

**SUBSTITUTE FOR
SENATE BILL NO. 94**

A bill to amend 1979 PA 94, entitled
"The state school aid act of 1979,"
by amending sections 201, 206, 207a, 207b, 207c, 209a, 210b, 220,
222, 223, 226d, 229, 229a, and 230 (MCL 388.1801, 388.1806,
388.1807a, 388.1807b, 388.1807c, 388.1809a, 388.1810b, 388.1820,
388.1822, 388.1823, 388.1826d, 388.1829, 388.1829a, and 388.1830),
sections 201, 206, 207a, 207b, 207c, 209a, 222, 223, 229, 229a, and
230 as amended and section 226d as added by 2020 PA 165, section
210b as amended by 2019 PA 52, and section 220 as amended by 2016
PA 249, and by adding sections 210g and 226f; and to repeal acts
and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 201. (1) Subject to the conditions set forth in this

article, the amounts listed in this section are appropriated for community colleges for the fiscal year ending September 30, ~~2021,~~ **2022**, from the funds indicated in this section. The following is a summary of the appropriations in this section **and section 201e**:

(a) The gross appropriation is ~~\$425,667,600.00.~~ **\$434,653,600.00**. After deducting total interdepartmental grants and intradepartmental transfers in the amount of \$0.00, the adjusted gross appropriation is ~~\$425,667,600.00.~~ **\$434,653,600.00**.

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

(i) Total federal revenues, \$0.00.

(ii) Total local revenues, \$0.00.

(iii) Total private revenues, \$0.00.

(iv) Total other state restricted revenues, ~~\$425,667,600.00.~~ **\$434,653,600.00**.

(v) State general fund/general purpose money, \$0.00.

(2) Subject to subsection (3), the amount appropriated for community college operations is ~~\$325,440,000.00,~~ **\$325,346,900.00**, allocated as follows:

(a) The appropriation for Alpena Community College is ~~\$5,767,500.00, \$5,753,300.00 for operations, \$0.00 for performance funding, and \$14,200.00 for costs incurred under the North American Indian tuition waiver.~~ **\$5,777,200.00, \$5,753,300.00 for operations, \$0.00 for performance funding, and \$23,900.00 for costs incurred under the North American Indian tuition waiver.**

(b) The appropriation for Bay de Noc Community College is ~~\$5,719,500.00, \$5,602,800.00 for operations, \$0.00 for performance funding, and \$116,700.00 for costs incurred under the North American Indian tuition waiver.~~ **\$5,714,400.00, \$5,602,800.00 for**

1 operations, \$0.00 for performance funding, and \$111,600.00 for
2 costs incurred under the North American Indian tuition waiver.

3 (c) The appropriation for Delta College is ~~\$15,208,200.00,~~
4 ~~\$15,160,500.00 for operations, \$0.00 for performance funding, and~~
5 ~~\$47,700.00 for costs incurred under the North American Indian~~
6 ~~tuition waiver.~~**\$15,220,600.00, \$15,160,500.00 for operations, \$0.00**
7 **for performance funding, and \$60,100.00 for costs incurred under**
8 **the North American Indian tuition waiver.**

9 (d) The appropriation for Glen Oaks Community College is
10 ~~\$2,651,200.00, \$2,651,200.00 for operations, \$0.00 for performance~~
11 ~~funding, and \$0.00 for costs incurred under the North American~~
12 ~~Indian tuition waiver.~~**\$2,651,200.00, \$2,651,200.00 for operations,**
13 **\$0.00 for performance funding, and \$0.00 for costs incurred under**
14 **the North American Indian tuition waiver.**

15 (e) The appropriation for Gogebic Community College is
16 ~~\$4,923,300.00, \$4,873,700.00 for operations, \$0.00 for performance~~
17 ~~funding, and \$49,600.00 for costs incurred under the North American~~
18 ~~Indian tuition waiver.~~**\$4,925,700.00, \$4,873,700.00 for operations,**
19 **\$0.00 for performance funding, and \$52,000.00 for costs incurred**
20 **under the North American Indian tuition waiver.**

21 (f) The appropriation for Grand Rapids Community College is
22 ~~\$19,007,000.00, \$18,773,100.00 for operations, \$0.00 for~~
23 ~~performance funding, and \$233,900.00 for costs incurred under the~~
24 ~~North American Indian tuition waiver.~~**\$18,971,700.00, \$18,773,100.00**
25 **for operations, \$0.00 for performance funding, and \$198,600.00 for**
26 **costs incurred under the North American Indian tuition waiver.**

27 (g) The appropriation for Henry Ford College is
28 ~~\$22,557,600.00, \$22,533,100.00 for operations, \$0.00 for~~
29 ~~performance funding, and \$24,500.00 for costs incurred under the~~

~~North American Indian tuition waiver.~~**\$22,548,100.00, \$22,533,100.00**
for operations, \$0.00 for performance funding, and \$15,000.00 for
costs incurred under the North American Indian tuition waiver.

(h) The appropriation for Jackson College is ~~\$12,814,200.00,~~
~~\$12,756,200.00 for operations, \$0.00 for performance funding, and~~
~~\$58,000.00 for costs incurred under the North American Indian~~
~~tuition waiver.~~**\$12,802,400.00, \$12,756,200.00 for operations, \$0.00**
for performance funding, and \$46,200.00 for costs incurred under
the North American Indian tuition waiver.

