

**SUBSTITUTE FOR  
HOUSE BILL NO. 5785**

A bill to amend 1979 PA 94, entitled  
"The state school aid act of 1979,"  
by amending sections 236, 236b, 236c, 236h, 237b, 241, 245a, 251,  
252, 256, 259, 260, 263, 264, 265, 265a, 265b, 267, 268, 269, 270c,  
274, 275, 275b, 275f, 275g, 275h, 276, 277, 278, 279, 280, 281, and  
282 (MCL 388.1836, 388.1836b, 388.1836c, 388.1836h, 388.1837b,  
388.1841, 388.1845a, 388.1851, 388.1852, 388.1856, 388.1859,  
388.1860, 388.1863, 388.1864, 388.1865, 388.1865a, 388.1865b,  
388.1867, 388.1868, 388.1869, 388.1870c, 388.1874, 388.1875,  
388.1875b, 388.1875f, 388.1875g, 388.1875h, 388.1876, 388.1877,  
388.1878, 388.1879, 388.1880, 388.1881, and 388.1882), sections  
236, 236b, 236c, 241, 245a, 256, 259, 260, 263, 264, 265, 265b,  
267, 268, 269, 270c, 274, 275f, 275g, 275h, 276, 277, 278, 279,



280, 281, and 282 as amended and section 236h as added by 2021 PA 86, sections 237b and 275 as amended by 2020 PA 165, sections 251 and 252 as amended by 2019 PA 162, section 265a as amended by 2019 PA 62, and section 275b as amended by 2018 PA 265, and by adding sections 236j, 236k, 265f, 265g, 265h, 274a, 275j, and 275k; and to repeal acts and parts of acts.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 236. (1) Subject to the conditions set forth in this  
2 article, the amounts listed in this section are appropriated for  
3 higher education for the fiscal year ending September 30, ~~2022,~~  
4 **2023**, from the funds indicated in this section. The following is a  
5 summary of the appropriations in this section: ~~and section 236h:~~

6           (a) The gross appropriation is ~~\$1,808,251,200.00.~~  
7 **\$2,475,718,500.00**. After deducting total interdepartmental grants  
8 and intradepartmental transfers in the amount of \$0.00, the  
9 adjusted gross appropriation is  
10 ~~\$1,808,251,200.00.~~ **\$2,475,718,500.00**.

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

13           (i) Total federal revenues, ~~\$128,526,400.00.~~ **\$391,726,400.00**.

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

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

16           (iv) Total other state restricted revenues,  
17 ~~\$361,403,300.00.~~ **\$861,015,300.00**.

18           (v) State general fund/general purpose money,  
19 ~~\$1,318,321,500.00.~~ **\$1,222,976.800.00**.

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

22           (a) The appropriation for Central Michigan University is



1 ~~\$90,440,500.00, \$87,600,000.00 for operations, \$876,000.00 for 1-~~  
 2 ~~time supplemental funding, and \$1,964,500.00 for costs incurred~~  
 3 ~~under the North American Indian tuition waiver.~~ **\$89,393,100.00,**  
 4 **\$87,600,000.00 for operations and \$1,793,100.00 for costs incurred**  
 5 **under the North American Indian tuition waiver.**

6 (b) The appropriation for Eastern Michigan University is  
 7 ~~\$78,305,900.00, \$77,253,700.00 for operations, \$772,500.00 for 1-~~  
 8 ~~time supplemental funding, and \$279,700.00 for costs incurred under~~  
 9 ~~the North American Indian tuition waiver.~~ **\$77,607,300.00,**  
 10 **\$77,253,700.00 for operations and \$353,600.00 for costs incurred**  
 11 **under the North American Indian tuition waiver.**

12 (c) The appropriation for Ferris State University is  
 13 ~~\$56,541,600.00, \$55,025,500.00 for operations, \$550,300.00 for 1-~~  
 14 ~~time supplemental funding, and \$965,800.00 for costs incurred under~~  
 15 ~~the North American Indian tuition waiver.~~ **\$55,852,400.00,**  
 16 **\$55,025,500.00 for operations and \$826,900.00 for costs incurred**  
 17 **under the North American Indian tuition waiver.**

18 (d) The appropriation for Grand Valley State University is  
 19 ~~\$74,213,800.00, \$72,313,500.00 for operations, \$723,100.00 for 1-~~  
 20 ~~time supplemental funding, and \$1,177,200.00 for costs incurred~~  
 21 ~~under the North American Indian tuition waiver.~~ **\$100,218,300.00,**  
 22 **\$72,313,500.00 for operations, \$26,625,500.00 for per-student floor**  
 23 **funding, and \$1,279,300.00 for costs incurred under the North**  
 24 **American Indian tuition waiver.**

25 (e) The appropriation for Lake Superior State University is  
 26 ~~\$14,366,600.00, \$13,307,000.00 for operations, \$133,100.00 for 1-~~  
 27 ~~time supplemental funding, and \$926,500.00 for costs incurred under~~  
 28 ~~the North American Indian tuition waiver.~~ **\$14,095,800.00,**  
 29 **\$13,307,000.00 for operations and \$788,800.00 for costs incurred**



1 under the North American Indian tuition waiver.

