



**FY 2020-21 HIGHER EDUCATION BUDGET
BOILERPLATE DECISION DOCUMENT**

Executive Recommendation



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

GENERAL SECTIONS

FY 2020-21 Appropriations

Sec. 236. (1) Subject to the conditions set forth in this article, the amounts listed in this section are appropriated for higher education for the fiscal year ending September 30, 2020, from the funds indicated in this section. The following is a summary of the appropriations in this section:

(a) The gross appropriation is \$1,691,395,000.00. After deducting total interdepartmental grants and intradepartmental transfers in the amount of \$0.00, the adjusted gross appropriation is \$1,691,395,000.00.

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

- (i) Total federal revenues, \$134,026,400.00.
- (ii) Total local revenues, \$0.00.
- (iii) Total private revenues, \$0.00.
- (iv) Total other state restricted revenues, \$349,419,300.00.
- (v) State general fund/general purpose money, \$1,207,949,300.00.

See Summary document for updated amounts



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(2) Amounts appropriated for public universities are as follows:
 (a) The appropriation for Central Michigan University is \$89,227,800.00, \$87,096,900.00 for operations, \$532,800.00 for performance funding, and \$1,598,100.00 for costs incurred under the North American Indian tuition waiver.
 (b) The appropriation for Eastern Michigan University is \$77,556,000.00, \$76,816,500.00 for operations, \$437,200.00 for performance funding, and \$302,300.00 for costs incurred under the North American Indian tuition waiver.
 (c) The appropriation for Ferris State University is \$56,032,800.00, \$54,732,400.00 for operations, \$293,100.00 for performance funding, and \$1,007,300.00 for costs incurred under the North American Indian tuition waiver.
 (d) The appropriation for Grand Valley State University is \$73,388,500.00, \$71,780,400.00 for operations, \$533,100.00 for performance funding, and \$1,075,000.00 for costs incurred under the North American Indian tuition waiver.
 (e) The appropriation for Lake Superior State University is \$14,361,000.00, \$13,349,300.00 for operations, \$57,700.00 for performance funding, and \$954,000.00 for costs incurred under the North American Indian tuition waiver.
 (f) The appropriation for Michigan State University is \$353,872,800.00, \$285,805,100.00 for operations, \$1,526,600.00 for performance funding, \$1,467,700.00 for costs incurred under the North American Indian tuition waiver, \$34,937,300.00 for MSU AgBioResearch, and \$30,136,100.00 for MSU Extension.
 (g) The appropriation for Michigan Technological University is \$50,568,100.00, \$49,835,300.00 for operations, \$266,300.00 for performance funding, and \$466,500.00 for costs incurred under the North American Indian tuition waiver.

See Summary document for updated amounts



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

See Summary document for updated amounts

(h) The appropriation for Northern Michigan University is \$48,909,100.00, \$47,576,200.00 for operations, \$232,900.00 for performance funding, and \$1,100,000.00 for costs incurred under the North American Indian tuition waiver.

(i) The appropriation for Oakland University is \$53,432,500.00, \$52,719,900.00 for operations, \$427,500.00 for performance funding, and \$285,100.00 for costs incurred under the North American Indian tuition waiver.

(j) The appropriation for Saginaw Valley State University is \$30,807,700.00, \$30,456,500.00 for operations, \$127,300.00 for performance funding, and \$223,900.00 for costs incurred under the North American Indian tuition waiver.

(k) The appropriation for University of Michigan – Ann Arbor is \$322,773,600.00, \$320,255,800.00 for operations, \$1,714,300.00 for performance funding, and \$803,500.00 for costs incurred under the North American Indian tuition waiver.

(l) The appropriation for University of Michigan – Dearborn is \$26,327,200.00, \$25,986,400.00 for operations, \$180,600.00 for performance funding, and \$160,200.00 for costs incurred under the North American Indian tuition waiver.

(m) The appropriation for University of Michigan – Flint is \$23,893,200.00, \$23,493,800.00 for operations, \$122,400.00 for performance funding, and \$277,000.00 for costs incurred under the North American Indian tuition waiver.

(n) The appropriation for Wayne State University is \$203,413,900.00, \$202,112,700.00 for operations, \$884,000.00 for performance funding, and \$417,200.00 for costs incurred under the North American Indian tuition waiver.

(o) The appropriation for Western Michigan University is \$112,290,100.00, \$110,976,000.00 for operations, \$546,200.00 for performance funding, and \$767,900.00 for costs incurred under the North American Indian tuition waiver.



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(3) The amount appropriated in subsection (2) for public universities is \$1,536,854,300.00, appropriated from the following:
 (a) State school aid fund, \$343,168,300.00.
 (b) State general fund/general purpose money, \$1,193,686,000.00.

(3) The amount appropriated in subsection (2) for public universities is **\$1,575,002,900.00** appropriated from the following:
 (a) State school aid fund, \$343,168,300.00.
 (b) State general fund/general purpose money, **\$1,231,834,600.00**.

(4) The amount appropriated for Michigan public school employees' retirement system reimbursement is \$5,017,000.00, appropriated from the state school aid fund.

...**\$11,695,000**, appropriated...

(5) The amount appropriated for state and regional programs is \$315,000.00, appropriated from general fund/general purpose money and allocated as follows:
 (a) Higher education database modernization and conversion, \$200,000.00.
 (b) Midwestern Higher Education Compact, \$115,000.00.

Unchanged

(6) The amount appropriated for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks program is \$2,691,500.00, appropriated from general fund/general purpose money and allocated as follows:
 (a) Select student support services, \$1,956,100.00.
 (b) Michigan college/university partnership program, \$586,800.00.
 (c) Morris Hood, Jr. educator development program, \$148,600.00.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(7) Subject to subsection (8), the amount appropriated for grants and financial aid is \$145,283,200.00, allocated as follows:
 (a) State competitive scholarships, \$38,361,700.00.
 (b) Tuition grants, \$38,021,500.00.
 (c) Tuition incentive program, \$64,300,000.00.
 (d) Children of veterans and officer's survivor tuition grant programs, \$1,400,000.00.
 (e) Project GEAR-UP, \$3,200,000.00.

... grants and financial aid is **\$152,941,200.00**, allocated as...
 (b) Tuition grants, **\$32,021,500.00**.
 (c) Tuition incentive program, **\$67,958,000.00**.
(f) Michigan student loan refinance program, \$10,000,000.00.

(8) The money appropriated in subsection (7) for grants and financial aid is appropriated from the following:
 (a) Federal revenues under the United States Department of Education, Office of Elementary and Secondary Education, GEAR-UP program, \$3,200,000.00.
 (b) Federal revenues under the social security act, temporary assistance for needy families, \$130,826,400.00.
 (c) State general fund/general purpose money, \$11,256,800.00.

(b) Federal revenues under the social security act, temporary assistance for needy families, **\$112,826,400.00**.
 (c) State general fund/general purpose money, **\$36,914,800.00**.

(9) For fiscal year 2019-2020 only, in addition to the allocation under subsection (4), from the appropriations described in subsection (1), there is allocated an amount not to exceed \$1,234,000.00 for payments to participating public universities, appropriated from the state school aid fund. A university that receives money under this subsection shall use that money solely for the purpose of offsetting the normal cost contribution rate. As used in this subsection, "participating public universities" means public universities that are a reporting unit of the Michigan public school employees' retirement system under the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1437, and that pay contributions to the Michigan public school employees' retirement system for the state fiscal year.

Updates dates
 ... not to exceed **\$1,200,000.00** for payments to participating public...



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

*(10) The amount appropriated for pregnant and parenting student services is \$150,000.00, appropriated from the state general fund/general purpose money, and subject to the conditions of the pregnant and parenting services act, 2004 PA 500, MCL 390.1591 to 390.1596.
Vetoed by Governor in HB 4236*

Not included

FY 2019-20 Appropriations

Sec. 236a. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2021 for the items listed in section 236. The fiscal year 2020-2021 appropriations are anticipated to be the same as those for fiscal year 2019-2020, except that the amounts will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2020 consensus revenue estimating conference. For fiscal year 2020-2021, the amount appropriated for Michigan public school employees' retirement system reimbursement is projected to be \$7,264,000.00.

Section deleted

Contingency Funds

Sec. 236b. In addition to the funds appropriated in section 236, there is appropriated for grants and financial aid in fiscal year 2019-2020 an amount not to exceed \$6,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393, for another purpose under this article.