(i) The appropriation for Kalamazoo Valley Community College
is ~~\$13,163,700.00, \$13,099,900.00 for operations, \$0.00 for~~
~~performance funding, and \$63,800.00 for costs incurred under the~~
~~North American Indian tuition waiver.~~**\$13,186,000.00, \$13,099,900.00**
for operations, \$0.00 for performance funding, and \$86,100.00 for
costs incurred under the North American Indian tuition waiver.

(j) The appropriation for Kellogg Community College is
~~\$10,328,700.00, \$10,267,100.00 for operations, \$0.00 for~~
~~performance funding, and \$61,600.00 for costs incurred under the~~
~~North American Indian tuition waiver.~~**\$10,318,400.00, \$10,267,100.00**
for operations, \$0.00 for performance funding, and \$51,300.00 for
costs incurred under the North American Indian tuition waiver.

(k) The appropriation for Kirtland Community College is
~~\$3,394,800.00, \$3,358,400.00 for operations, \$0.00 for performance~~
~~funding, and \$36,400.00 for costs incurred under the North American~~
~~Indian tuition waiver.~~**\$3,364,900.00, \$3,358,400.00 for operations,**
\$0.00 for performance funding, and \$6,500.00 for costs incurred
under the North American Indian tuition waiver.

(l) The appropriation for Lake Michigan College is
~~\$5,711,300.00, \$5,702,700.00 for operations, \$0.00 for performance~~

1 ~~funding, and \$8,600.00 for costs incurred under the North American~~
2 ~~Indian tuition waiver.~~ **\$5,715,800.00, \$5,702,700.00 for operations,**
3 **\$0.00 for performance funding, and \$13,100.00 for costs incurred**
4 **under the North American Indian tuition waiver.**

5 (m) The appropriation for Lansing Community College is
6 ~~\$33,010,000.00, \$32,852,000.00 for operations, \$0.00 for~~
7 ~~performance funding, and \$158,000.00 for costs incurred under the~~
8 ~~North American Indian tuition waiver.~~ **\$32,974,700, \$32,852,000.00**
9 **for operations, \$0.00 for performance funding, and \$122,700.00 for**
10 **costs incurred under the North American Indian tuition waiver.**

11 (n) The appropriation for Macomb Community College is
12 ~~\$34,319,500.00, \$34,276,100.00 for operations, \$0.00 for~~
13 ~~performance funding, and \$43,400.00 for costs incurred under the~~
14 ~~North American Indian tuition waiver.~~ **\$34,299,400.00, \$34,276,100.00**
15 **for operations, \$0.00 for performance funding, and \$23,300.00 for**
16 **costs incurred under the North American Indian tuition waiver.**

17 (o) The appropriation for Mid Michigan Community College is
18 ~~\$5,309,200.00, \$5,184,400.00 for operations, \$0.00 for performance~~
19 ~~funding, and \$124,800.00 for costs incurred under the North~~
20 ~~American Indian tuition waiver.~~ **\$5,338,300.00, \$5,184,400.00 for**
21 **operations, \$0.00 for performance funding, and \$153,900.00 for**
22 **costs incurred under the North American Indian tuition waiver.**

23 (p) The appropriation for Monroe County Community College is
24 ~~\$4,746,700.00, \$4,746,200.00 for operations, \$0.00 for performance~~
25 ~~funding, and \$500.00 for costs incurred under the North American~~
26 ~~Indian tuition waiver.~~ **\$4,746,900.00, \$4,746,200.00 for operations,**
27 **\$0.00 for performance funding, and \$700.00 for costs incurred under**
28 **the North American Indian tuition waiver.**

29 (q) The appropriation for Montcalm Community College is

1 ~~\$3,577,700.00, \$3,570,600.00 for operations, \$0.00 for performance~~
2 ~~funding, and \$7,100.00 for costs incurred under the North American~~
3 ~~Indian tuition waiver.~~**\$3,575,400.00, \$3,570,600.00 for operations,**
4 **\$0.00 for performance funding, and \$4,800.00 for costs incurred**
5 **under the North American Indian tuition waiver.**

6 (r) The appropriation for C.S. Mott Community College is
7 ~~\$16,464,000.00, \$16,440,000.00 for operations, \$0.00 for~~
8 ~~performance funding, and \$24,000.00 for costs incurred under the~~
9 ~~North American Indian tuition waiver.~~**\$16,481,000.00, \$16,440,000.00**
10 **for operations, \$0.00 for performance funding, and \$41,000.00 for**
11 **costs incurred under the North American Indian tuition waiver.**

12 (s) The appropriation for Muskegon Community College is
13 ~~\$9,363,000.00, \$9,289,100.00 for operations, \$0.00 for performance~~
14 ~~funding, and \$73,900.00 for costs incurred under the North American~~
15 ~~Indian tuition waiver.~~**\$9,346,600.00, \$9,289,100.00 for operations,**
16 **\$0.00 for performance funding, and \$57,500.00 for costs incurred**
17 **under the North American Indian tuition waiver.**

18 (t) The appropriation for North Central Michigan College is
19 ~~\$3,562,700.00, \$3,389,300.00 for operations, \$0.00 for performance~~
20 ~~funding, and \$173,400.00 for costs incurred under the North~~
21 ~~American Indian tuition waiver.~~**\$3,570,500.00, \$3,389,300.00 for**
22 **operations, \$0.00 for performance funding, and \$181,200.00 for**
23 **costs incurred under the North American Indian tuition waiver.**

24 (u) The appropriation for Northwestern Michigan College is
25 ~~\$9,843,100.00, \$9,567,100.00 for operations, \$0.00 for performance~~
26 ~~funding, and \$276,000.00 for costs incurred under the North~~
27 ~~American Indian tuition waiver.~~**\$9,818,300.00, \$9,567,100.00 for**
28 **operations, \$0.00 for performance funding, and \$251,200.00 for**
29 **costs incurred under the North American Indian tuition waiver.**