2 (f) The appropriation for Michigan State University is  
 3 ~~\$357,862,000.00, \$287,331,700.00 for operations, \$2,873,300.00 for~~  
 4 ~~1-time supplemental funding, \$1,932,800.00 for costs incurred under~~  
 5 ~~the North American Indian tuition waiver, \$35,286,700.00 for MSU~~  
 6 ~~AgBioResearch, and \$30,437,500.00 for MSU~~  
 7 ~~Extension.~~**\$354,451,500.00, \$287,331,700.00 for operations,**  
 8 **\$2,046,400.00 for costs incurred under the North American Indian**  
 9 **tuition waiver, \$34,937,300.00 for MSU AgBioResearch, and**  
 10 **\$30,136,100.00 for MSU Extension.**

11 (g) The appropriation for Michigan Technological University is  
 12 ~~\$51,371,900.00, \$50,101,600.00 for operations, \$501,000.00 for 1-~~  
 13 ~~time supplemental funding, and \$769,300.00 for costs incurred under~~  
 14 ~~the North American Indian tuition waiver.~~**\$50,949,000.00,**  
 15 **\$50,101,600.00 for operations and \$847,400.00 for costs incurred**  
 16 **under the North American Indian tuition waiver.**

17 (h) The appropriation for Northern Michigan University is  
 18 ~~\$49,338,700.00, \$47,809,100.00 for operations, \$478,100.00 for 1-~~  
 19 ~~time supplemental funding, and \$1,051,500.00 for costs incurred~~  
 20 ~~under the North American Indian tuition waiver.~~**\$48,970,400.00,**  
 21 **\$47,809,100.00 for operations and \$1,161,300.00 for costs incurred**  
 22 **under the North American Indian tuition waiver.**

23 (i) The appropriation for Oakland University is  
 24 ~~\$54,012,900.00, \$53,147,400.00 for operations, \$531,500.00 for 1-~~  
 25 ~~time supplemental funding, and \$334,000.00 for costs incurred under~~  
 26 ~~the North American Indian tuition waiver.~~**\$78,144,100.00,**  
 27 **\$53,147,400.00 for operations, \$24,641,400.00 for per-student floor**  
 28 **funding, and \$355,300.00 for costs incurred under the North**  
 29 **American Indian tuition waiver.**



1 (j) The appropriation for Saginaw Valley State University is  
 2 ~~\$31,043,500.00, \$30,583,800.00 for operations, \$305,800.00 for 1-~~  
 3 ~~time supplemental funding, and \$153,900.00 for costs incurred under~~  
 4 ~~the North American Indian tuition waiver.~~**\$32,355,000.00,**  
 5 **\$30,583,800.00 for operations, \$1,582,900.00 for per-student floor**  
 6 **funding, and \$188,300.00 for costs incurred under the North**  
 7 **American Indian tuition waiver.**

8 (k) The appropriation for University of Michigan - Ann Arbor  
 9 is ~~\$326,265,400.00, \$321,970,100.00 for operations, \$3,219,700.00~~  
 10 ~~for 1-time supplemental funding, and \$1,075,600.00 for costs~~  
 11 ~~incurred under the North American Indian tuition~~  
 12 ~~waiver.~~**\$322,807,800.00, \$321,970,100.00 for operations and**  
 13 **\$837,700.00 for costs incurred under the North American Indian**  
 14 **tuition waiver.**

15 (l) The appropriation for University of Michigan - Dearborn is  
 16 ~~\$26,593,700.00, \$26,167,000.00 for operations, \$261,700.00 for 1-~~  
 17 ~~time supplemental funding, and \$165,000.00 for costs incurred under~~  
 18 ~~the North American Indian tuition waiver.~~**\$32,716,600.00,**  
 19 **\$26,167,000.00 for operations, \$6,303,400.00 for per-student floor**  
 20 **funding, and \$246,200.00 for costs incurred under the North**  
 21 **American Indian tuition waiver.**

22 (m) The appropriation for University of Michigan - Flint is  
 23 ~~\$24,197,400.00, \$23,616,200.00 for operations, \$236,200.00 for 1-~~  
 24 ~~time supplemental funding, and \$345,000.00 for costs incurred under~~  
 25 ~~the North American Indian tuition waiver.~~**\$27,874,400.00,**  
 26 **\$23,616,200.00 for operations, \$3,873,800.00 for per-student floor**  
 27 **funding, and \$384,400.00 for costs incurred under the North**  
 28 **American Indian tuition waiver.**

29 (n) The appropriation for Wayne State University is



1 ~~\$205,496,400.00, \$202,996,700.00 for operations, \$2,030,000.00 for~~  
 2 ~~1-time supplemental funding, and \$469,700.00 for costs incurred~~  
 3 ~~under the North American Indian tuition waiver.~~ **\$203,349,800.00,**  
 4 **\$202,996,700.00 for operations and \$353,100.00 for costs incurred**  
 5 **under the North American Indian tuition waiver.**

6 (o) The appropriation for Western Michigan University is  
 7 ~~\$113,432,700.00, \$111,522,200.00 for operations, \$1,115,200.00 for~~  
 8 ~~1-time supplemental funding, and \$795,300.00 for costs incurred~~  
 9 ~~under the North American Indian tuition waiver.~~ **\$112,121,500.00,**  
 10 **\$111,522,200.00 for operations and \$599,300.00 for costs incurred**  
 11 **under the North American Indian tuition waiver.**

12 (3) The amount appropriated in subsection (2) for public  
 13 universities is ~~\$1,553,483,000.00,~~ **\$1,600,907,000.00,** appropriated  
 14 from the following:

15 (a) State school aid fund, ~~\$343,168,300.00.~~ **\$406,195,300.00.**

16 (b) State general fund/general purpose money,  
 17 ~~\$1,210,314,700.00.~~ **\$1,194,711,700.00.**

18 (4) The amount appropriated for Michigan public school  
 19 employees' retirement system reimbursement is ~~\$13,495,000.00,~~  
 20 **\$70,000.00,** appropriated from the state school aid fund.

