of
5 1963, or that is conducting ongoing research using human embryonic
6 stem cells derived from donated human embryos pursuant to section
7 27 of article I of the state constitution of 1963, shall submit a
8 report to the director of the department of community health by
9 December 1, 2011 that includes all of the following:

10 (a) The number of human embryos and the number of human embryo
11 stem cell lines received by the university during fiscal year 2010-
12 2011.

13 (b) The number of human embryos utilized for research purposes
14 during fiscal year 2010-2011.

15 (c) The number of human embryo stem cell lines created from
16 the embryos received during fiscal year 2010-2011.

17 (d) The number of donated human embryos being held in storage
18 by the university as of September 30, 2011.

19 (e) The number of research projects using human embryonic stem
20 cells derived from donated embryos being conducted by the
21 university.

22 Sec. 480. (1) It is the intent of the legislature that each
23 public university receiving an appropriation in part 1 do all of
24 the following:

25 (a) Meet the provisions of section 5003 of the post-911
26 veterans educational assistance act of 2008, title V of Public Law
27 110-252, 38 USC 3301 to 3324, including voluntary participation in

1 the yellow ribbon GI education enhancement program established in
2 that act in 38 USC 3317. By October 1 of each year, each public
3 university shall report to the house and senate appropriations
4 subcommittees on higher education, the house and senate fiscal
5 agencies, and the presidents council, state universities of
6 Michigan on whether or not it has chosen to participate in the
7 yellow ribbon GI education enhancement program. If at any time
8 during the fiscal year a university participating in the yellow
9 ribbon program chooses to leave the yellow ribbon program, it shall
10 notify the house and senate appropriations subcommittees on higher
11 education, the house and senate fiscal agencies, and the presidents
12 council, state universities of Michigan.

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

15 (c) Provide flexible enrollment application deadlines for all
16 veterans.

17 (2) As used in this section, "veteran" means an honorably
18 discharged veteran entitled to educational assistance under the
19 provisions of section 5003 of the post-911 veterans educational
20 assistance act of 2008, title V of Public Law 110-252, 38 USC 3301
21 to 3324.

22 Sec. 482. Funds appropriated in part 1 shall not be used to
23 pay for the construction or maintenance of a self-liquidating
24 project. A public university shall comply with the current use and
25 finance requirements of the joint capital outlay subcommittee
26 (JCOS) for any construction, renovation, or other capital outlay
27 projects pursuant to JCOS policy. The appropriation in part 1 for a

1 public university that fails to comply with JCOS reporting
2 requirements shall be reduced by 1% for each violation.

3 Sec. 483. (1) If the combined total of the maximum amount
4 appropriated under this act from the state school aid fund for
5 fiscal year 2011-2012 and the maximum amounts appropriated under
6 the public acts making appropriations for K-12 state school aid and
7 community colleges for that fiscal year exceeds the amount
8 available for expenditure from the state school aid fund for that
9 fiscal year, payments under this act are subject to the proration
10 provided under this subsection and subsection (2). If proration is
11 necessary, state payments under this act from the state school aid
12 fund shall be prorated in the manner prescribed in subsection (2)
13 as necessary to reflect the amount available for expenditure from
14 the state school aid fund for fiscal year 2011-2012. However, if
15 the department of treasury determines that proration will be
16 required under this section, or if the department of treasury
17 determines that further proration is required under this section
18 after an initial proration has already been made for a fiscal year,
19 the department of treasury shall notify the state budget director,
20 and the state budget director shall notify the legislature in the
21 manner provided for proration under section 11 of the state school
22 aid act of 1979, 1979 PA 94, MCL 388.1611, and the legislature may
23 take action to prevent the proration as described in that section.

24 (2) If proration is necessary under subsection (1), the
25 department of treasury shall calculate the proration in payments
26 under this act that is required under subsection (1) as follows:

27 (a) The department of treasury shall calculate the percentage

1 of total state school aid allocated under this act and the public
2 acts making appropriations for K-12 state school aid and community
3 colleges for the affected fiscal year that is used for payments for
4 higher education under this act.

5 (b) The department of treasury shall recover a percentage of
6 the total proration amount required under subsection (1) that is
7 equal to the percentage calculated under subdivision (a) by
8 reducing payments to public universities under this act on an equal
9 percentage basis.