1 (v) The appropriation for Oakland Community College is
2 ~~\$22,246,800.00, \$22,211,700.00 for operations, \$0.00 for~~
3 ~~performance funding, and \$35,100.00 for costs incurred under the~~
4 ~~North American Indian tuition waiver.~~**\$22,245,200.00, \$22,211,700.00**
5 **for operations, \$0.00 for performance funding, and \$33,500.00 for**
6 **costs incurred under the North American Indian tuition waiver.**

7 (w) The appropriation for Schoolcraft College is
8 ~~\$13,236,500.00, \$13,196,200.00 for operations, \$0.00 for~~
9 ~~performance funding, and \$40,300.00 for costs incurred under the~~
10 ~~North American Indian tuition waiver.~~**\$13,235,000.00, \$13,196,200.00**
11 **for operations, \$0.00 for performance funding, and \$38,800.00 for**
12 **costs incurred under the North American Indian tuition waiver.**

13 (x) The appropriation for Southwestern Michigan College is
14 ~~\$7,016,600.00, \$6,979,400.00 for operations, \$0.00 for performance~~
15 ~~funding, and \$37,200.00 for costs incurred under the North American~~
16 ~~Indian tuition waiver.~~**\$7,013,500.00, \$6,979,400.00 for operations,**
17 **\$0.00 for performance funding, and \$34,100.00 for costs incurred**
18 **under the North American Indian tuition waiver.**

19 (y) The appropriation for St. Clair County Community College
20 is ~~\$7,388,600.00, \$7,385,200.00 for operations, \$0.00 for~~
21 ~~performance funding, and \$3,400.00 for costs incurred under the~~
22 ~~North American Indian tuition waiver.~~**\$7,400,300.00, \$7,385,200.00**
23 **for operations, \$0.00 for performance funding, and \$15,100.00 for**
24 **costs incurred under the North American Indian tuition waiver.**

25 (z) The appropriation for Washtenaw Community College is
26 ~~\$13,888,200.00, \$13,855,900.00 for operations, \$0.00 for~~
27 ~~performance funding, and \$32,300.00 for costs incurred under the~~
28 ~~North American Indian tuition waiver.~~**\$13,891,200.00, \$13,855,900.00**
29 **for operations, \$0.00 for performance funding, and \$35,300.00 for**

costs incurred under the North American Indian tuition waiver.

(aa) The appropriation for Wayne County Community College is ~~\$17,608,300.00, \$17,593,400.00 for operations, \$0.00 for performance funding, and \$14,900.00 for costs incurred under the North American Indian tuition waiver.~~ **\$17,608,400.00, \$17,593,400.00 for operations, \$0.00 for performance funding, and \$15,000.00 for costs incurred under the North American Indian tuition waiver.**

(bb) The appropriation for West Shore Community College is ~~\$2,612,100.00, \$2,585,600.00 for operations, \$0.00 for performance funding, and \$26,500.00 for costs incurred under the North American Indian tuition waiver.~~ **\$2,605,800.00, \$2,585,600.00 for operations, \$0.00 for performance funding, and \$20,200.00 for costs incurred under the North American Indian tuition waiver.**

(3) The amount appropriated in subsection (2) for community college operations is ~~\$325,440,000.00~~ **\$325,346,900.00** and is appropriated from the state school aid fund.

(4) From the appropriations described in subsection (1), both of the following apply:

(a) Subject to section 207a, the amount appropriated for fiscal year ~~2020-2021~~ **2021-2022** to offset certain fiscal year ~~2020-2021~~ **2021-2022** retirement contributions is \$1,733,600.00, appropriated from the state school aid fund.

(b) For fiscal year ~~2020-2021~~ **2021-2022**, there is allocated an amount not to exceed ~~\$12,394,000.00~~ **\$11,700,000.00** for payments to participating community colleges, appropriated from the state school aid fund. A community college that receives money under this subdivision shall use that money solely for the purpose of offsetting the normal cost contribution rate.

(5) From the appropriations described in subsection (1),

subject to section 207b, the amount appropriated for payments to community colleges that are participating entities of the retirement system is ~~\$83,900,000.00~~ **\$87,200,000.00** appropriated from the state school aid fund.

(6) From the appropriations described in subsection (1), subject to section 207c, the amount appropriated for renaissance zone tax reimbursements is \$2,200,000.00, appropriated from the state school aid fund. Each community college receiving funds in this subsection shall accrue these payments to its institutional fiscal year ending June 30, ~~2021~~ **2022**.

Sec. 201e. (1) In addition to the funds appropriated under section 201(2) for community college operations, for the fiscal year ending September 30, 2022 only, there is appropriated an amount not to exceed \$6,473,100.00 from the state school aid fund for operational support payments. These funds are intended to be used for the same purposes as the funds appropriated under section 201(2) for community college operations.