21 (5) The amount appropriated for state and regional programs is  
 22 \$316,800.00, appropriated from general fund/general purpose money  
 23 and allocated as follows:

24 (a) Higher education database modernization and conversion,  
 25 \$200,000.00.

26 (b) Midwestern Higher Education Compact, \$116,800.00.

27 (6) The amount appropriated for the Martin Luther King, Jr. -  
 28 Cesar Chavez - Rosa Parks program is \$2,691,500.00, appropriated  
 29 from general fund/general purpose money and allocated as follows:



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

2 (b) Michigan college/university partnership program,  
3 \$586,800.00.

4 (c) Morris Hood, Jr. educator development program,  
5 \$148,600.00.

6 (7) Subject to subsection (8), the amount appropriated for  
7 grants and financial aid is \$147,783,200.00, allocated as follows:

8 (a) State competitive scholarships, \$29,861,700.00.

9 (b) Tuition grants, \$42,021,500.00.

10 (c) Tuition incentive program, \$71,300,000.00.

11 (d) Children of veterans and officer's survivor tuition grant  
12 programs, \$1,400,000.00.

13 (e) Project GEAR-UP, \$3,200,000.00.

14 (8) The money appropriated in subsection (7) for grants and  
15 financial aid is appropriated from the following:

16 (a) Federal revenues under the United States Department of  
17 Education, Office of Elementary and Secondary Education, GEAR-UP  
18 program, \$3,200,000.00.

19 (b) Federal revenues under the social security act, temporary  
20 assistance for needy families, \$125,326,400.00.

21 (c) State general fund/general purpose money, \$19,256,800.00.

22 (9) For fiscal year ~~2021-2022~~**2022-2023** only, in addition to  
23 the allocation under subsection (4), from the appropriations  
24 described in subsection (1), there is allocated an amount not to  
25 exceed ~~\$4,740,000.00~~**\$4,650,000.00** for payments to participating  
26 public universities, appropriated from the state school aid fund. A  
27 university that receives money under this subsection shall use that  
28 money solely for the purpose of offsetting the normal cost  
29 contribution rate. As used in this subsection, "participating



1 public universities" means public universities that are a reporting  
2 unit of the Michigan public school employees' retirement system  
3 under the public school employees retirement act of 1979, 1980 PA  
4 300, MCL 38.1301 to 38.1437, and that pay contributions to the  
5 Michigan public school employees' retirement system for the state  
6 fiscal year.

7 ~~(11) The amount of one-time funding appropriated for the Japan~~  
8 ~~Center for Michigan Universities is \$500,000.00, appropriated from~~  
9 ~~the state general fund/general purpose money and allocated to~~  
10 ~~support the operations of the Japan Center.~~

11 (10) From the appropriations described in subsection (1),  
12 subject to section 274a, the amount appropriated for ethical stem  
13 cell/fetal tissue research is \$5,000,000.00, appropriated from the  
14 state general fund/general purpose money.

15 (11) The amount appropriated for pregnant and parenting  
16 student services is \$500,000.00, appropriated from the state school  
17 aid fund, and is subject to the conditions of the pregnant and  
18 parenting student services act, 2004 PA 500, MCL 390.1591 to  
19 390.1596.

20 (12) From the appropriations described in subsection (1),  
21 there is appropriated \$4,700,000.00 from the coronavirus state  
22 fiscal recovery funds under the American rescue plan act of 2021,  
23 title IX, subtitle M of Public Law 117-2, for fiscal year 2022-2023  
24 only, to the Michigan Health and Hospital Association, for creation  
25 of the Michigan Healthcare Workforce Collaborative. The Michigan  
26 Healthcare Workforce Collaborative shall provide information  
27 regarding this state's health care workforce needs as identified by  
28 hospitals and health systems and information regarding this state's  
29 graduates in health fields. The Michigan Health and Hospital





1 Association, in addition to the Michigan Community College  
2 Association, the Michigan Association of State Universities, and  
3 the Michigan Independent Colleges and Universities, shall provide a  
4 report to the house and senate appropriations subcommittees on  
5 higher education, the house and senate appropriations subcommittees  
6 on health and human services, the house and senate appropriations  
7 subcommittees on general government, the house and senate fiscal  
8 agencies, and the state budget director on aggregate data of total  
9 health care graduates, health care jobs, and the emerging health  
10 workforce talent needs by September 30, 2023.