10 **STATE AND REGIONAL PROGRAMS**

11 Sec. 490. The funds appropriated in part 1 for higher
12 education database modernization and conversion shall be expended
13 to maintain, coordinate, and improve the higher education
14 institutional data inventory (HEIDI) established under section 1299
15 of the management and budget act, 1984 PA 431, MCL 18.1299. The
16 advisory committee established under that section shall meet
17 regularly to review data definitions and requirements in order to
18 advise the state budget director regarding changes to those
19 definitions and requirements that would result in more useful and
20 reliable data being provided to state policymakers and university
21 officials.

22 **MARTIN LUTHER KING, JR. - CESAR CHAVEZ - ROSA PARKS PROGRAMS**

23 Sec. 501. (1) Included in the appropriation for each public
24 university in part 1 is funding for the Martin Luther King, Jr. -
25 Cesar Chavez - Rosa Parks future faculty program that is intended

1 to increase the pool of academically or economically disadvantaged
2 candidates pursuing faculty teaching careers in postsecondary
3 education. Preference may not be given to applicants on the basis
4 of race, color, ethnicity, gender, or national origin. Institutions
5 should encourage applications from applicants who would otherwise
6 not adequately be represented in the graduate student and faculty
7 populations. Each public university shall apply the percentage
8 change applicable to every public university in the calculation of
9 appropriations in part 1 to the amount of funds allocated to the
10 future faculty program.

11 (2) The program shall be administered by each public
12 university in a manner prescribed by the Michigan department of
13 energy, labor, and economic growth. The Michigan department of
14 energy, labor, and economic growth shall use a good faith effort
15 standard to evaluate whether a fellowship is in default.

16 Sec. 502. (1) Included in the appropriation for each public
17 university in part 1 is funding for the Martin Luther King, Jr. -
18 Cesar Chavez - Rosa Parks college day program that is intended to
19 introduce academically or economically disadvantaged schoolchildren
20 to the potential of a college education. Preference may not be
21 given to participants on the basis of race, color, ethnicity,
22 gender, or national origin. Public universities should encourage
23 participation from those who would otherwise not adequately be
24 represented in the student population.

25 (2) Individual program plans of each public university shall
26 include a budget of equal contributions from this program, the
27 participating public university, the participating school district,

1 and the participating independent degree-granting college. College
2 day funds shall not be expended to cover indirect costs. Not more
3 than 20% of the university match shall be attributable to indirect
4 costs. Each public university shall apply the percentage change
5 applicable to every public university in the calculation of
6 appropriations in part 1 to the amount of funds allocated to the
7 college day program.

8 (3) The program described in this section shall be
9 administered by each public university in a manner prescribed by
10 the Michigan department of energy, labor, and economic growth.

11 Sec. 503. (1) Included in part 1 is funding for the Martin
12 Luther King, Jr. - Cesar Chavez - Rosa Parks select student support
13 services program for developing academically or economically
14 disadvantaged student retention programs for 4-year public and
15 independent educational institutions in this state. Preference may
16 not be given to participants on the basis of race, color,
17 ethnicity, gender, or national origin. Institutions should
18 encourage participation from those who would otherwise not
19 adequately be represented in the student population.

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

23 (3) The program described in this section shall be
24 administered by the Michigan department of energy, labor, and
25 economic growth.

26 Sec. 504. (1) Included in part 1 is funding for the Martin
27 Luther King, Jr. - Cesar Chavez - Rosa Parks college/university

1 partnership program between 4-year public and independent colleges
2 and universities and public community colleges, which is intended
3 to increase the number of academically or economically
4 disadvantaged students who transfer from community colleges into
5 baccalaureate programs. Preference may not be given to participants
6 on the basis of race, color, ethnicity, gender, or national origin.
7 Institutions should encourage participation from those who would
8 otherwise not adequately be represented in the transfer student
9 population.

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

15 (3) The program described in this section shall be
16 administered by the Michigan department of energy, labor, and
17 economic growth.

18 Sec. 505. (1) Included in the appropriation for each public
19 university in part 1 is funding for the Martin Luther King, Jr. -
20 Cesar Chavez - Rosa Parks visiting professors program which is
21 intended to increase the number of instructors in the classroom to
22 provide role models for academically or economically disadvantaged
23 students. Preference may not be given to participants on the basis
24 of race, color, ethnicity, gender, or national origin. Public
25 universities should encourage participation from those who would
26 otherwise not adequately be represented in the student population.

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

1 administered by the Michigan department of energy, labor, and
2 economic growth.

3 Sec. 506. (1) Included in the appropriation in part 1 is
4 funding under the Martin Luther King, Jr. - Cesar Chavez - Rosa
5 Parks initiative for the Morris Hood, Jr. educator development
6 program which is intended to increase the number of academically or
7 economically disadvantaged students who enroll in and complete K-12
8 teacher education programs at the baccalaureate level. Preference
9 may 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 teacher education student
13 population.