(2) From the amount appropriated under subsection (1), each community college is allocated the following:

- (a) Alpena Community College, \$106,800.00.**
- (b) Bay de Noc Community College, \$116,000.00.**
- (c) Delta College, \$286,800.00.**
- (d) Glen Oaks Community College, \$66,700.00.**
- (e) Gogebic Community College, \$84,700.00.**
- (f) Grand Rapids Community College, \$443,000.00.**
- (g) Henry Ford College, \$411,600.00.**
- (h) Jackson College, \$219,800.00.**
- (i) Kalamazoo Valley Community College, \$268,700.00.**
- (j) Kellogg Community College, \$201,500.00.**

- (k) Kirtland Community College, \$78,300.00.
- (l) Lake Michigan College, \$104,800.00.
- (m) Lansing Community College, \$561,100.00.
- (n) Macomb Community College, \$660,500.00.
- (o) Mid Michigan Community College, \$116,400.00.
- (p) Monroe County Community College, \$102,400.00.
- (q) Montcalm Community College, \$74,600.00.
- (r) C.S. Mott Community College, \$285,000.00.
- (s) Muskegon Community College, \$170,100.00.
- (t) North Central Michigan College, \$84,400.00.
- (u) Northwestern Michigan College, \$177,100.00.
- (v) Oakland Community College, \$480,100.00.
- (w) Schoolcraft College, \$303,500.00.
- (x) Southwestern Michigan College, \$136,800.00.
- (y) St. Clair County Community College, \$156,700.00.
- (z) Washtenaw Community College, \$378,700.00.
- (aa) Wayne County Community College, \$347,400.00.
- (bb) West Shore Community College, \$49,600.00.

Sec. 206. (1) ~~The~~ **Except for the funds appropriated in section 201(4) (b), the** funds appropriated in section 201 **and section 201e** are appropriated for community colleges with fiscal years ending June 30, ~~2021-2022~~ and shall be paid out of the state treasury and distributed by the state treasurer to the respective community colleges in 11 monthly installments on the sixteenth of each month, or the next succeeding business day, beginning with October 16, ~~2020-2021~~. Each community college shall accrue its July and August ~~2021-2022~~ payments to its institutional fiscal year ending June 30, ~~2021-2022~~.

(2) **The funds appropriated in section 201(4) (b) are**

1 appropriated for community colleges with fiscal years ending June
 2 30, 2022 and shall be distributed to the respective community
 3 colleges in quarterly installments on the sixteenth of each
 4 November, February, May, and August. Each community college shall
 5 accrue its August 2022 payments to its institutional fiscal year
 6 ending June 30, 2022.

7 (3) ~~(2)~~ If the state budget director determines that a
 8 community college failed to submit any of the **following** information
 9 ~~described in subdivisions (a) to (f) in the form and manner~~
 10 specified by the center, the state treasurer shall, subject to
 11 ~~subdivision (g),~~ **subsection (4)**, withhold the monthly installments
 12 from that community college until those data are submitted:

13 (a) The Michigan community colleges verified data inventory
 14 data for the preceding academic year to the center by the first
 15 business day of ~~December for fiscal year 2020-2021 and the first~~
 16 ~~business day of~~ November of each year ~~thereafter~~ as specified in
 17 section 217.

18 (b) The college credit opportunity data set as specified in
 19 section 209.

20 (c) The longitudinal data set for the preceding academic year
 21 to the center as specified in section 219.

22 (d) The annual independent audit as specified in section 222.

23 (e) Tuition and mandatory fees information for the current
 24 academic year as specified in section 225.

25 (f) The number and type of associate degrees and other
 26 certificates awarded during the previous academic year as specified
 27 in section 226.

28 (4) ~~(g)~~ The state budget director shall notify the chairs of
 29 the house and senate appropriations subcommittees on community

1 colleges at least 10 days before withholding funds from any
 2 community college **under subsection (3)**.

3 Sec. 207a. ~~All of the~~ **The** following apply to the allocation of
 4 the fiscal year ~~2020-2021~~ **2021-2022** appropriations described in
 5 section 201(4):

6 (a) A community college that receives money under section
 7 201(4) shall use that money solely for the purpose of offsetting a
 8 portion of the retirement contributions owed by the college for
 9 that fiscal year.

10 (b) The amount allocated to each participating community
 11 college under section ~~201(4)~~ **201(4) (a)** shall be based on each
 12 college's percentage of the total covered payroll for all community
 13 colleges that are participating colleges in the immediately
 14 preceding fiscal year.

15 (c) **The amount allocated to each participating community**
 16 **college under section 201(4) (b) shall be based on each college's**
 17 **reported quarterly payroll for members for the current fiscal year.**

18 Sec. 207b. All of the following apply to the allocation of the
 19 fiscal year ~~2020-2021~~ **2021-2022** appropriations described in section
 20 201(5) for payments to community colleges that are participating
 21 entities of the retirement system:

22 (a) The amount of a payment under section 201(5) shall be the
 23 difference between the unfunded actuarial accrued liability
 24 contribution rate as calculated under section 41 of the public
 25 school employees retirement act of 1979, 1980 PA 300, MCL 38.1341,
 26 as calculated without taking into account the maximum employer rate
 27 of 20.96% included in section 41 of the public school employees
 28 retirement act of 1979, 1980 PA 300, MCL 38.1341, and the maximum
 29 employer rate of 20.96% under section 41 of the public school

employees retirement act of 1979, 1980 PA 300, MCL 38.1341.

(b) The amount allocated to each community college under section 201(5) shall be based on each community college's percentage of the total covered payroll for all community colleges that are participating colleges in the immediately preceding fiscal year. A community college that receives funds under this subdivision shall use the funds solely for the purpose of retirement contributions under section 201(5).

(c) Each participating college that receives funds under section 201(5) shall forward an amount equal to the amount allocated under subdivision (b) to the retirement system in a form and manner determined by the retirement system.