11 (13) The amount of 1-time funding appropriated for the Detroit  
12 Center for Innovation is \$100,000,000.00, appropriated from the  
13 coronavirus state fiscal recovery funds under the American rescue  
14 plan act of 2021, title IX, subtitle M of Public Law 117-2. The  
15 developer and operator of the Detroit Center for Innovation shall  
16 provide information on request to the house and senate  
17 appropriations subcommittees on higher education, the house and  
18 senate fiscal agencies, and the state budget director on the use of  
19 these funds until the project is completed.

20 (14) The amount of 1-time funding appropriated for Wayne State  
21 University's Karmanos Cancer Institute project is \$100,000,000.00,  
22 appropriated from the coronavirus state fiscal recovery funds under  
23 the American rescue plan act of 2021, title IX, subtitle M of  
24 Public Law 117-2. Wayne State University shall provide information  
25 on request to the house and senate appropriations subcommittees on  
26 higher education, the house and senate fiscal agencies, and the  
27 state budget director on the use of these funds until the project  
28 is completed.

29 (15) The amount of 1-time funding appropriated for Michigan



1 State University's Dairy and Greenhouse renovation project is  
 2 \$53,000,000.00, appropriated from the coronavirus state fiscal  
 3 recovery funds under the American rescue plan act of 2021, title  
 4 IX, subtitle M of Public Law 117-2. Michigan State University shall  
 5 provide information on request to the house and senate  
 6 appropriations subcommittees on higher education, the house and  
 7 senate fiscal agencies, and the state budget director on the use of  
 8 these funds until the project is completed.

9 (16) The amount of 1-time funding appropriated for Ferris  
 10 State University's Jim Crow museum expansion project is  
 11 \$1,000,000.00, appropriated from state general fund/general purpose  
 12 money. Ferris State University shall provide information on request  
 13 to the house and senate appropriations subcommittees on higher  
 14 education, the house and senate fiscal agencies, and the state  
 15 budget director on the use of these funds until the project is  
 16 completed.

17 (17) The amount of 1-time funding appropriated for Grand  
 18 Valley State University's competency-based education incubator  
 19 project is \$5,500,000.00, appropriated from the coronavirus state  
 20 fiscal recovery funds under the American rescue plan act of 2021,  
 21 title IX, subtitle M of Public Law 117-2. Grand Valley State  
 22 University shall provide information on request to the house and  
 23 senate appropriations subcommittees on higher education, the house  
 24 and senate fiscal agencies, and the state budget director on the  
 25 use of these funds until the project is completed.

26 Sec. 236b. In addition to the funds appropriated in section  
 27 236, there is appropriated for grants and financial aid in fiscal  
 28 year ~~2021-2022-2022-2023~~ an amount not to exceed \$6,000,000.00 for  
 29 federal contingency authorization. These funds are not available



1 for expenditure until they have been transferred under section  
 2 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393,  
 3 for another purpose under this article.

4 Sec. 236c. In addition to the funds appropriated for fiscal  
 5 year ~~2021-2022-2022-2023~~ in section 236, appropriations to the  
 6 department of technology, management, and budget in the act  
 7 providing general appropriations for fiscal year ~~2021-2022-2022-~~  
 8 **2023** for state building authority rent, totaling an estimated  
 9 ~~\$130,595,300.00~~ **\$132,295,300.00**, provide funding for the state  
 10 share of costs for previously constructed capital projects for  
 11 state universities. These appropriations for state building  
 12 authority rent represent additional state general fund support  
 13 provided to public universities, and the following is an estimate  
 14 of the amount of that support to each university:

15 (a) Central Michigan University,

16 ~~\$13,227,700.00~~ **\$12,973,000.00.**

17 (b) Eastern Michigan University, ~~\$6,168,300.00~~ **\$6,049,500.00.**

18 (c) Ferris State University, ~~\$8,104,200.00~~ **\$8,392,700.00.**

19 (d) Grand Valley State University,

20 ~~\$7,380,000.00~~ **\$8,653,400.00.**

21 (e) Lake Superior State University,

22 ~~\$1,842,700.00~~ **\$2,340,600.00.**

23 (f) Michigan State University, ~~\$17,351,100.00~~ **\$16,673,800.00.**

24 (g) Michigan Technological University,

25 ~~\$3,488,700.00~~ **\$3,421,600.00.**

26 (h) Northern Michigan University, ~~\$7,486,500.00~~ **\$7,342,400.00.**

27 (i) Oakland University, ~~\$9,059,800.00~~ **\$9,488,200.00.**

28 (j) Saginaw Valley State University,

29 ~~\$8,009,900.00~~ **\$7,855,700.00.**



1 (k) University of Michigan - Ann Arbor,  
2 ~~\$10,459,000.00.~~ **\$12,065,900.00.**

3 (l) University of Michigan - Dearborn,  
4 ~~\$11,336,800.00.~~ **\$10,774,000.00.**

5 (m) University of Michigan - Flint,  
6 ~~\$6,546,200.00.~~ **\$6,084,700.00.**

7 (n) Wayne State University, ~~\$10,489,800.00.~~ **\$10,118,000.00.**

8 (o) Western Michigan University, ~~\$9,644,600.00.~~ **\$10,061,800.00.**

9 Sec. 236h. (1) For fiscal year ~~2021-2022~~ **2022-2023** only, in  
10 addition to the allocations under section 236(4) and (9), there is  
11 allocated an amount not to exceed ~~\$84,741,700.00~~ **\$449,600,000.00**  
12 for payments to participating public universities, appropriated  
13 from the state general fund/general purpose money. A university  
14 that receives money under this subsection shall use that money  
15 solely for the purpose of payments toward the pension and other  
16 postemployment benefit unfunded actuarial accrued liabilities  
17 associated with members and pension recipients of those  
18 participating public universities. As used in this section,  
19 "participating public universities" means public universities that  
20 are reporting units of the Michigan public school employees'  
21 retirement system under the public school employees retirement act  
22 of 1979, 1980 PA 300, MCL 38.1301 to 38.1437, and that pay  
23 contributions to the Michigan public school employees' retirement  
24 system for the state fiscal year.