Updates dates



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

State Building Authority (SBA) Rent Payments

Sec. 236c. In addition to the funds appropriated for fiscal year 2019-2020 in section 236, appropriations to the department of technology, management, and budget in the act providing general appropriations for fiscal year 2019-2020 for state building authority rent, totaling an estimated \$144,995,300.00 provide funding for the state share of costs for previously constructed capital projects for state universities. These appropriations for state building authority rent represent additional state general fund support provided to public universities, and the following is an estimate of the amount of that support to each university:

- (a) Central Michigan University, \$12,141,800.00.
- (b) Eastern Michigan University, \$7,673,600.00.
- (c) Ferris State University, \$8,434,200.00.
- (d) Grand Valley State University, \$6,752,400.00.
- (e) Lake Superior State University, \$1,856,100.00.
- (f) Michigan State University, \$15,514,900.00.
- (g) Michigan Technological University, \$6,912,500.00.
- (h) Northern Michigan University, \$7,449,600.00.
- (i) Oakland University, \$12,908,600.00.
- (j) Saginaw Valley State University, \$10,670,900.00.
- (k) University of Michigan – Ann Arbor, \$9,795,900.00.
- (l) University of Michigan – Dearborn, \$9,522,700.00.
- (m) University of Michigan – Flint, \$4,128,900.00.
- (n) Wayne State University, \$16,008,000.00.
- (o) Western Michigan University, \$15,225,200.00.

Updates dates
 ...estimated **\$145,848,500.00**, provide funding....

- (a) Central Michigan University, **\$13,078,900.00**.
- (b) Eastern Michigan University, **\$7,074,300.00**.
- (c) Ferris State University, **\$7,939,200.00**.
- (d) Grand Valley State University, **\$7,229,800.00**.
- (e) Lake Superior State University, **\$1,805,200.00**.
- (f) Michigan State University, **\$15,199,500.00**.
- (g) Michigan Technological University, **\$6,805,300.00**.
- (h) Northern Michigan University, **\$7,334,200.00**.
- (i) Oakland University, **\$12,708,600.00**.
- (j) Saginaw Valley State University, **\$7,907,100.00**.
- (k) University of Michigan – Ann Arbor, **\$9,644,100.00**.
- (l) University of Michigan – Dearborn, **\$11,106,100.00**.
- (m) University of Michigan – Flint, **\$6,413,000.00**.
- (n) Wayne State University, **\$16,610,900.00**.
- (o) Western Michigan University, **\$14,989,300.00**.

Management and Budget Act

Sec. 237. All of the appropriations authorized under this article are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Unchanged



HIGHER EDUCATION - Boilerplate

FY 2019-20
CURRENT LAW

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Definitions

Sec. 237b. As used in this article:

(a) "Center" means the center for educational performance and information created in section 94a.
 (b) "Workforce development agency" means the workforce development agency within the department of talent and economic development--talent investment agency.

Sec. 237b. As used in this article:

~~(a) "Center" means the center for educational performance and information created in section 94a.
 (b) "Workforce development agency" means the workforce development agency within the department of talent and economic development--talent investment agency.~~

Reporting by Internet

Sec. 238. Unless otherwise specified, a public university receiving appropriations in section 236 shall use the internet to fulfill the reporting requirements of this article. This requirement may include transmission of reports via electronic mail to the recipients identified for each reporting requirement, or it may include placement of reports on an internet or intranet site.

Unchanged

American Goods and Services

Sec. 239. A public university shall not use funds appropriated in section 236 for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods and services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses if they are competitively priced and of comparable value. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans if they are competitively priced and of comparable quality.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Payment of Appropriations

Sec. 241. (1) Subject to sections 244 and 265a, the funds appropriated in section 236 to public universities shall be paid out of the state treasury and distributed by the state treasurer to the respective institutions in 11 equal monthly installments on the sixteenth of each month, or the next succeeding business day, beginning with October 16, 2019. Except for Wayne State University, each institution shall accrue its July and August 2020 payments to its institutional fiscal year ending June 30, 2020.

Updates dates

(2) All public universities shall submit higher education institutional data inventory (HEIDI) data and associated financial and program information requested by and in a manner prescribed by the state budget director. For public universities with fiscal years ending June 30, 2019, these data shall be submitted to the state budget director by October 15, 2019. Public universities with a fiscal year ending September 30, 2019 shall submit preliminary HEIDI data by November 15, 2019 and final data by December 15, 2019. If a public university fails to submit HEIDI data and associated financial aid program information in accordance with this reporting schedule, the state treasurer may withhold the monthly installments under subsection (1) to the public university until those data are submitted.

Updates dates

Federal or Private Funds

Sec. 242. Funds received by the state from the federal government or private sources for the use of a college or university are appropriated for the purposes for which they are provided. The acceptance and use of federal or private funds do not place an obligation on the legislature to continue the purposes for which the funds are made available.

Sec. 242. Funds received by the state from the federal government or private sources for the use of a college or university are appropriated for the purposes for which they are provided. ~~The acceptance and use of federal or private funds do not place an obligation on the legislature to continue the purposes for which the funds are made available.~~



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Provision of Information

Sec. 243. Each public university that receives funds under this article shall furnish all program and financial information that is required by and in a manner prescribed by the state budget director or the house or senate appropriations committee.

Unchanged

Postsecondary Student Data System

Sec. 244. By October 15 of each year, a public university receiving funds in section 236 shall provide its longitudinal data system data set for the preceding academic year to the center for inclusion in the statewide P-20 longitudinal data system described in section 94a. If the state budget director finds that a university has not complied with this section, the state budget director is authorized to withhold the monthly installments provided to that university under section 241 until he or she finds the university has complied with this section.

Unchanged

University Transparency

Sec. 245. (1) A public university shall maintain a public transparency website available through a link on its website homepage. The public university shall update this website within 30 days after the university's governing board adopts its annual operating budget for the next academic year, or after the governing board adopts a subsequent revision to that budget.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Unchanged

(2) The website required under subsection (1) shall include all of the following concerning the public university:

(a) The annual operating budget and subsequent budget revisions.

(b) A summary of current expenditures for the most recent fiscal year for which they are available, expressed as pie charts in the following 2 categories:

(i) A chart of personnel expenditures, broken into the following subcategories:

(A) Earnings and wages.

(B) Employee benefit costs, including, but not limited to, medical, dental, vision, life, disability, and long-term care benefits.

(C) Retirement benefit costs.

(D) All other personnel costs.

(ii) A chart of all current expenditures the public university reported as part of its higher education institutional data inventory data under section 241(2), broken into the same subcategories in which it reported those data.

(c) Links to all of the following for the public university:

(i) The current collective bargaining agreement for each bargaining unit.

(ii) Each health care benefits plan, including, but not limited to, medical, dental, vision, disability, long-term care, or any other type of benefits that would constitute health care services, offered to any bargaining unit or employee of the public university.

(iii) Audits and financial reports for the most recent fiscal year for which they are available.



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(d) A list of all positions funded partially or wholly through institutional general fund revenue that includes the position title and annual salary or wage amount for each position.
 (e) General fund revenue and expenditure projections for the current fiscal year and the next fiscal year.
 (f) A listing of all debt service obligations, detailed by project, anticipated fiscal year payment for each project, and total outstanding debt for the current fiscal year.
 (g) The institution's policy regarding the transferability of core college courses between community colleges and the university.
 (h) A listing of all community colleges that have entered into reverse transfer agreements with the university.

Deletes subsection (d) and reletters remaining subsections

(3) On the website required under subsection (1), a public university shall provide a dashboard or report card demonstrating the university's performance in several "best practice" measures. The dashboard or report card shall include at least all of the following for the 3 most recent academic years for which the data are available:
 (a) Enrollment.
 (b) Student retention rate.
 (c) Six-year graduation rates.
 (d) Number of Pell grant recipients and graduating Pell grant recipients.
 (e) Geographic origination of students, categorized as in-state, out-of-state, and international.
 (f) Faculty to student ratios and total university employee to student ratios.
 (g) Teaching load by faculty classification.
 (h) Graduation outcome rates, including employment and continuing education.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(4) For statewide consistency and public visibility, public universities must use the icon badge provided by the department of technology, management, and budget consistent with the icon badge developed by the department of education for K-12 school districts. It must appear on the front of each public university's homepage. The size of the icon may be reduced to 150 x 150 pixels. The font size and style for this reporting must be consistent with other documents on each university's website.

Unchanged

(5) The state budget director shall determine whether a public university has complied with this section. The state budget director may withhold a public university's monthly installments described in section 241 until the public university complies with this section.

Section deleted

(6) By the first business day of November of each year, a public university shall report the following information to the center and post the information on its website under the budget transparency icon badge:
 (a) Opportunities for earning college credit through the following programs:
 (i) State approved career and technical education or a tech prep articulated program of study.
 (ii) Direct college credit or concurrent enrollment.
 (iii) Dual enrollment.
 (iv) An early college/middle college program.
 (b) For each program described in subdivision (a) that the public university offers, all of the following information:
 (i) The number of high school students participating in the program.
 (ii) The number of school districts that participate in the program with the public university.