Sec. 207c. All of the following apply to the allocation of the appropriations described in section 201(6) to community colleges described in section 12(3) of the Michigan renaissance zone act, 1996 PA 376, MCL 125.2692:

(a) The amount allocated to each community college under section 201(6) for fiscal year ~~2020-2021~~**2021-2022** shall be based on that community college's proportion of total revenue lost by community colleges as a result of the exemption of property taxes levied in ~~2020-2021~~ under the Michigan renaissance zone act, 1996 PA 376, MCL 125.2681 to 125.2696.

(b) The appropriations described in section 201(6) shall be made to each eligible community college within 60 days after the department of treasury certifies to the state budget director that it has received all necessary information to properly determine the amounts payable to each eligible community college under section 12 of the Michigan renaissance zone act, 1996 PA 376, MCL 125.2692.

Sec. 209a. (1) A public community college shall develop,

1 maintain, and update a "campus safety information and resources"
2 link, prominently displayed on the homepage of its website, to a
3 section of its website containing all of the information required
4 under subsection (2).

5 (2) The "campus safety information and resources" section of a
6 public community college's website shall include, but not be
7 limited to, all of the following information:

8 (a) Emergency contact numbers for police, fire, health, and
9 other services.

10 (b) Hours, locations, phone numbers, and electronic mail
11 contacts for campus public safety offices and title IX offices.

12 (c) A list of safety and security services provided by the
13 community college, including transportation, escort services,
14 building surveillance, anonymous tip lines, and other available
15 security services.

16 (d) A public community college's policies applicable to minors
17 on community college property.

18 (e) A directory of resources available at the community
19 college or surrounding community for students or employees who are
20 survivors of sexual assault or sexual abuse.

21 (f) An electronic copy of "A Resource Handbook for Campus
22 Sexual Assault Survivors, Friends and Family", published in 2018.

23 (g) Campus security policies and crime statistics pursuant to
24 the student right-to-know and campus security act, Public Law 101-
25 542, 104 Stat 2381. Information shall include all material prepared
26 pursuant to the public information reporting requirements under the
27 crime awareness and campus security act of 1990, title II of the
28 student right-to-know and campus security act, Public Law 101-542,
29 104 Stat 2381.

(3) A community college shall certify to the state budget director by October 1, ~~2020~~**2021** that it is in compliance with this section. The state budget director may withhold a public community college's monthly installments described in section 206 until the public community college complies with this section.

Sec. 210b. By March 1 of each year, the Michigan Community College Association and the Michigan Association of State Universities shall submit a report to the senate and house appropriations subcommittees on community colleges, the senate and house fiscal agencies, and the state budget director on the activities and programs ~~of the transfer steering committee~~**focused on improving transfer student outcomes** since March 1 of the previous year, including all of the following:

(a) The ~~alignment of learning outcomes in gateway~~**direct transferability of** mathematics **gateway** courses ~~in the quantitative reasoning, college algebra, and statistics pathways and the transferability of mathematics gateway courses between and among~~ community colleges and universities.

(b) The ~~development of program-specific, statewide transfer pathways that meet program requirements for both associate and bachelor's degree programs.~~**implementation of MiTransfer pathways.**

(c) The ~~development of an enhanced online communication tool to share information about postsecondary options in Michigan, course equivalencies, and transfer pathways that are clearly articulated.~~**progress on increasing participation in MiTransfer pathways among community colleges and public universities.**

(d) The ~~establishment of clear timelines for developing and implementing transfer pathways.~~**implementation of the Michigan Transfer Network at mitransfer.org.**

1 (e) A progress report on the implementation of the Michigan
2 transfer agreement.

3 **Sec. 210g. By November 1 of each year, each community college**
4 **seeking an articulation agreement with a university for a bachelor**
5 **of science in nursing program shall produce a summary of efforts**
6 **made to establish an articulation agreement with any public or**
7 **independent university in this state, including, but not limited**
8 **to, the number of universities contacted, the number of**
9 **articulation agreements confirmed, and limitations to confirming an**
10 **articulation agreement if they exist. Each community college shall**
11 **submit this summary to the house and senate appropriations**
12 **subcommittees on community colleges, the house and senate fiscal**
13 **agencies, and the state budget director, as applicable.**

14 **Sec. 220. (1) ~~The~~ As provided for under section 1 of 2003 PA**
15 **1, MCL 13.101, pursuant to section 53 of article IV of the state**
16 **constitution of 1963, the** auditor general or a certified public
17 accountant appointed by the auditor general may conduct performance
18 audits of community colleges as the auditor general considers
19 necessary.

20 (2) Within 60 days after an audit report is released by the
21 office of the auditor general, the principal executive officer of
22 the community college that was audited shall submit to the house
23 and senate appropriations committees, the house and senate fiscal
24 agencies, the auditor general, and the state budget director a plan
25 to comply with audit recommendations. The plan shall contain
26 projected dates and resources required, if any, to achieve
27 compliance with the audit recommendations, or a documented
28 explanation of the college's noncompliance with the audit
29 recommendations concerning the matters on which the audited

1 community college and office of the auditor general disagree.

2 Sec. 222. Each community college shall have an annual audit of
3 all income and expenditures performed by an independent auditor and
4 shall furnish the independent auditor's management letter and an
5 annual audited accounting of all general and current funds income
6 and expenditures including audits of college foundations to the
7 center before ~~December 15 for fiscal year 2020-2021 and~~ November 15
8 of each year. ~~thereafter.~~ The center shall provide this information
9 to members of the senate and house appropriations subcommittees on
10 community colleges, the senate and house fiscal agencies, the
11 auditor general, the department of labor and economic opportunity,
12 and the state budget director. If a community college fails to
13 furnish the audit materials, the monthly state aid installments
14 shall be withheld from that college until the information is
15 submitted. All reporting shall conform to the requirements set
16 forth in the "2001 Manual for Uniform Financial Reporting, Michigan
17 Public Community Colleges". A community college shall make the
18 information the community college is required to provide under this
19 section available to the public on its website.