25 (2) The amount allocated in subsection (1) ~~shall~~ **must** be  
26 allocated to each participating public university based on each  
27 participating public university's percentage of the total combined  
28 payrolls of the universities' employees who are members of the  
29 retirement system and who were hired before January 1, 1996 and the



1 universities' employees who would have been members of the  
 2 retirement system on or after January 1, 1996, but for the  
 3 enactment of 1995 PA 272 for all public universities that are  
 4 participating public universities for the immediately preceding  
 5 state fiscal year.

6 (3) Participating public universities receiving funds under  
 7 this section shall forward an amount equal to the amount allocated  
 8 under subsection (1) to the retirement system in a form, manner,  
 9 and time frame determined by the retirement system.

10 (4) Amounts allocated in subsection (1) ~~shall~~**must** be paid to  
 11 participating public universities in 1 ~~lump sum~~**lump-sum**  
 12 installment no later than December 31, ~~2021~~**2022**.

13 **Sec. 236j. (1) For fiscal year 2021-2022 only, in addition to**  
 14 **the allocations under section 236(4) and (9) and section 236h,**  
 15 **there is allocated an amount not to exceed \$200,000,000.00 for**  
 16 **payments to participating public universities, appropriated from**  
 17 **the state school aid fund. A university that receives money under**  
 18 **this subsection shall use that money solely for the purpose of**  
 19 **payments toward the pension and other postemployment benefit**  
 20 **unfunded actuarial accrued liabilities associated with members and**  
 21 **pension recipients of those participating public universities. As**  
 22 **used in this section, "participating public universities" means**  
 23 **public universities that are reporting units of the Michigan public**  
 24 **school employees' retirement system under the public school**  
 25 **employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to**  
 26 **38.1437, and that pay contributions to the Michigan public school**  
 27 **employees' retirement system for the state fiscal year.**

28 (2) The amount allocated in subsection (1) must be allocated  
 29 to each participating public university based on each participating



1 public university's percentage of the total combined payrolls of  
2 the universities' employees who are members of the retirement  
3 system and who were hired before January 1, 1996 and the  
4 universities' employees who would have been members of the  
5 retirement system on or after January 1, 1996, but for the  
6 enactment of 1995 PA 272 for all public universities that are  
7 participating public universities for the immediately preceding  
8 state fiscal year.

9 (3) Participating public universities receiving funds under  
10 this section shall forward an amount equal to the amount allocated  
11 under subsection (1) to the retirement system in a form, manner,  
12 and time frame determined by the retirement system.

13 (4) Amounts allocated in subsection (1) must be paid to  
14 participating public universities in 1 lump-sum installment no  
15 later than September 30, 2022.

16 Sec. 236k. (1) The amounts appropriated in section 236 for  
17 per-student floor funding are distributed to those public  
18 universities whose annual state appropriations per fiscal year  
19 equated student is less than \$4,672.00 and are allocated to ensure  
20 a funding floor of \$4,672.00 is met.

21 (2) The amount of an eligible public university's per-student  
22 floor funding allocation for fiscal year 2022-2023 is determined by  
23 multiplying the university's fiscal year equated students for  
24 fiscal year 2020-2021 by the difference between \$4,672.00 and an  
25 amount calculated by dividing the university's operations payment  
26 for fiscal year 2021-2022 by the university's fiscal year equated  
27 students for fiscal year 2020-2021. If a university's calculation  
28 under this subsection results in an amount equal to or less than  
29 \$0.00, the university is not eligible for a per-student floor



1 funding allocation.

2 (3) As used in this section:

3 (a) "Fiscal year equated students" means a public university's  
4 total fiscal year equated students as defined and reported in the  
5 higher education institutional data inventory for fiscal year  
6 ending September 30, 2021.

7 (b) "Operations payment" means only the amount specified as  
8 "for operations" for a public university in section 236(2) (a) to  
9 (o) for the fiscal year ending September 30, 2021.

10 Sec. 237b. As used in this article: ~~"center"~~

11 (a) "Center" means the center for educational performance and  
12 information created in section 94a.

13 (b) "College level equivalent credit examination" means an  
14 examination that is administered by an independent testing service  
15 and that is used by colleges and universities generally to award  
16 postsecondary credit for achievement of a particular score, and  
17 includes, but is not limited to, advanced placement examinations,  
18 the DANTES Subject Standardized Test (DSST), and college-level  
19 examination program (CLEP) examinations.