Section deleted



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(iii) Whether a university professor, qualified local school district employee, or other individual teaches the course or courses in the program.
 (iv) The total cost to the public university to operate the program.
 (v) The cost per credit hour for the course or courses in the program.
 (vi) The location where the course or courses in the program are held.
 (vii) Instructional resources offered to the program instructors.
 (viii) Resources offered to the student in the program.
 (ix) Transportation services provided to students in the program.

Section deleted

(7) A public university shall collect and report the number and percentage of all enrolled students who complete the Free Application for Federal Student Aid, broken out by undergraduate and graduate/professional classifications, to the center and post the information on its website under the budget transparency icon badge.

Renumbers as subsection (5)

Campus Safety Information and Resources

Sec. 245a. (1) A public university shall develop, maintain, and update a “campus safety information and resources” link, prominently displayed on the homepage of its website, to a section of its website containing all of the information required under subsection (2).

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(2) The “campus safety information and resources” section of a public university’s website shall include, but not be limited to, all of the following information:

- (a) Emergency contact numbers for police, fire, health, and other services.
- (b) Hours, locations, phone numbers, and electronic mail contacts for campus public safety offices and title IX offices.
- (c) A listing of safety and security services provided by the university, including transportation, escort services, building surveillance, anonymous tip lines, and other available security services.
- (d) A public university’s policies applicable to minors on university property.
- (e) A directory of resources available at the university or surrounding community for students or employees who are survivors of sexual assault or sexual abuse.
- (f) An electronic copy of “A Resource Handbook for Campus Sexual Assault Survivors, Friends and Family”, published in 2018 by the office of the governor in conjunction with the first lady of Michigan.
- (g) Campus security policies and crime statistics pursuant to the student right-to-know and campus security act, Public Law 101-542, 104 Stat 2381.

(f) An electronic copy of “A Resource Handbook for Campus Sexual Assault Survivors, Friends and Family”, published in 2018. ~~by the office of the governor in conjunction with the first lady of Michigan.~~

(3) A public university shall certify to the state budget director by October 1, 2019 and the last business day of each August thereafter that it is in compliance with this section. The state budget director may withhold a public university’s monthly installments described in section 241 until the public university complies with this section.

A public university shall certify to the state budget director by October 1, ~~2019~~ **2020** ~~and the last business day of each August thereafter~~ that it is in compliance...



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

MPSERS Costs

Sec. 246. (1) All of the following apply to the allocation of the appropriations described in section 236(4) for payments to universities that are participating entities of the Michigan public school employees' retirement system:

(a) The funds appropriated in section 236(4) for Michigan public school employees' retirement system reimbursement shall be allocated to each participating public university under this section based on each participating public university's percentage of the total combined payrolls of the universities' employees who are members of the retirement system and who were hired before January 1, 1996 and the universities' employees who would have been members of the retirement system on or after January 1, 1996, but for the enactment of 1995 PA 272 for all public universities that are participating public universities for the immediately preceding state fiscal year.

(b) The amount of a payment under section 236(4) shall be equal to the difference between the unfunded actuarial accrued liability contribution rate for university reporting units as calculated under section 41 of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1341, as calculated without taking into account the maximum employer rate of 25.73% included in section 41 of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1341, and the maximum employer rate for university reporting units of 25.73% under section 41 of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1341. Payments shall be made in a form and manner determined by the office of retirement services.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(c) A public university that receives money under section 236(4) shall use that money solely for the purpose of retirement contributions. Each participating university that receives funds under section 236(4) shall forward an amount equal to the amount received under section 236(4) to the Michigan public school employees' retirement system in a form and manner determined by the office of retirement services.

Unchanged

(2) As used in this section, "participating public university" means a public university that is a reporting unit of the Michigan public school employees' retirement system under the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1437, and that pays contributions to the Michigan public school employees' retirement system for the state fiscal year.

Unchanged

Adds new section:

Sec. 248. (1) The funds appropriated in section 236 for the Michigan student loan refinance program shall be distributed as provided in this section.



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(2) As used in this section:
 (a) "Department" means the department of treasury.
 (b) "Discharge" means to pay off a federal or nonfederal student loan and originate a new loan under the program created in subsection (3).
 (c) "Fund" means the Michigan student loan refinance fund created under section 248a.
 (d) "Michigan refinanced student loan" means a loan issued under subsection (3) to discharge or reduce the sum of the unpaid principal, accrued unpaid interest, and unpaid late charges of a qualified student loan.
 (e) "Michigan student loan refinance program" means the loan refinance program created under subsection (3).



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(f) "Institution of higher education" means any of the following:
 (i) A state university described in section 4, 5, or 6 of Article VIII of the state constitution of 1963.
 (ii) A community college established under the community college act of 1966, 1966 PA 331, MCL 389.1 to 389.195, or under part 25 of the revised school code, 1976 PA 451, MCL 380.1601 to 380.1607.
 (iii) An independent nonprofit college or university in the state as described in Section 1 of 1966 PA 313, MCL 390.991.



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(g) “Qualified borrower” mean an individual who meets all of the following:
 (i) Has a qualified student loan.
 (ii) Incurred the qualified student loan to help pay school expenses for attendance at an institution of higher education.
 (iii) Has resided in this state for the 12 months prior to the date of his or her application for refinancing of the qualified student loan under subsection (3).
 (iv) Has been current on payments on the qualified student loan for the 3 years prior to the date of his or her application for refinancing the qualified student loan under subsection (3), and is in good standing on the qualified student loan as of that date.

(h) “Qualified student loan” means a loan issued to a student under a federal student loan program supported by the federal government or a nonfederal loan issued by a lender such as a bank, savings and loan association, or credit union to help students pay school expenses for attendance at an institution of higher education.



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(i) "Reduce" means to pay down the balance of a federal or nonfederal student loan until the terms described in subsection (3)(a) are met.

(3) The Michigan student loan refinance program is created in the department and is to be administered by the department. Upon application of a qualified borrower who has a qualified student loan, the department, subject to subsection (4), may issue the borrower a loan under this section in accordance with all of the following:

(a) The amount of the loan issued under this section must be a minimum of \$5,000.00 but may not exceed the lesser of the following:

(i) The sum of the unpaid principal, accrued unpaid interest, and unpaid late charges of the qualified student loan.

(ii) \$50,000.00.



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(b) The department shall pay the proceeds of the loan issued under this section to the lender of the qualified student loan, in order to discharge or reduce the outstanding balance of the qualified student loan described in subdivision (a)(i).

(c) The interest rate for the Michigan refinanced student loan is a fixed rate applicable to all Michigan refinanced student loans issued under this section during the current fiscal year, which the department shall establish as minimally necessary to recoup the costs of the Michigan student loan refinance program, including any start-up costs incurred to implement or grow the program and to ensure the growth and ongoing sustainability of the program.

(4) The total of all loans issued to a qualified borrower as Michigan refinance student loans under subsection (3) may not be less than \$5,000.00 and may not exceed \$50,000.00.



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(5) Student loans originated under this section are not eligible to be discharged in bankruptcy.
 (6) This section does not guarantee an individual a right to the benefits provided under this section.
 (7) The department shall promulgate any rules necessary to implement and administer the Michigan student loan refinance program. The department shall promulgate those rules under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(8) By December 1 of each year, the department shall submit a report to the state budget director, the house and senate appropriations subcommittees on community colleges and higher education, and the house and senate fiscal agencies for the preceding fiscal year on all of the following:

- (a) The total number of Michigan refinanced student loans issued and the total amount loaned.
- (b) The interest rate applied to those loans.
- (c) The range of interest rates that were applicable to the refinance qualified student loans.
- (d) Default rates on Michigan refinanced student loans.
- (e) The financial status of the Michigan student loan refinance program.



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Adds new section:
Sec. 248a. (1) The Michigan student loan refinance fund is created within the state treasury.
(2) The state treasurer may receive money or other assets from any source for deposit into the fund including repayments of loans made from the fund. The state treasurer shall direct the investment of the fund. The state treasurer shall credit to the fund interest and earnings from fund investments.
(3) Money in the fund at the close of the fiscal year remains in the fund and does not lapse to the general fund.



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(4) The department is the administrator of the fund for auditing purposes.

(5) All funds in the restricted Michigan student loan refinance fund are appropriated and available for expenditure to support the Michigan student loan refinance program.