20 Sec. 223. (1) By January 15 of each year, the department of
21 civil rights shall ~~annually~~ submit to the state budget director,
22 the house and senate appropriations subcommittees on community
23 colleges, and the house and senate fiscal agencies a report on
24 North American Indian tuition waivers for the preceding academic
25 year that includes, but is not limited to, all of the following
26 information:

27 (a) The number of waiver applications received and the number
28 of waiver applications approved.

29 (b) For each community college submitting information under

1 subsection (2), all of the following:

2 (i) The number of North American Indian students enrolled each
3 term for the previous academic year.

4 (ii) The number of North American Indian waivers granted each
5 term, including continuing education students, and the monetary
6 value of the waivers for the previous academic year.

7 (iii) The number of students attending under a North American
8 Indian tuition waiver who withdrew from the college each term
9 during the previous academic year. For purposes of this
10 subparagraph, a withdrawal occurs when a student who has been
11 awarded the waiver withdraws from the institution at any point
12 during the term, regardless of enrollment in subsequent terms.

13 (iv) The number of students attending under a North American
14 Indian tuition waiver who successfully complete a degree or
15 certificate program, separated by degree or certificate level, and
16 the graduation rate for students attending under a North American
17 Indian tuition waiver who complete a degree or certificate within
18 150% of the normal time to complete, separated by the level of the
19 degree or certificate.

20 (2) ~~A~~**By January 1 of each year, a** community college that
21 receives funds under section 201 or a tribal institution that
22 receives funding for the North American Indian tuition waiver shall
23 provide to the department of civil rights any information necessary
24 for preparing the report described in subsection (1), using
25 guidelines and procedures developed by the department of civil
26 rights.

27 (3) The department of civil rights may consolidate the report
28 required under this section with the report required under section
29 268, but a consolidated report must separately identify data for

1 universities and data for community colleges.

2 Sec. 226d. (1) ~~By February 1, 2021, each community college~~
3 ~~shall submit to the senate and house appropriations subcommittees~~
4 ~~on community colleges, the senate and house fiscal agencies, and~~
5 ~~the state budget director a report on activities related to~~
6 ~~strategic planning and internal assessment or reassessment to best~~
7 ~~provide for open and free expression and speech, while protecting~~
8 ~~students from hate speech, violence, and discrimination. It is the~~
9 ~~intent of the legislature that each community college adopt an~~
10 ~~advocacy policy applicable to faculty, staff, students, student~~
11 ~~employees, visitors, and contractors by January 1, 2022 and comply~~
12 ~~with all other requirements of this section.~~

13 (2) An advocacy policy established under subsection (1) should
14 include, but is not limited to, policies for distribution and self-
15 distribution of printed political or advocacy materials related to
16 First Amendment activities and political demonstrating. The policy
17 should include a process for filing a complaint or reporting a
18 violation of the advocacy policy and identify the community college
19 staff responsible for investigating complaints and violations. The
20 advocacy policy should include the effective date and be posted on
21 the community college's website.

22 (3) Each community college shall report to the senate and
23 house appropriations subcommittees on higher education, the senate
24 and house fiscal agencies, and the state budget director the number
25 of complaints, the number of substantiated violations, and the
26 consequences or actions taken by the college in response to
27 substantiated violations by August 31, 2022.

28 Sec. 226f. (1) From the funds appropriated in section 201, a
29 community college may establish and operate a pregnant and

1 parenting student services office. If established, an office shall
2 meet all of the following:

3 (a) Be located on the campus of the community college.

4 (b) Annually assess the performance of the community college
5 and the office in meeting all of the following needs of students on
6 campus who are pregnant or who are a custodial parent or legal
7 guardian of a minor:

8 (i) Comprehensive student health care.

9 (ii) Family housing.

10 (iii) Child care.

11 (iv) Flexible or alternative academic scheduling.

12 (v) Education concerning responsible parenting for mothers and
13 fathers.

14 (c) Identify public and private service providers qualified to
15 meet the needs described in subdivision (b), both on campus and
16 within the local community, and establish programs with qualified
17 providers it selects to meet those needs.

18 (d) Assist students in locating and obtaining services that
19 meet 1 or more of the needs described in subdivision (b).

20 (e) If appropriate, provide referrals on prenatal care and
21 delivery, infant or foster care, adoption, and family planning, to
22 individual students who request that information. An office shall
23 not provide referrals for abortion services.

24 (2) By December 1, 2022, a community college that establishes
25 a pregnant and parenting student services office shall report to
26 the house and senate appropriations subcommittees on community
27 colleges, the house and senate fiscal agencies, and the state
28 budget director all of the following:

29 (a) An itemized list of office expenditures during the

1 preceding fiscal year.

2 (b) A review and evaluation of the performance of the office
3 in fulfilling its obligations under this section.

4 (c) The number of students served by the office.

5 Sec. 229. (1) Each community college that receives an
6 appropriation in section 201 is expected to include in its
7 admission application process a specific question as to whether an
8 applicant for admission has ever served or is currently serving in
9 the United States Armed Forces or is the spouse or dependent of an
10 individual who has served or is currently serving in the United
11 States Armed Forces, in order to more quickly identify potential
12 educational assistance available to that applicant.