20 Sec. 241. (1) Subject to sections 244 and 265a, the funds  
21 appropriated in section 236 to public universities ~~shall~~**must** be  
22 paid out of the state treasury and distributed by the state  
23 treasurer to the respective institutions in 11 equal monthly  
24 installments on the sixteenth of each month, or the next succeeding  
25 business day, beginning with October 16, ~~2021.~~**2022**. Except for  
26 Wayne State University, each institution shall accrue its July and  
27 August 2022 payments to its institutional fiscal year ending June  
28 30, ~~2022.~~**2023**.

29 (2) All public universities shall submit higher education



1 institutional data inventory (HEIDI) data and associated financial  
 2 ~~and-aid~~ program information requested by and in a manner prescribed  
 3 by the state budget director. For public universities with fiscal  
 4 years ending June 30, these data ~~shall-must~~ be submitted to the  
 5 state budget director by October 15 of each fiscal year. Public  
 6 universities with a fiscal year ending September 30, ~~2021-2022~~  
 7 shall submit preliminary HEIDI data by November 15, ~~2021-2022~~ and  
 8 final data by December 15, ~~2021-2022~~. If a public university fails  
 9 to submit HEIDI data and associated financial aid program  
 10 information in accordance with this reporting schedule, the state  
 11 treasurer may withhold the monthly installments under subsection  
 12 (1) to the public university until those data are submitted.

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

18 (2) The "campus safety information and resources" section of a  
 19 public university's website ~~shall-must~~ include, but not be limited  
 20 to, all of the following information:

21 (a) Emergency contact numbers for police, fire, health, and  
 22 other services.

23 (b) Hours, locations, phone numbers, and email contacts for  
 24 campus public safety offices and title IX offices.

25 (c) A listing of safety and security services provided by the  
 26 university, including transportation, escort services, building  
 27 surveillance, anonymous tip lines, and other available security  
 28 services.

29 (d) ~~A public~~ **The** university's policies applicable to minors on





1 university property.

2 (e) A directory of resources available at the university or  
3 surrounding community for students or employees who are survivors  
4 of sexual assault or sexual abuse.

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

7 (g) Campus security policies and crime statistics pursuant to  
8 the student right-to-know and campus security act, Public Law 101-  
9 542, 104 Stat 2381. Information ~~shall~~**must** include all material  
10 prepared pursuant to the public information reporting requirements  
11 under the crime awareness and campus security act of 1990, title II  
12 of the student right-to-know and campus security act, Public Law  
13 101-542, 104 Stat 2381.

14 (3) A public university shall certify to the state budget  
15 director by October 1, ~~2021~~**2022** that it is in compliance with this  
16 section. The state budget director may withhold a public  
17 university's monthly installments described in section 241 until  
18 the public university complies with this section.

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

22 (2) Pursuant to section 6 of 1964 PA 208, MCL 390.976, the  
23 department of treasury shall determine an actual state competitive  
24 scholarship award per student, which ~~shall~~**must** be ~~\$1,000.00,~~  
25 **\$1,500.00**, that ensures that the aggregate payments for the state  
26 competitive scholarship program do not exceed the appropriation  
27 contained in section 236 for the state competitive scholarship  
28 program. If the department determines that insufficient funds are  
29 available to establish an award amount equal to ~~\$1,000.00,~~



1 **\$1,500.00**, the department shall immediately report to the house and  
 2 senate appropriations subcommittees on higher education, the house  
 3 and senate fiscal agencies, and the state budget director regarding  
 4 the estimated amount of additional funds necessary to establish a  
 5 ~~\$1,000.00~~**\$1,500.00** award amount.

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

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

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

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

24 Sec. 252. (1) The amounts appropriated in section 236 for the  
 25 state tuition grant program ~~shall~~**must** be distributed pursuant to  
 26 1966 PA 313, MCL 390.991 to 390.997a.

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



1 academic year.

2 (3) Pursuant to section 5 of 1966 PA 313, MCL 390.995, and  
3 subject to subsections (6) and (7), the department of treasury  
4 shall determine an actual tuition grant award per student, which  
5 ~~shall~~**must** be ~~\$2,800.00,~~**\$3,000.00**, that ensures that the aggregate  
6 payments for the tuition grant program do not exceed the  
7 appropriation contained in section 236 for the state tuition grant  
8 program. If the department determines that insufficient funds are  
9 available to establish an award amount equal to ~~\$2,800.00,~~  
10 **\$3,000.00**, the department shall immediately report to the house and  
11 senate appropriations subcommittees on higher education, the house  
12 and senate fiscal agencies, and the state budget director regarding  
13 the estimated amount of additional funds necessary to establish a  
14 ~~\$2,800.00~~**\$3,000.00** award amount. If the department determines that  
15 sufficient funds are available to establish an award amount equal  
16 to ~~\$2,800.00,~~**\$3,000.00**, the department shall immediately report to  
17 the house and senate appropriations subcommittees on higher  
18 education, the house and senate fiscal agencies, and the state  
19 budget director regarding the award amount established and the  
20 projected amount of any projected year-end appropriation balance  
21 based on that award amount. By February 18 of each fiscal year, the  
22 department shall analyze the status of award commitments, shall  
23 make any necessary adjustments, and shall confirm that those award  
24 commitments will not exceed the appropriation contained in section  
25 236 for the tuition grant program. The determination and actions  
26 ~~shall~~**must** be reported to the state budget director and the house  
27 and senate fiscal agencies no later than the final day of February  
28 of each year. If award adjustments are necessary, the students  
29 ~~shall~~**must** be notified of the adjustment by March 4 of each year.