14 (2) The program described in this section shall be
15 administered by each state-approved teacher education institution
16 in a manner prescribed by the Michigan department of energy, labor,
17 and economic growth.

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

22 Sec. 507. Each institution receiving funds under section 503,
23 504, or 506 shall notify the Michigan department of energy, labor,
24 and economic growth by April 15, 2012 as to whether it will expend
25 by the end of its fiscal year the funds received under section 503,
26 504, or 506. Notwithstanding the award limitations in sections 503
27 and 504, the amount of funding reported as not being expended will

1 be reallocated to the institutions that intend to expend all
2 funding received under section 503, 504, or 506.

3 **STUDENT PERFORMANCE REPORTING**

4 Sec. 601. (1) From the amount appropriated in part 1, 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.

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

15 Sec. 602. From the amount appropriated in part 1, the public
16 universities shall inform Michigan community colleges regarding the
17 academic status of community college transfer students in a manner
18 prescribed by the presidents council, state universities of
19 Michigan in cooperation with the Michigan community college
20 association.

21 Sec. 603. Public universities shall work with the state
22 community colleges to encourage the transfer of students from the
23 community colleges to the state universities and to facilitate the
24 transfer of credits from the community colleges to the public
25 universities.

1 **GENERAL REPORTS AND AUDITS**

2 Sec. 701. (1) The auditor general shall review higher
3 education institutional data inventory (HEIDI) enrollment data
4 submitted by all public universities and may perform audits of
5 selected public universities if determined necessary. The review
6 and audits shall be based upon the definitions, requirements, and
7 uniform reporting categories established by the state budget
8 director and the house and senate fiscal agencies in consultation
9 with the HEIDI advisory committee. The auditor general shall submit
10 a report of findings to the house and senate appropriations
11 committees and the state budget director no later than July 1,
12 2012.

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

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

19 (b) Student credit hours generated through distance learning
20 instruction for students not eligible for the public university's
21 in-state main campus resident tuition rate. However, in instances
22 where a student is enrolled in distance education and non-distance
23 education credit hours in a given term and the student's non-
24 distance education enrollment is at a campus or site located within
25 Michigan, student credit hours per the student's eligibility for
26 in-state or out-of-state tuition rates may be reported.

27 (c) Student credit hours generated through credit by

1 examination.

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

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

8 (i) Represent new options, fields, or concentrations within
9 existing programs.

10 (ii) Are consistent with the current institutional role and
11 mission.

12 (iii) Are accommodated within the continuing funding base of the
13 public university.

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

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

21 (3) The auditor general shall periodically audit higher
22 education institutional data inventory (HEIDI) data as submitted by
23 the public universities for compliance with the definitions
24 established by the state budget director in consultation with the
25 HEIDI advisory committee for the HEIDI database.

26 (4) "Distance learning instruction" as used in subsection (2)
27 means instruction that occurs solely in other than a traditional

1 classroom setting where the student and instructor are in the same
2 physical location and for which a student receives course credits
3 and is charged tuition and fees. Examples of distance learning
4 instruction are instruction delivered solely through the Internet,
5 cable television, teleconference, or mail.

6 Sec. 701a. (1) Pursuant to section 701(2)(e), public
7 universities may establish the following degree programs:

8 (a) Bachelor's degree programs:

9 Central Michigan University, Athletic Training, B.S.A.T.

10 Grand Valley State University, Comprehensive Science and Arts for
11 Teaching (CSAT), B.A./B.S.

12 Northern Michigan University, Fisheries and Wildlife Management,
13 B.S.

14 Northern Michigan University, German Studies, Baccalaureate

15 Oakland University, Bachelor of Liberal Studies, B.A.

16 University of Michigan-Dearborn, Bio-Engineering, B.S.E.

17 University of Michigan-Dearborn, Integrated Science, B.S.

18 University of Michigan-Flint, Economics, B.S.

19 University of Michigan-Flint, Energy and Sustainable Systems, B.S.

20 University of Michigan-Flint, English with a Specialization in
21 Linguistics, B.A.

22 Wayne State University, Astronomy, B.A.

23 Wayne State University, Biomedical Engineering, B.S.

24 (b) Master's degree programs:

25 Eastern Michigan University, Teaching - Secondary Mathematics, M.A.

26 Michigan State University, Education for the Health Professions,
27 M.A.

1 Michigan State University, Marketing Research, M.S.
 2 Oakland University, Clinical Nurse Leadership, M.S.N
 3 Oakland University, Master of Arts Communication, M.A.C
 4 Oakland University, Mechatronics, M.S.
 5 University of Michigan-Ann Arbor, Oral and Maxillofacial Pathology
 6 Program, M.S.
 7 University of Michigan-Flint, Master of Public Health, M.P.H.
 8 Wayne State University, Electric-Drive Vehicle Engineering, M.S.
 9 Western Michigan University, Engineering (Chemical), M.S.