13 (2) It is expected that each ~~public~~-community college that
14 receives an appropriation in section 201 shall work with the house
15 and senate community college subcommittees, the Michigan Community
16 College Association, and veterans groups to review the issue of in-
17 district tuition for veterans of this state when determining
18 tuition rates and fees.

19 (3) Each community college that receives an appropriation in
20 section 201 is expected to provide reasonable programming and
21 scheduling accommodations necessary to facilitate a student's
22 military, national guard, or military reserves duties and training
23 obligations.

24 (4) As used in this section, "veteran" means an honorably
25 discharged veteran entitled to educational assistance under ~~the~~
26 ~~provisions of~~ section 5003 of the post-911 veterans educational
27 assistance act of 2008, 38 USC 3301 to 3327.

28 Sec. 229a. Included in the fiscal year ~~2020-2021~~**2021-2022**
29 appropriations for the department of technology, management, and

budget are appropriations totaling ~~\$35,696,200.00~~ **\$32,681,600.00** to provide funding for the state share of costs for previously constructed capital projects for community colleges. Those appropriations for state building authority rent represent additional state general fund support for community colleges, and the following is an estimate of the amount of that support to each community college:

- (a) Alpena Community College, ~~\$701,800.00~~ **\$933,000.00.**
- (b) Bay de Noc Community College, ~~\$686,600.00~~ **\$538,000.00.**
- (c) Delta College, ~~\$3,845,000.00~~ **\$2,706,700.00.**
- (d) Glen Oaks Community College, ~~\$124,700.00~~ **\$128,500.00.**
- (e) Gogebic Community College, ~~\$56,800.00~~ **\$58,500.00.**
- (f) Grand Rapids Community College,
~~\$2,604,800.00~~ **\$1,210,000.00.**
- (g) Henry Ford College, ~~\$1,042,600.00~~ **\$1,073,900.00.**
- (h) Jackson College, ~~\$2,194,800.00~~ **\$2,260,600.00.**
- (i) Kalamazoo Valley Community College,
~~\$1,969,600.00~~ **\$2,028,700.00.**
- (j) Kellogg Community College, ~~\$688,600.00~~ **\$709,300.00.**
- (k) Kirtland Community College, ~~\$228,200.00~~ **\$235,000.00.**
- (l) Lake Michigan College, ~~\$1,032,500.00~~ **\$1,009,100.00.**
- (m) Lansing Community College, ~~\$1,157,200.00~~ **\$1,191,900.00.**
- (n) Macomb Community College, ~~\$1,672,400.00~~ **\$1,722,600.00.**
- (o) Mid Michigan Community College,
~~\$1,637,900.00~~ **\$1,687,100.00.**
- (p) Monroe County Community College,
~~\$1,585,200.00~~ **\$1,608,700.00.**
- (q) Montcalm Community College, ~~\$984,800.00~~ **\$465,900.00.**
- (r) C.S. Mott Community College, ~~\$2,157,600.00~~ **\$2,196,900.00.**

1 (s) Muskegon Community College, ~~\$996,000.00~~ **\$1,025,800.00.**
 2 (t) North Central Michigan College, ~~\$694,700.00~~ **\$502,500.00.**
 3 (u) Northwestern Michigan College,
 4 ~~\$1,857,000.00~~ **\$1,866,800.00.**
 5 (v) Oakland Community College, ~~\$471,600.00~~ **\$0.00.**
 6 (w) Schoolcraft College, ~~\$1,770,800.00~~ **\$1,824,000.00.**
 7 (x) Southwestern Michigan College, ~~\$834,200.00~~ **\$859,200.00.**
 8 (y) St. Clair County Community College,
 9 ~~\$758,600.00~~ **\$750,100.00.**
 10 (z) Washtenaw Community College, ~~\$1,699,800.00~~ **\$1,792,600.00.**
 11 (aa) Wayne County Community College,
 12 ~~\$1,482,800.00~~ **\$1,527,300.00.**
 13 (bb) West Shore Community College, ~~\$759,600.00~~ **\$768,900.00.**
 14 Sec. 230. (1) With the exception of fiscal ~~year~~ **years** 2020-
 15 2021 **and 2021-2022, and subject to subsections (4) and (5),** money
 16 included in the appropriations for community college operations
 17 under section 201(2) for performance funding is distributed based
 18 on the following formula:
 19 (a) Allocated proportionate to fiscal year ~~2018-2019~~ **2020-2021**
 20 base appropriations, 30%.
 21 (b) Based on a weighted student contact hour formula as
 22 provided for in the 2016 recommendations of the performance
 23 indicators task force, 30%.
 24 (c) Based on the performance improvement as provided for in
 25 the 2016 recommendations of the performance indicators task force
 26 and based on data provided by the center, 10%.
 27 (d) Based on the performance completion number as provided for
 28 in the 2016 recommendations of the performance indicators task
 29 force, 10%.

(e) Based on the performance completion rate as provided for in the 2016 recommendations of the performance indicators task force and based on data provided by the center, 10%.

(f) Based on administrative costs, 5%.

(g) Based on the local strategic value component, as developed in cooperation with the Michigan Community College Association and described in subsection (2), 5%.

(2) Money included in the appropriations for community college operations under section 201(2) for local strategic value shall be allocated to each community college that certifies to the state budget director, through a board of trustees resolution on or before October 15, ~~2020~~, **2021**, that the college has met 4 out of 5 best practices listed in each category described in subsection (3). The resolution shall provide specifics as to how the community college meets each best practice measure within each category. One-third of funding available under the strategic value component shall be allocated to each category described in subsection (3). Amounts distributed under local strategic value shall be on a proportionate basis to each college's fiscal year ~~2019-2020-2020-~~ **2021** operations funding. Payments to community colleges that qualify for local strategic value funding shall be distributed with the November installment payment described in section 206.