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

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

11 (6) The department of treasury shall not award more than  
12 ~~\$4,800,000.00~~**\$5,000,000.00** in tuition grants to eligible students  
13 enrolled in the same independent nonprofit college or university in  
14 this state. Any decrease in the grant ~~shall~~**must** be proportional  
15 for all eligible students enrolled in that college or university,  
16 as determined by the department. The limit described in this  
17 subsection does not apply to any other student financial aid  
18 program or in combination with any other student financial aid  
19 program.

20 (7) The department of treasury shall not award tuition grants  
21 to otherwise eligible students enrolled in an independent college  
22 or university that does not report, in a form and manner directed  
23 by and satisfactory to the department of treasury, by October 31 of  
24 each year, all of the following:

25 (a) The number of students in the most recently completed  
26 academic year who in any academic year received a state tuition  
27 grant at the reporting institution and successfully completed a  
28 program or graduated.

29 (b) The number of students in the most recently completed



1 academic year who in any academic year received a state tuition  
 2 grant at the reporting institution and took a remedial education  
 3 class.

4 (c) The number of students in the most recently completed  
 5 academic year who in any academic year received a Pell grant at the  
 6 reporting institution and successfully completed a program or  
 7 graduated.

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

20 (9) **It is the intent of the legislature that if a student is**  
 21 **eligible to receive a competitive scholarship under section 251 and**  
 22 **a tuition grant under this section, the student will receive both**  
 23 **awards to the fullest extent permitted by section 7 of 1966 PA 313,**  
 24 **MCL 390.997.**

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

29 (2) As used in this section:



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

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

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

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

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

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

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

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

27 (iii) Be at least a half-time student, earning less than 80  
28 semester or 120 term credits at a participating educational  
29 institution within 4 years of high school graduation or achievement



1 of a high school equivalency certificate. All program eligibility  
 2 expires 10 years after initial enrollment at a participating  
 3 educational institution.

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

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

9 (i) Complete at least 56 transferable semester or 84  
 10 transferable term credits.

11 (ii) Obtain an associate degree or certificate at a  
 12 participating institution.

13 (c) To be eligible for phase I or phase II, an individual must  
 14 be financially eligible as determined by the department. An  
 15 individual is financially eligible for the tuition incentive  
 16 program if he or she was eligible for Medicaid from this state for  
 17 24 months within the 36 months ~~before application.~~ **prior to**  
 18 **completion of high school or achievement of a high school**  
 19 **equivalency certificate.** The department shall accept certification  
 20 of Medicaid eligibility only from the department of health and  
 21 human services for the purposes of verifying if a person is  
 22 Medicaid eligible for 24 months within the 36 months ~~before~~  
 23 ~~application.~~ **prior to completion of high school or achievement of a**  
 24 **high school equivalency certificate.** Certification of eligibility  
 25 may begin in the sixth grade.

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



1 for the type of educational institution.

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

3 (a) Payments for associate degree or certificate programs must  
4 not be made for more than 80 semester or 120 term credits for any  
5 individual student at any participating institution. **The department**  
6 **shall not do either of the following:**

7 (i) **Adopt or apply any total semester- or term-credit maximum**  
8 **that is less than the 80 semester- or 120 term-credit maximum**  
9 **provided in this subdivision.**

10 (ii) **Adopt or apply any per-semester or per-term credit maximum**  
11 **for a student whose semester or term credit load will not result in**  
12 **exceeding the total 80 semester- or 120 term-credit maximum**  
13 **provided in this subdivision.**

14 (b) For persons enrolled at a Michigan community college, the  
15 department shall pay the current in-district tuition and mandatory  
16 fees. For persons residing in an area that is not included in any  
17 community college district, the out-of-district tuition rate may be  
18 authorized. **The department shall apply a \$450.00 annual**  
19 **reimbursement maximum on community college mandatory fees per**  
20 **student.**

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

24 (d) For persons enrolled at a Michigan independent, nonprofit  
25 degree-granting college or university, a Michigan federal tribally  
26 controlled community college, or Focus: HOPE, the department shall  
27 ~~pay mandatory fees for the current year and a per-credit payment~~  
28 ~~that does not exceed the average community college in-district per-~~  
29 ~~credit tuition rate as reported by the last business day of August~~





1 ~~for the immediately preceding academic year.~~ **lower division resident**  
2 **tuition and mandatory fees for the current year.**

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

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

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

11 (7) The department shall work closely with participating  
12 institutions to provide the highest level of participation and  
13 ensure that all requirements of the program are met.

14 (8) The department shall notify students of their financial  
15 eligibility for the program any time after the student begins sixth  
16 grade.

17 (9) Except as otherwise provided in section 3(d) of the  
18 Michigan reconnect grant act, 2020 PA 84, MCL 390.1703, and section  
19 17 of the Michigan reconnect grant recipient act, 2020 PA 68, MCL  
20 390.1717, each institution shall ensure that all known available  
21 restricted grants for tuition and fees are used before billing the  
22 tuition incentive program for any portion of a student's tuition  
23 and fees.