(6) For the fiscal year ending September 30, 2021 only, \$10,000,000.00 in state general fund/general purpose money appropriated in section 236 shall be deposited into the fund to pay start-up costs incurred by the Michigan student loan refinance program.

(7) Any unexpended and unencumbered funds remaining on September 30, 2021 from the amounts appropriated in section 236 for the Michigan student loan refinance program for fiscal year 2020-2021 do not lapse on September 30, 2021, but continue to be available for expenditure for the Michigan student loan refinance program in the 2021-2022 fiscal year under a work project account.



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Grants and Financial Aid

Children of Veterans and Officer's Survivor Tuition Grant Program

Sec. 249. (1) The funds appropriated in section 236 for the children of veterans and officer's survivor tuition grant programs shall be supported with revenue from the restricted account created in section 5 of the children of veterans tuition grant act, 2005 PA 248, MCL 390.1345. As provided in section 5 of the children of veterans tuition grant act, 2005 PA 248, MCL 390.1345, unexpended funds remaining in the restricted account at the end of the fiscal year shall not lapse to the general fund.

Unchanged

(2) The general fund/general purpose funds appropriated in section 236 for the children of veterans and officer's survivor tuition grant programs shall be deposited into the restricted account described in subsection (1), as required in section 5 of the children of veterans tuition grant act, 2005 PA 248, MCL 390.1345.

Unchanged

(3) Funds deposited into the restricted account under subsection (2) for the children of veterans and officer's survivor tuition grant programs are appropriated and available for allocation as required in the children of veterans tuition grant act, 2005 PA 248, MCL 390.1341 to 390.1346.

Unchanged

Free Application for Federal Student Aid (FAFSA) Filing Requirement

Sec. 250. To be considered eligible for any scholarship or grant financial aid program administered by the department of treasury, the student must file the Free Application for Federal Student Aid (FAFSA) annually.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

State Competitive Scholarship Program

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

Unchanged

(2) Pursuant to section 6 of 1964 PA 208, MCL 390.976, the department of treasury shall determine an actual state competitive scholarship award per student, which shall be \$1,000.00, that ensures that the aggregate payments for the state competitive scholarship program do not exceed the appropriation contained in section 236 for the state competitive scholarship program. If the department determines that insufficient funds are available to establish an award amount equal to \$1,000.00, the department shall immediately report to the house and senate appropriations subcommittees on higher education, the house and senate fiscal agencies, and the state budget director regarding the estimated amount of additional funds necessary to establish a \$1,000.00 award amount.

Unchanged

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

Unchanged

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

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

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

Unchanged

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

Unchanged

Tuition Grant Program

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

Unchanged

(2) Tuition grant awards shall be made to all eligible Michigan residents enrolled in undergraduate degree programs who are qualified and who apply by March 1 of each year for the next academic year.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(3) Pursuant to section 5 of 1966 PA 313, MCL 390.995, and subject to subsections (6) and (7), the department of treasury shall determine an actual tuition grant award per student, which shall be \$2,800.00, that ensures that the aggregate payments for the tuition grant program do not exceed the appropriation contained in section 236 for the state tuition grant program. If the department determines that insufficient funds are available to establish an award amount equal to \$2,800.00, the department shall immediately report to the house and senate appropriations subcommittees on higher education, the house and senate fiscal agencies, and the state budget director regarding the estimated amount of additional funds necessary to establish a \$2,800.00 award amount. If the department determines that sufficient funds are available to establish an award amount equal to \$2,800.00, the department shall immediately report to the house and senate appropriations subcommittees on higher education, the house and senate fiscal agencies, and the state budget director regarding the award amount established and the projected amount of any projected year-end appropriation balance based on that award amount. By February 18 of each fiscal year, the department shall analyze the status of award commitments, shall make any necessary adjustments, and shall confirm that those award commitments will not exceed the appropriation contained in section 236 for the tuition grant program. The determination and actions shall be reported to the state budget director and the house and senate fiscal agencies no later than the final day of February of each year. If award adjustments are necessary, the students shall be notified of the adjustment by March 4 of each year.

Unchanged

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

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

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

Unchanged

(6) The department of treasury shall not award more than \$4,800,000.00 in tuition grants to eligible students enrolled in the same independent nonprofit college or university in this state. Any decrease in the grant shall be proportional for all eligible students enrolled in that college or university, as determined by the department. The limit described in this subsection does not apply to any other student financial aid program or in combination with any other student financial aid program.

~~...or university, as determined by the department. The limit described in this subsection does not apply to any other student financial aid program or in combination with any other student financial aid program.~~

(7) The department of treasury shall not award tuition grants to otherwise eligible students enrolled in an independent college or university that does not report, in a form and manner directed by and satisfactory to the department of treasury, by October 31 of each year, all of the following:
 (a) The number of students in the most recently completed academic year who in any academic year received a state tuition grant at the reporting institution and successfully completed a program or graduated.
 (b) The number of students in the most recently completed academic year who in any academic year received a state tuition grant at the reporting institution and took a remedial education class.
 (c) The number of students in the most recently completed academic year who in any academic year received a Pell grant at the reporting institution and successfully completed a program or graduated.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(8) By February 1 of each year, each independent college and university participating in the tuition grant program shall report to the senate and house appropriations subcommittees on higher education, the senate and house fiscal agencies, and the state budget director on its efforts to develop and implement sexual assault response training for the institution's title IX coordinator, campus law enforcement personnel, campus public safety personnel, and any other campus personnel charged with responding to on-campus incidents, including information on sexual assault response training materials and the status of implementing sexual assault response training for institutional personnel.

Unchanged

Audit of independent Institutions

Sec. 253. The auditor general may audit selected enrollments, degrees, and awards at selected independent colleges and universities receiving awards that are administered by the department of treasury. The audits shall be based upon definitions and requirements established by the department of treasury, the state budget director, and the senate and house fiscal agencies. The auditor general shall accept the Free Application for Federal Student Aid (FAFSA) form as the standard of residency documentation.

Unchanged



HIGHER EDUCATION - Boilerplate

FY 2019-20
CURRENT LAW

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Financial Aid Payment Schedules

Sec. 254. The sums appropriated in section 236 for the state competitive scholarship, tuition incentive, and tuition grant programs shall be paid out of the state treasury and shall be distributed to the respective institutions under a quarterly payment system as follows:

(a) For the state competitive scholarship and tuition grant programs, 50% shall be paid at the beginning of the state's first fiscal quarter, 30% during the state's second fiscal quarter, 10% during the state's third fiscal quarter, and 10% during the state's fourth fiscal quarter.

(b) For the tuition incentive program, 65% shall be paid at the beginning of the state's first fiscal quarter, and 35% during the state's second fiscal quarter.

Unchanged

Needs Analysis Criteria

Sec. 255. The department of treasury shall determine the needs analysis criteria for students to qualify for the state competitive scholarship program and tuition grant program. To be consistent with federal requirements, the department of treasury may take student wages into consideration when determining the amount of the award.

Unchanged

Tuition Incentive Program

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

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(2) As used in this section:

(a) "Phase I" means the first part of the tuition incentive program defined as the academic period of 80 semester or 120 term credits, or less, leading to an associate degree or certificate. Students must be enrolled in a certificate or associate degree program and taking classes within the program of study for a certificate or associate degree. Tuition will not be covered for courses outside of a certificate or associate degree program.

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

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

(d) "High school equivalency certificate" means that term as defined in section 4.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Unchanged

(3) An individual shall meet the following basic criteria and financial thresholds to be eligible for tuition incentive program benefits:

(a) To be eligible for phase I, an individual shall meet all of the following criteria:

(i) Apply for certification to the department any time after he or she begins the sixth grade but before August 31 of the school year in which he or she graduates from high school or before achieving a high school equivalency certificate.

(ii) Be less than 20 years of age at the time he or she graduates from high school with a diploma or certificate of completion or achieves a high school equivalency certificate or, for students attending a 5-year middle college approved by the Michigan department of education, be less than 21 years of age when he or she graduates from high school.

(iii) Be a United States citizen and a resident of this state according to institutional criteria.

(iv) Be at least a half-time student, earning less than 80 semester or 120 term credits at a participating educational institution within 4 years of high school graduation or achievement of a high school equivalency certificate. All program eligibility expires 6 years from high school graduation or achievement of a high school equivalency certificate.

(v) Meet the satisfactory academic progress policy of the educational institution he or she attends.



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(b) To be eligible for phase II, an individual shall meet either of the following criteria in addition to the criteria in subdivision (a):

- (i) Complete at least 56 transferable semester or 84 transferable term credits.
- (ii) Obtain an associate degree or certificate at a participating institution.