(3) For purposes of subsection (2), the following categories of best practices reflect functional activities of community colleges that have strategic value to the local communities and regional economies:

(a) For Category A, economic development and business or industry partnerships, the following:

(i) The community college has active partnerships with local

1 employers including hospitals and health care providers.

2 (ii) The community college provides customized on-site training
3 for area companies, employees, or both.

4 (iii) The community college supports entrepreneurship through a
5 small business assistance center or other training or consulting
6 activities targeted toward small businesses.

7 (iv) The community college supports technological advancement
8 through industry partnerships, incubation activities, or operation
9 of a Michigan technical education center or other advanced
10 technology center.

11 (v) The community college has active partnerships with local
12 or regional workforce and economic development agencies.

13 (b) For Category B, educational partnerships, the following:

14 (i) The community college has active partnerships with regional
15 high schools, intermediate school districts, and career-tech
16 centers to provide instruction through dual enrollment, concurrent
17 enrollment, direct credit, middle college, or academy programs.

18 (ii) The community college hosts, sponsors, or participates in
19 enrichment programs for area K-12 students, such as college days,
20 summer or after-school programming, or Science Olympiad.

21 (iii) The community college provides, supports, or participates
22 in programming to promote successful transitions to college for
23 traditional age students, including grant programs such as talent
24 search, upward bound, or other activities to promote college
25 readiness in area high schools and community centers.

26 (iv) The community college provides, supports, or participates
27 in programming to promote successful transitions to college for new
28 or reentering adult students, such as adult basic education, a high
29 school equivalency test preparation program and testing, or

1 recruiting, advising, or orientation activities specific to adults.
2 As used in this subparagraph, "high school equivalency test
3 preparation program" means that term as defined in section 4.

4 (v) The community college has active partnerships with
5 regional 4-year colleges and universities to promote successful
6 transfer, such as articulation, 2+2, or reverse transfer agreements
7 or operation of a university center.

8 (c) For Category C, community services, the following:

9 (i) The community college provides continuing education
10 programming for leisure, wellness, personal enrichment, or
11 professional development.

12 (ii) The community college operates or sponsors opportunities
13 for community members to engage in activities that promote leisure,
14 wellness, cultural or personal enrichment such as community sports
15 teams, theater or musical ensembles, or artist guilds.

16 (iii) The community college operates public facilities to
17 promote cultural, educational, or personal enrichment for community
18 members, such as libraries, computer labs, performing arts centers,
19 museums, art galleries, or television or radio stations.

20 (iv) The community college operates public facilities to
21 promote leisure or wellness activities for community members,
22 including gymnasiums, athletic fields, tennis courts, fitness
23 centers, hiking or biking trails, or natural areas.

24 (v) The community college promotes, sponsors, or hosts
25 community service activities for students, staff, or community
26 members.

27 (4) Payments for performance funding under section 201(2)
28 shall be made to a community college only if that community college
29 actively participates in the Michigan Transfer Network sponsored by

1 the Michigan Association of Collegiate Registrars and Admissions
2 Officers and submits timely updates, including updated course
3 equivalencies at least every 6 months, to the Michigan transfer
4 network. The state budget director shall determine if a community
5 college has not satisfied this requirement. The state budget
6 director may withhold payments for performance funding until a
7 community college is in compliance with this ~~section~~-subsection.

8 **(5) Payments for performance funding under section 201(2) for**
9 **fiscal year 2021-2022 shall be made to a community college only if**
10 **the community college will not adopt an increase in tuition and fee**
11 **rates for in-district students for the 2021-2022 academic year that**
12 **is greater than 4.2%. The state budget director shall have the sole**
13 **authority to determine if a community college has met the**
14 **requirements of this subsection. As used in this subsection:**

15 **(a) "Fee" means any board-authorized fee that will be paid by**
16 **more than 1/2 of all in-district students at least once during**
17 **their enrollment at a community college. A community college**
18 **increasing a fee that applies to a specific subset of students or**
19 **courses shall provide sufficient information to prove that the**
20 **increase applied to that subset will not cause the increase in the**
21 **average amount of board-authorized total tuition and fees paid by**
22 **in-district students in the 2021-2022 academic year to exceed the**
23 **limit established in this subsection.**

24 **(b) "Tuition and fee rate" means the average of full-time**
25 **rates paid by a majority of students in each class, based on an**
26 **unweighted average of the rates authorized by the community college**
27 **board and actually charged to students, deducting any uniformly**
28 **rebated or refunded amounts, for the 2 semesters with the highest**
29 **levels of full-time equated in-district enrollment during the**

1 **academic year.**

2 Enacting section 1. In accordance with section 30 of article
3 IX of the state constitution of 1963, total state spending from
4 state sources for community colleges for fiscal year 2021-2022
5 under article II of the state school aid act of 1979, 1979 PA 94,
6 MCL 388.1801 to 388.1830, is estimated at \$434,653,600.00 and the
7 amount of that state spending from state sources to be paid to
8 local units of government for fiscal year 2021-2022 is estimated at
9 \$434,653,600.00.

10 Enacting section 2. Sections 212, 226b, and 226e of the state
11 school aid act of 1979, 1979 PA 94, MCL 388.1812, 388.1826b, and
12 388.1826e, are repealed effective October 1, 2021.

13 Enacting section 3. This amendatory act takes effect October
14 1, 2021.