10 (c) Doctoral degree programs:

11 Central Michigan University, Doctor of Medicine, M.D.
 12 Michigan Technological University, Environmental and Energy Policy,
 13 Ph.D.
 14 Michigan Technological University, Geophysics, Ph.D.
 15 Oakland University, Doctor of Medicine, M.D.
 16 University of Michigan-Ann Arbor, Doctor of Nursing Practice,
 17 D.N.P.
 18 University of Michigan-Ann Arbor, Doctoral Degree Granting Program
 19 in Cancer Biology, Doctoral
 20 University of Michigan-Dearborn, Education Specialist, Ed.S.
 21 University of Michigan-Flint, Doctor of Anesthesia Practice,
 22 Dr.A.P.
 23 University of Michigan-Flint, Doctor of Occupational Therapy,
 24 Dr.O.T.
 25 Western Michigan University, Engineering and Applied Sciences,
 26 Ph.D.

27 (2) The listing of degree programs in subsection (1) does not

1 constitute legislative intent to provide additional dollars for
2 those programs.

3 (3) When submitting the listing of new degree programs for
4 purposes of section 701(2)(e), the presidents council of state
5 universities shall also provide a listing of degree programs that
6 institutions of higher education will no longer offer in subsequent
7 academic years.

8 Sec. 702. The principal executive officer of each public
9 university receiving an appropriation under part 1 shall expend a
10 portion of the funds appropriated to that public university to make
11 a report to the auditor general, the senate and house fiscal
12 agencies, and the state budget director within 60 days after the
13 auditor general issues his or her report on the operation of the
14 institution. The public university's report shall specify all of
15 the following:

16 (a) The recommendations of the auditor general implemented by
17 the public university, including projected dates and resources
18 required, if any, to achieve compliance.

19 (b) The recommendations of the auditor general not implemented
20 by the public university or implemented by the public university as
21 modified.

22 (c) The rationale for not implementing a recommendation of the
23 auditor general or of implementing a recommendation as modified.

24 Sec. 708. The auditor general may conduct performance audits
25 of public universities receiving funds in part 1 during the fiscal
26 year ending September 30, 2012 as the auditor general considers
27 necessary.

1 Sec. 709. A public university receiving funds under part 1 and
2 also subject to the student right-to-know and campus security act,
3 Public Law 101-542, 104 Stat. 2381, shall make a copy of all
4 material prepared pursuant to the public information reporting
5 requirements under the crime awareness and campus security act of
6 1990, title II of the student right-to-know and campus security
7 act, Public Law 101-542, 104 Stat. 2381, available in electronic
8 Internet format on their websites.

9 Sec. 714. A public university receiving funds under this act
10 and also subject to the family educational rights and privacy act
11 (FERPA), 20 USC 1232g, 34 CFR part 99, shall, when requested,
12 provide information from the records of a student to any person or
13 persons to whom the student has authorized disclosure on a written
14 consent form pursuant to 34 CFR 99.30.

15 PART 2A

16 PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

17 FOR FISCAL YEAR 2012-2013

18 GENERAL SECTIONS

19 Sec. 1201. It is the intent of the legislature to provide
20 appropriations for the fiscal year ending on September 30, 2013 for
21 the line items listed in part 1. The fiscal year 2012-2013
22 appropriations are anticipated to be the same as those for fiscal
23 year 2011-2012, except that the line items will be adjusted for
24 changes in caseload and related costs, federal fund match rates,
25 economic factors, and available revenue. These adjustments will be

1 determined after the January 2012 consensus revenue estimating
2 conference. The January 2012 consensus revenue estimating
3 conference shall include estimates for fiscal year 2011-2012,
4 fiscal year 2012-2013, and fiscal year 2013-2014 for the following:

5 (a) State revenue.

6 (b) Prison population and correction expenditures.

7 (c) Annual percentage growth in the school aid basic
8 foundation allowance.

9 (d) Medicaid expenditures.

10 (e) Human service caseloads and expenditures.