(c) To be eligible for phase I or phase II, an individual must be financially eligible as determined by the department. An individual is financially eligible for the tuition incentive program if he or she was eligible for Medicaid from this state for 24 months within the 36 consecutive months before application. The department shall accept certification of Medicaid eligibility only from the department of health and human services for the purposes of verifying if a person is Medicaid eligible for 24 months within the 36 consecutive months before application. Certification of eligibility may begin in the sixth grade.

Unchanged

(4) For phase I, the department shall provide payment on behalf of a person eligible under subsection (3). The department shall only accept standard per-credit hour tuition billings and shall reject billings that are excessive or outside the guidelines for the type of educational institution.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

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

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

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

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

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

(c) For persons enrolled at a Michigan public university, the department shall pay ~~lower division resident tuition and~~ mandatory fees for the current year **and a per-credit payment that does not exceed 2.5 times the average community college in-district per-credit tuition rate as reported on the last business day of August, for the immediately preceding academic year.**

... as reported **by the last business day of August on August 1,** for the immediately

(6) A person participating in phase II may be eligible for additional funds not to exceed \$500.00 per semester or \$400.00 per term up to a maximum of \$2,000.00 subject to the following conditions:

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

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

Unchanged

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

Unchanged



HIGHER EDUCATION - Boilerplate

FY 2019-20 CURRENT LAW	FY 2020-21			
	EXECUTIVE	HOUSE	SENATE	CONFERENCE
	<p>(8) Applications for the tuition incentive program may be approved at any time after the student begins the sixth grade. If a determination of financial eligibility is made, that determination is valid as long as the student meets all other program requirements and conditions.</p>	Unchanged		
<p>(9) Each institution shall ensure that all known available restricted grants for tuition and fees are used prior to billing the tuition incentive program for any portion of a student's tuition and fees.</p>	Unchanged			
<p>(10) The department shall ensure that the tuition incentive program is well publicized and that eligible Medicaid clients are provided information on the program. The department shall provide the necessary funding and staff to fully operate the program.</p>	Unchanged			
<p>(11) Any unexpended and unencumbered funds remaining on September 30, 2020 from the amounts appropriated in section 236 for the tuition incentive program for fiscal year 2019-2020 do not lapse on September 30, 2020, but continue to be available for expenditure for tuition incentive program funds under a work project account.</p>	Section deleted			



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(12) The department of treasury shall collaborate with the center to use the P-20 longitudinal data system to report the following information for each qualified postsecondary institution:

(a) The number of phase I students in the most recently completed academic year who in any academic year received a tuition incentive program award and who successfully completed a degree or certificate program. Cohort graduation rates for phase I students shall be calculated using the established success rate methodology developed by the center in collaboration with the postsecondary institutions.

(b) The number of students in the most recently completed academic year who in any academic year received a Pell grant at the reporting institution and who successfully completed a degree or certificate program. Cohort graduation rates for students who received Pell grants shall be calculated using the established success rate methodology developed by the center in collaboration with the postsecondary institutions.

Renumbers as subsection (11)

(13) If a qualified postsecondary institution does not report the data necessary to comply with subsection (12) to the P-20 longitudinal data system, the institution shall report, in a form and manner satisfactory to the department of treasury and the center, all of the information needed to comply with subsection (12) by December 1, 2020.

Section deleted

(14) Beginning in fiscal year 2020-2021, if a qualified postsecondary institution does not report the data necessary to complete the reporting in subsection (12) to the P-20 longitudinal data system by October 15 for the prior academic year, the department of treasury shall not award phase I tuition incentive program funding to otherwise eligible students enrolled in that institution until the data are submitted.

Renumbers as subsection (12)
~~Beginning in fiscal year 2020-~~
~~2021, if~~ If a qualified postsecondary institution does not report the data necessary to complete the reporting in subsection (11) to the P-20...



HIGHER EDUCATION - Boilerplate

FY 2019-20
CURRENT LAW

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Independent Institution Data

Sec. 257. To enable the legislature and the state budget director to evaluate the appropriation needs of higher education, each independent college and university shall make available to the legislature or state budget director, upon request, data regarding grants for the preceding, current, and future fiscal years.

Unchanged

Financial Aid Annual Report

Sec. 258. By February 15 of each year, the department of treasury shall post to its publicly available website a report for the preceding fiscal year on all student financial aid programs for which funds are appropriated in section 236. For each student financial aid program, the report shall include, but is not limited to, the total number of awards paid in the preceding fiscal year, the total dollar amount of those awards, and the number of students receiving awards and the total amount of those awards at each eligible postsecondary institution. To the extent information is available, the report shall also include information on household income and other demographic characteristics of students receiving awards under each program and historical information on the number of awards and total award amounts for each program.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

UNIVERSITY OPERATIONS

Douglas Lake Biological Station

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

Section deleted

Project GREEN

Sec. 263. (1) Included in the appropriation in section 236 for fiscal year 2019-2020 for MSU AgBioResearch is \$2,982,900.00 and included in the appropriation in section 236 for MSU Extension is \$2,645,200.00 for Project GREEN. Project GREEN is intended to address critical regulatory, food safety, economic, and environmental problems faced by this state's plant-based agriculture, forestry, and processing industries. "GREEN" is an acronym for Generating Research and Extension to Meet Environmental and Economic Needs.

Updates dates

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

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

MSU AgBioResearch and MSU Extension

Sec. 263a. (1) Not later than September 30 of each year, Michigan State University shall submit a report on MSU AgBioResearch and MSU Extension to the house and senate appropriations subcommittees on agriculture and on higher education, the house and senate standing committees on agriculture, the house and senate fiscal agencies, and the state budget director for the preceding academic fiscal year.

Unchanged

(2) The report required under subsection (1) shall include all of the following:

(a) Total funds expended by MSU AgBioResearch and by MSU Extension identified by state, local, private, federal, and university fund sources.

(b) A review of major programs within both MSU AgBioResearch and MSU Extension with specific reference to accomplishments, impacts, and a specific accounting of Project GREENE expenditures and the impact of those expenditures. The program review for MSU AgBioResearch and MSU Extension should include the following:

(i) The number of agriculture and food-related firms collaborating with and using services of research and extension faculty and staff.

(ii) The number of individuals utilizing MSU Extension's educational services.

(iii) External funds generated in support of research and extension.

(iv) Efforts to improve access to healthy foods for Michigan consumers.

Unchanged

Future Farmers of America

Sec. 264. Included in the appropriation in section 236 for fiscal year 2019-2020 for Michigan State University is \$80,000.00 for the Michigan Future Farmers of America Association. This \$80,000.00 allocation shall not supplant any existing support that Michigan State University provides to the Michigan Future Farmers of America Association.

Updates dates



HIGHER EDUCATION - Boilerplate

FY 2019-20
CURRENT LAW

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Tuition Restraint

Sec. 265. (1) Payments under section 265a for performance funding for fiscal years 2019-2020, 2020-2021, and 2021-2022 shall only be made to a public university that certifies to the state budget director by October 1, 2019 that its board did not adopt an increase in tuition and fee rates for resident undergraduate students after September 1, 2018 for the 2018-2019 academic year and that its board will not adopt an increase in tuition and fee rates for resident undergraduate students for the 2019-2020 academic year that is greater than 4.4% or \$587.00, whichever is greater. As used in this subsection:

(a) "Fee" means any board-authorized fee that will be paid by more than 1/2 of all resident undergraduate students at least once during their enrollment at a public university, as described in the higher education institutional data inventory (HEIDI) user manual. A university increasing a fee that applies to a specific subset of students or courses shall provide sufficient information to prove that the increase applied to that subset will not cause the increase in the average amount of board-authorized total tuition and fees paid by resident undergraduate students in the 2019-2020 academic year to exceed the limit established in this subsection.

Updates dates

1) Payments under section 265a for **student affordability funding** for fiscal year **2020-2021** shall only be made...
... by **the last business day of August** that its board...
...greater than **4.25%** or **\$586.00**...

(b) "Tuition and fee rate" means the average of full-time rates paid by a majority of students in each undergraduate class, based on an unweighted average of the rates authorized by the university board and actually charged to students, deducting any uniformly rebated or refunded amounts, for the 2 semesters with the highest levels of full-time equated resident undergraduate enrollment during the academic year, as described in the higher education institutional data inventory (HEIDI) user manual.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(2) The state budget director shall implement uniform reporting requirements to ensure that a public university receiving a payment under section 265a for performance funding has satisfied the tuition restraint requirements of this section. The state budget director shall have the sole authority to determine if a public university has met the requirements of this section. Information reported by a public university to the state budget director under this subsection shall also be reported to the house and senate appropriations subcommittees on higher education and the house and senate fiscal agencies.

...under section 265a for **student affordability** funding has...

(3) Universities that exceed the tuition and fee rate cap described in subsection (1) shall not receive a planning or construction authorization for a state-funded capital outlay project in fiscal years 2020-2021, 2021-2022, or 2022-2023.

Section deleted

(4) Notwithstanding any other provision of this act, the legislature may at any time adjust appropriations for a university that adopts an increase in tuition and fee rates for resident undergraduate students that exceeds the rate cap established in subsection (1).

Section deleted



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Performance Funding

Sec. 265a. (1) Appropriations to public universities in section 236 for fiscal years 2019-2020, 2020-2021, and 2021-2022 for performance funding shall be paid only to a public university that complies with section 265 and certifies to the state budget director, the house and senate appropriations subcommittees on higher education, and the house and senate fiscal agencies by October 1, 2019 that it complies with all of the following requirements:

(a) The university participates in reverse transfer agreements described in section 286 with at least 3 Michigan community colleges.

(b) The university does not and will not consider whether dual enrollment credits earned by an incoming student were utilized towards his or her high school graduation requirements when making a determination as to whether those credits may be used by the student toward completion of a university degree or certificate program.

(c) The university actively participates in and submits timely updates to the Michigan Transfer Network created as part of the Michigan Association of Collegiate Registrars and Admissions Officers transfer agreement.

1) Appropriations to public universities in section 236 for fiscal year **2020-2021** for **student affordability funding** shall be paid...

Updates dates

(2) Any performance funding amounts under section 236 that are not paid to a public university because it did not comply with 1 or more requirements under subsection (1) are unappropriated and reappropriated for performance funding to those public universities that meet the requirements under subsection (1), distributed in proportion to their performance funding appropriation amounts under section 236.

Replaces “performance funding” or “performance” with “student affordability”



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(3) The state budget director shall report to the house and senate appropriations subcommittees on higher education and the house and senate fiscal agencies by October 15, 2019, regarding any performance funding amounts that are not paid to a public university because it did not comply with 1 or more requirements under subsection (1) and any reappropriation of funds under subsection (2).

Updates dates

(4) Performance funding amounts described in section 236 are distributed based on the following formula:

(a) Proportional to each university's share of total operations funding appropriated in fiscal year 2010-2011, 50%.

(b) Based on weighted undergraduate completions in critical skills areas, 11.1%.

(c) Based on research and development expenditures, for universities classified in Carnegie classifications as doctoral universities: moderate research activity, doctoral universities: higher research activity, or doctoral universities: highest research activity only, 5.6%.

(d) Based on 6-year graduation rate, total degree completions, and institutional support as a percentage of core expenditures, and the percentage of students receiving Pell grants, scored against national Carnegie classification peers and weighted by total undergraduate fiscal year equated students, 33.3%.

(4) **Student affordability funding** amounts described in section 236 are distributed **across-the-board proportional to each university's share of total operations funding appropriated in fiscal year 2019-2020.**



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(5) For purposes of determining the score of a university under subsection (4)(d), each university is assigned 1 of the following scores:

- (a) A university classified as in the top 20%, a score of 3.
- (b) A university classified as above national median, a score of 2.
- (c) A university classified as improving, a score of 2. It is the intent of the legislature that, beginning in the 2020-2021 state fiscal year, a university classified as improving is assigned a score of 1.
- (d) A university that is not included in subdivision (a), (b), or (c), a score of 0.

Section deleted

(6) As used in this section, "Carnegie classification" means the basic classification of the university according to the most recent version of the Carnegie classification of institutions of higher education, published by the Carnegie Foundation for the Advancement of Teaching.

Section deleted

(7) It is the intent of the legislature to allocate more funding based on an updated set of performance metrics in future years. Updated metrics will be based on the outcome of joint hearings between the house and senate appropriations subcommittees on higher education and community colleges intended to be held in the fall of 2019.

Section deleted



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Operations Funding Criteria and Sexual Assault/Title IX Standards

Sec. 265b. (1) Appropriations to public universities in section 236 for the fiscal year ending September 30, 2020 for operations funding shall be reduced by 10% pursuant to the procedures described in subdivision (a) for a public university that fails to submit certification to the state budget director, the house and senate appropriations subcommittees on higher education, and the house and senate fiscal agencies by October 1, 2019 that the university complies with sections 274c and 274d and that it complies with all of the requirements described in subdivisions (b) to (i), as follows:

(a) If a university fails to submit certification, the state budget director shall withhold 10% of that university's annual operations funding until the university submits certification. If a university fails to submit certification by the end of the fiscal year, the 10% of its annual operations funding that is withheld shall lapse to the general fund.

(b) For title IX investigations of alleged sexual misconduct, the university prohibits the use of medical experts that have an actual or apparent conflict of interest.

(c) For title IX investigations of alleged sexual misconduct, the university prohibits the issuance of divergent reports to complainants, respondents, and administration and instead requires that identical reports be issued to them.

Updates dates



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Unchanged

(d) Consistent with the university's obligations under 20 USC 1092(f), the university notifies each individual who reports having experienced sexual assault by a student, faculty member, or staff member of the university that the individual has the option to report the matter to law enforcement, to the university, to both, or to neither, as the individual may choose.

(e) The university provides both of the following:

(i) For all freshmen and incoming transfer students enrolled, an in-person sexual misconduct prevention presentation or course, which must include contact information for the title IX office of the university.

(ii) For all students not considered freshmen or incoming transfer students, an online or electronic sexual misconduct prevention presentation or course.

(f) The university prohibits seeking compensation from the recipient of any medical procedure, treatment, or care provided by a medical professional who has been convicted of a felony arising out of the medical procedure, treatment, or care.

(g) The university had a third party review its title IX compliance office and related policies and procedures by the end of the 2018-2019 academic year. A copy of the third-party review shall be transmitted to the state budget director, the house and senate appropriations subcommittees on higher education, and the house and senate fiscal agencies. After the third-party review has been conducted for the 2018-2019 academic year, the university shall have a third-party review once every three years and a copy of the third-party review shall be transmitted to the state budget director, the house and senate appropriations subcommittees on higher education, and the house and senate fiscal agencies.



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(h) The university requires that the governing board and the president or chancellor of the university receive not less than quarterly reports from their title IX coordinator or title IX office. The report shall contain aggregated data of the number of sexual misconduct reports that the office received for the academic year, the types of reports received, including reports received against employees, and a summary of the general outcomes of the reports and investigations. A member of the governing board may request to review a title IX investigation report involving a complaint against an employee, and the university shall provide the report in a manner it considers appropriate. The university shall protect the complainant's anonymity, and the report shall not contain specific identifying information.

Unchanged

(i) If allegations against an employee are made in more than 1 title IX complaint that resulted in the university finding that no misconduct occurred, the university requires that the title IX officer promptly notify the president or chancellor and a member of the university's governing board in writing and take all appropriate steps to ensure that the matter is being investigated thoroughly, including hiring an outside investigator for future cases involving that employee. A third-party title IX investigation under this subdivision does not prohibit the university from simultaneously conducting its own title IX investigation through its own title IX coordinator.

(2) Each public university that receives an appropriation in section 236 shall also certify that its president or chancellor and a member of its governing board has reviewed all title IX reports involving the alleged sexual misconduct of an employee of the university, and shall send the certification to the house and senate appropriations subcommittees on higher education, the house and senate fiscal agencies, and the state budget director by October 1, 2019.

Updates dates



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(3) For purposes of this section, "sexual misconduct" includes, but is not limited to, any of the following:

- (a) Intimate partner violence.
- (b) Nonconsensual sexual conduct.
- (c) Sexual assault.
- (d) Sexual exploitation.
- (e) Sexual harassment.
- (f) Stalking.

Unchanged

Articulation Agreements and Academic Partnerships Reporting

Sec. 265c. By February 1, 2020 and February 1 of every even-numbered year thereafter, the Michigan Community College Association, the Michigan Association of State Universities, and the Michigan Independent Colleges and Universities, on behalf of their member colleges and universities, shall submit to the senate and house appropriations subcommittees on higher education, the senate and house appropriations subcommittees on community colleges, the senate and house fiscal agencies, and the state budget director a comprehensive report detailing the number of academic program partnerships between public community colleges, public universities, and private colleges and universities, including, but not limited to, the following information:

Section deleted

- (a) The names of the baccalaureate degree programs of study offered by public and private universities on community college campuses.
- (b) The names of the articulation agreements for baccalaureate degree programs of study between public community colleges, public universities, and private colleges and universities.
- (c) The number of students enrolled and number of degrees awarded through articulation agreements, and the number of courses offered, number of students enrolled, and number of degrees awarded through on-campus programs named in subdivision (a) from July 1, 2017 through June 30, 2018.



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Sexual Misconduct Memorandum of Understanding

Sec. 265d. Each public university that receives an appropriation in section 236 is encouraged to enter into a memorandum of understanding with at least 1 local law enforcement agency with jurisdiction on or around campus for the communication and coordination of responses to incidents of sexual assault.

Unchanged

Distribution of Sexual Assault Prevention, Safety, and Mental Health Funds

Sec. 265e. It is the intent of the legislature that public universities use a portion of funds received in section 236 for campus safety programs, sexual assault prevention programs, and student mental health programs.

Section deleted

Tuition Rate Reports

Sec. 267. All public universities shall submit the amount of tuition and fees actually charged to a full-time resident undergraduate student for academic year 2019-2020 as part of their higher education institutional data inventory (HEIDI) data by October 1, 2019, and by August 31 of each year thereafter. A public university shall report any revisions for any semester of the reported academic year 2019-2020 tuition and fee charges to HEIDI within 15 days of being adopted.

Updates dates

... data by **the last business day of August.** ~~October 1, 2019, and by August 31 of each year thereafter~~



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Unfunded Indian Tuition Waiver Costs

Sec. 268. (1) For the fiscal year ending September 30, 2020, it is the intent of the legislature that funds be allocated for unfunded North American Indian tuition waiver costs incurred by public universities under 1976 PA 174, MCL 390.1251 to 390.1253, from the general fund.

Deletes subsection (1)



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(2) By February 15 of each year, the department of civil rights shall annually submit to the state budget director, the house and senate appropriations subcommittees on higher education, and the house and senate fiscal agencies a report on North American Indian tuition waivers for the preceding academic year that includes, but is not limited to, all of the following information:

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

(b) For each university submitting information under subsection (3), all of the following:

(i) The number of graduate and undergraduate North American Indian students enrolled each term for the previous academic year.

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

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

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

Renumbers as subsection (1)



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(3) A public university that receives funds under section 236 shall provide to the department of civil rights any information necessary for preparing the report detailed in subsection (2), using guidelines and procedures developed by the department of civil rights.

Renumbers as subsection (2)
... detailed in subsection (1),
using guidelines...

(4) The department of civil rights may consolidate the report required under this section with the report required under section 223, but a consolidated report must separately identify data for universities and data for community colleges.

Renumbers as subsection (3)

Saginaw Tribal Indian Tuition Waiver Funding

Sec. 269. For fiscal year 2019-2020, from the amount appropriated in section 236 to Central Michigan University for operations, \$29,700.00 shall be paid to Saginaw Chippewa Tribal College for the costs of waiving tuition for North American Indians under 1976 PA 174, MCL 390.1251 to 390.1253.

Updates dates

Bay Mills Indian Tuition Waiver Funding

Sec. 270. For fiscal year 2019-2020, from the amount appropriated in section 236 to Lake Superior State University for operations, \$100,000.00 shall be paid to Bay Mills Community College for the costs of waiving tuition for North American Indians under 1976 PA 174, MCL 390.1251 to 390.1253.

Updates dates

Union-Related Activities

Sec. 271a. It is the intent of the legislature that a public university that receives funds under section 236 shall not knowingly and directly use any portion of those funds to offer any instructional activity that targets specific companies or specific groups of companies for unionization or decertification of a union.

Section deleted



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Embryonic Stem Cell Research

Sec. 274. It is the intent of the legislature that public and private organizations that conduct human embryonic stem cell derivation subject to section 27 of article I of the state constitution of 1963 will provide information to the director of the department of health and human services by December 1, 2019 that includes all of the following:

(a) Documentation that the organization conducting human embryonic stem cell derivation is conducting its activities in compliance with the requirements of section 27 of article I of the state constitution of 1963 and all relevant National Institutes of Health guidelines pertaining to embryonic stem cell derivation.

(b) A list of all human embryonic stem cell lines submitted by the organization to the National Institutes of Health for inclusion in the Human Embryonic Stem Cell Registry before and during fiscal year 2018-2019, and the status of each submission as approved, pending approval, or review completed but not yet accepted.

(c) Number of human embryonic stem cell lines derived and not submitted for inclusion in the Human Embryonic Stem Cell Registry, before and during fiscal year 2018-2019.

Section deleted



HIGHER EDUCATION - Boilerplate

FY 2019-20
CURRENT LAW

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Sexual Assault Response Training

Sec. 274c. By February 1 of each year, each university receiving funds under section 236 shall report to the senate and house appropriations subcommittees on higher education, the senate and house fiscal agencies, and the state budget director on its efforts to develop and implement sexual assault response training for the university's title IX coordinator, campus law enforcement personnel, campus public safety personnel, and any other campus personnel charged with responding to on-campus incidents, including information on sexual assault response training materials and the status of implementing sexual assault response training for campus personnel.

Unchanged

Sexual Assault Reports

Sec. 274d. (1) By October 31, each university receiving funds under section 236 shall report to the senate and house appropriations subcommittees on higher education, the senate and house fiscal agencies, the state budget director, and the attorney general its annual title IX report, also known as the student sexual misconduct report, issued by the title IX coordinator, as required under the federal campus save act of 2013, Public Law 113-4, section 304, 127 Stat 54, 89-92 (2013).

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(2) For purposes of the report required under subsection (1), each university shall include a title IX summary report that includes all of the following information:

- (a) The amounts and descriptions of all fees incurred in title IX-related civil and criminal litigation.
- (b) The number of title IX complaints.
- (c) The average length of time for investigation and resolution of title IX complaints.
- (d) The aggregate number of title IX cases, investigations, and complaints for each of the categories described in subparagraphs (i) to (iii), subject to subparagraph (iv), as follows:
 - (i) Cases investigated for less than 15 days.
 - (ii) Cases investigated for at least 30 days and less than 60 days.
 - (iii) Cases investigated for 90 days or more.
 - (iv) If, for any category of cases under subparagraphs (i) to (iii), there is an aggregate of fewer than 5 cases investigated, the university shall not report the aggregate number of cases and instead shall report that fewer than 5 cases were investigated.
- (e) The number of title IX appeals and the resolutions of those appeals.
- (f) The number of title IX-related complaints filed by the university with law enforcement agencies.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Veterans Policies

Sec. 275. (1) Each public university that receives an appropriation in section 236 shall do all of the following:

(a) Meet the provisions of section 5003 of the post-911 veterans educational assistance act of 2008, 38 USC 3301 to 3327, including voluntary participation in the Yellow Ribbon GI Education Enhancement Program established in that act in 38 USC 3317. By October 1 of each year, each public university shall report to the house and senate appropriations subcommittees on higher education, the house and senate fiscal agencies, and the Michigan Association of State Universities on whether or not it has chosen to participate in the Yellow Ribbon GI Education Enhancement Program. If at any time during the fiscal year a university participating in the Yellow Ribbon Program chooses to leave the Yellow Ribbon Program, it shall notify the house and senate appropriations subcommittees on higher education, the house and senate fiscal agencies, and the Michigan Association of State Universities.

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

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

(d) Include in its admission application process a specific question as to whether an applicant for admission is a veteran, an active member of the military, a member of the National Guard or military reserves, or the spouse or dependent of a veteran, active member of the military, or member of the National Guard or military reserves, in order to more quickly identify potential educational assistance available to that applicant.

(e) Consider all veterans residents of this state for determining their tuition rates and fees.

(f) Waive enrollment fees for all veterans.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

(2) By October 1 of each year, each public university shall report to the house and senate appropriations subcommittees on higher education, the house and senate fiscal agencies, and the department of military and veterans affairs regarding services provided specifically to veterans and active military duty personnel, including, but not limited to, the services described in subsection (1).

Unchanged

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

Unchanged

Capital Outlay Reporting

Sec. 275a. Funds appropriated in section 236 shall not be used by a public university to pay for the construction or maintenance of a self-liquidating project. A public university shall comply with section 238 of the management and budget act, 1984 PA 431, MCL 18.1238, and with the current use and finance requirements of the joint capital outlay subcommittee (JCOS) for any construction, renovation, or other capital outlay projects pursuant to JCOS policy. The appropriation in section 236 for a public university that fails to comply with JCOS reporting requirements shall be reduced by 1% for each violation.

Section deleted



HIGHER EDUCATION - Boilerplate

FY 2019-20
CURRENT LAW

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Veterans Admissions

Sec. 275b. (1) Each public university receiving funds under section 236 shall ensure that the public university does all of the following in its admission application process if it knows that an applicant for admission is currently serving, or has ever served, as a member of the military, the National Guard, or the military reserves:

(a) Inform the applicant that he or she may receive academic credit for college-level training and education he or she received while serving in the military.

(b) Inform the applicant that he or she may submit a transcript of his or her college-level military training and education to the public university.

(c) If the applicant submits a transcript described in subdivision (b), evaluate that transcript and notify the applicant of what transfer credits are available to the applicant from the public university for his or her college-level military training and education.

Unchanged

(2) As used in this section, "transcript" includes a joint services transcript prepared for the applicant under the American council on education registry of credit recommendations.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Meningococcal Meningitis Vaccine Information

Sec. 275c. Each university receiving funds under section 236 shall provide students with materials containing information about meningococcal meningitis and the vaccine for meningococcal meningitis, as provided by the department of health and human services pursuant to section 9205a of the public health code, 1978 PA 368, MCL 333.9205a. The materials shall contain information about, at a minimum, the causes and symptoms of meningococcal meningitis, how it is spread, and sources where students may obtain additional information about meningococcal meningitis and where they may obtain vaccination against meningococcal meningitis.

Unchanged

Communication with the Legislature

Sec. 275d. The legislature urges each university that receives an appropriation in section 236 to not take disciplinary action against an employee for communicating with a member of the legislature or a legislator's staff.

Section deleted



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

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

Martin Luther King, Jr. – Cesar Chavez – Rosa Parks (KCP) Future Faculty Program

Sec. 276. (1) Included in the appropriation for fiscal year 2019-2020 for each public university in section 236 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks future faculty program that is intended to increase the pool of academically or economically disadvantaged candidates pursuing faculty teaching careers in postsecondary education. Preference may not be given to applicants on the basis of race, color, ethnicity, gender, or national origin. Institutions should encourage applications from applicants who would otherwise not adequately be represented in the graduate student and faculty populations. Each public university shall apply the percentage change applicable to every public university in the calculation of appropriations in section 236 to the amount of funds allocated to the future faculty program.

Updates dates

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

Changes “workforce development agency” to “department of labor and economic opportunity”



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

KCP College Day Program

Sec. 277. (1) Included in the appropriation for fiscal year 2019-2020 for each public university in section 236 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks college day program that is intended to introduce academically or economically disadvantaged schoolchildren to the potential of a college education. Preference may not be given to participants on the basis of race, color, ethnicity, gender, or national origin. Public universities should encourage participation from those who would otherwise not adequately be represented in the student population.

Updates dates

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

Unchanged

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

Changes "workforce development agency" to "department of labor and economic opportunity"



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

KCP Select Student Support Services Program

Sec. 278. (1) Included in section 236 for fiscal year 2019-2020 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks select student support services program for developing academically or economically disadvantaged student retention programs for 4-year public and independent educational institutions in this state. Preference may not be given to participants on the basis of race, color, ethnicity, gender, or national origin. Institutions should encourage participation from those who would otherwise not adequately be represented in the student population.

Updates dates

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

Unchanged

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

Changes “workforce development agency” to “department of labor and economic opportunity”

KCP College/University Partnership Program

Sec. 279. (1) Included in section 236 for fiscal year 2019-2020 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks college/university partnership program between 4-year public and independent colleges and universities and public community colleges, which is intended to increase the number of academically or economically disadvantaged students who transfer from community colleges into baccalaureate programs. Preference may not be given to participants on the basis of race, color, ethnicity, gender, or national origin. Institutions should encourage participation from those who would otherwise not adequately be represented in the transfer student population.

Updates dates



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

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

Unchanged

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

Changes “workforce development agency” to “department of labor and economic opportunity”

KCP Visiting Professors Program

Sec. 280. (1) Included in the appropriation for fiscal year 2019-2020 for each public university in section 236 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks visiting professors program which is intended to increase the number of instructors in the classroom to provide role models for academically or economically disadvantaged students. Preference may not be given to participants on the basis of race, color, ethnicity, gender, or national origin. Public universities should encourage participation from those who would otherwise not adequately be represented in the student population.

Updates dates

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

Changes “workforce development agency” to “department of labor and economic opportunity”



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

KCP Morris Hood, Jr. Educator Development Program

Sec. 281. (1) Included in the appropriation for fiscal year 2019-2020 in section 236 is funding under the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks initiative for the Morris Hood, Jr. educator development program which is intended to increase the number of academically or economically disadvantaged students who enroll in and complete K-12 teacher education programs at the baccalaureate level. Preference may not be given to participants on the basis of race, color, ethnicity, gender, or national origin. Institutions should encourage participation from those who would otherwise not adequately be represented in the teacher education student population.

Updates dates

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

Changes “workforce development agency” to “department of labor and economic opportunity”

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

Unchanged

Reallocation of KCP Funds

Sec. 282. Each institution receiving funds for fiscal year 2019-2020 under section 278, 279, or 281 shall provide to the workforce development agency by April 15, 2020 the unobligated and unexpended funds as of March 31, 2020 and a plan to expend the remaining funds by the end of the fiscal year. Notwithstanding the award limitations in sections 278 and 279, the amount of funding reported as not being expended will be reallocated to the institutions that intend to expend all funding received under section 278, 279, or 281.

Updates dates and changes “workforce development agency” to “department of labor and economic opportunity”



HIGHER EDUCATION - Boilerplate

FY 2019-20
CURRENT LAW

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

STUDENT PERFORMANCE REPORTING

Information to High Schools

Sec. 283. (1) Using the data provided to the center as required by section 244 of this act, the center shall use the P-20 longitudinal data system to inform interested Michigan high schools and the public regarding the aggregate academic status of its students. The center shall work with the universities and the Michigan Association of State Universities and in cooperation with the Michigan Association of Secondary School Principals.

Unchanged

(2) Michigan high schools shall systematically inform the public universities about the use of information received under this section in a manner prescribed by the Michigan Association of Secondary School Principals in cooperation with the Michigan Association of State Universities.

Unchanged

Information to Community Colleges

Sec. 284. Using data provided to the center as required by section 244 of this act, the center shall use the P-20 longitudinal data system to inform Michigan community colleges regarding the academic status of community college transfer students. The center shall work with the universities and the Michigan Association of State Universities in cooperation with the Michigan Community College Association.

Unchanged

Transfer from Community College

Sec. 285. Public universities shall work with the state community colleges to encourage the transfer of students from the community colleges to the public universities and to facilitate the transfer of credits from the community colleges to the public universities.

Unchanged



HIGHER EDUCATION - Boilerplate

**FY 2019-20
CURRENT LAW**

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

Reverse Transfer

Sec. 286. Public universities shall work with community colleges in the state to implement statewide reverse transfer agreements to increase the number of students that are awarded credentials of value upon completion of the necessary credits. These statewide agreements shall enable students who have earned a significant number of credits at a community college and transfer to a baccalaureate granting institution before completing a degree to transfer the credits earned at the baccalaureate institution back to the community college in order to be awarded a credential of value.

Unchanged

Audit of HEIDI Data

Sec. 289. (1) At least once every 4 years, the auditor general shall audit higher education institutional data inventory (HEIDI) data submitted by all public universities under section 241 and may perform audits of selected public universities if determined necessary. The audits shall be based upon the definitions, requirements, and uniform reporting categories established by the state budget director in consultation with the HEIDI advisory committee. The auditor general shall submit a report of findings to the house and senate appropriations committees and the state budget director no later than July 1 of each year an audit takes place.

(1) In accordance with section 299(4) of the management and budget act, 1984 PA 431, MCL 18.1299, at least once every 4 years, the auditor general shall audit higher...



HIGHER EDUCATION - Boilerplate

FY 2019-20
CURRENT LAW

FY 2020-21

EXECUTIVE

HOUSE

SENATE

CONFERENCE

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

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

(b) Student credit hours generated through credit by examination.

(c) Student credit hours generated in new degree programs created on or after January 1, 1975 and before January 1, 2013, that were not specifically authorized for funding by the legislature, except spin-off programs converted from existing core programs, and student credit hours generated in any new degree programs created after January 1, 2013, that are specifically excluded from reporting by the legislature under this section.

Unchanged

New Degree Programs

Sec. 290. By March 1 of each year, the Michigan Association of State Universities shall provide a listing of new degree programs for which enrollment information will be reported to HEIDI under sections 241 and 289, as well as a listing of degree programs that institutions of higher education will no longer offer in subsequent academic years, to the house and senate appropriations subcommittees on higher education, the house and senate fiscal agencies, and the state budget director.

Unchanged

Performance Audits

Sec. 291. The auditor general may conduct performance audits of public universities receiving funds in section 236 as the auditor general considers necessary.

Section deleted