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

28 (11) The department ~~of treasury~~ shall collaborate with the  
29 center to use the P-20 longitudinal data system to report the



1 following information for each qualified postsecondary institution:

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

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

16 (12) If a qualified postsecondary institution does not report  
 17 the data necessary to complete the reporting in subsection (11) to  
 18 the P-20 longitudinal data system by October 15 for the prior  
 19 academic year, the department ~~of treasury~~ shall not award phase I  
 20 tuition incentive program funding to otherwise eligible students  
 21 enrolled in that institution until the data are submitted.

22 Sec. 259. ~~It is the intent of the legislature that the~~ **The**  
 23 department of treasury **is encouraged to** continue an aggressive  
 24 campaign to inform high school students about the financial aid  
 25 programs offered by this state and the eligibility requirements for  
 26 participation in those financial aid programs, including free or  
 27 reduced tuition programs provided by community colleges and  
 28 universities in this state.

29 Sec. 260. (1) The department of treasury shall work with



1 student and postsecondary education groups, including the Michigan  
2 College Access Network, the Michigan Association of School  
3 Counselors, the Michigan Association of State Universities, the  
4 Michigan Community College Association, and the Michigan  
5 Independent Colleges and Universities, to provide an online  
6 informational resource for students in grades 9 through 12 and  
7 prospective and current student loan borrowers. The online  
8 informational resource must be a website or a portion of an  
9 existing website designed and maintained by the department of  
10 treasury that, to the extent practicable, contains information  
11 including, but not limited to, all of the following:

12 (a) A list of public and private community support centers,  
13 student debt clinics, and other organizations and their contact  
14 information submitted by Michigan College Access Network that  
15 provides free information and services for student loan borrowers  
16 to help educate them about repayment options and to help them  
17 access student loan programs or benefits for which they may be  
18 eligible.

19 (b) Links to state and federal financial aid programs,  
20 including FAFSA and College Scorecard.

21 (c) Links to each promise zone website and the financial aid  
22 website to each community college, public university, and  
23 independent college and university in this state.

24 (d) Benefits of federal student loans that may no longer be  
25 available if a borrower refinances a loan.

26 (e) Links to net price calculators for community colleges  
27 receiving an appropriation in section 201 and universities  
28 receiving an appropriation in section 236, if available.

29 (f) Information on the fundamentals of borrowing and



1 repayment, including, but not limited to, all of the following:

2 (i) A link to the federal Public Service Loan Forgiveness  
3 Program.

4 (ii) Deciding how much to borrow.

5 (iii) Creating a plan for borrowing and repayment.

6 (iv) Estimating how much borrowing is needed for a given school  
7 year.

8 (v) Evaluating financial aid offers.

9 (vi) Factors that affect total student loan costs.

10 (vii) Tips for graduating with less student loan debt.

11 (viii) A loan payment calculator or a link to a loan payment  
12 calculator that can be used for different types of loans.

13 (ix) Links to federal student loan entrance and exit counseling  
14 services and the FACT tool.

15 (x) Student loan debt relief scams.

16 (g) ~~A list of student loan providers in this state.~~ **Loan**  
17 **amortization information.**

18 (2) A university receiving an appropriation in section 236  
19 shall place a prominent link to the website created under this  
20 section on its website homepage.

21 (3) Independent colleges and universities in this state are  
22 encouraged to place a link to the website created under this  
23 section on their website homepages.

24 (4) By November 1 of each year, the department of treasury  
25 shall inform each high school in this state about the website  
26 described in this section and encourage them to distribute the  
27 information to all students in grades 9 through 12.

28 Sec. 263. (1) Included in the appropriation in section 236 for  
29 fiscal year ~~2021-2022-2022-2023~~ for MSU AgBioResearch is



1 \$2,982,900.00 and included in the appropriation in section 236 for  
 2 MSU Extension is \$2,645,200.00 for Project GREEN. Project GREEN  
 3 is intended to address critical regulatory, food safety, economic,  
 4 and environmental problems faced by this state's plant-based  
 5 agriculture, forestry, and processing industries. "GREEN" is an  
 6 acronym for Generating Research and Extension to Meet Environmental  
 7 and Economic Needs.

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

12 Sec. 264. Included in the appropriation in section 236 for  
 13 fiscal year ~~2021-2022-2022-2023~~ for Michigan State University is  
 14 \$80,000.00 for the Michigan Future Farmers of America Association.  
 15 This \$80,000.00 allocation ~~shall~~ **must** not supplant any existing  
 16 support that Michigan State University provides to the Michigan  
 17 Future Farmers of America Association.

18 Sec. 265. (1) Payments ~~under section 236 for 1-time~~  
 19 ~~supplemental funding for fiscal year 2021-2022, and payments under~~  
 20 ~~section 265a-236 for performance~~ **operations** funding for fiscal  
 21 ~~years~~ **year** 2022-2023 ~~and 2023-2024, shall~~ **must** only be made to a  
 22 public university that certifies to the state budget director by  
 23 October 1, ~~2021-2022~~ that its board did not adopt an increase in  
 24 tuition and fee rates for resident undergraduate students after  
 25 September 1, ~~2020-2021~~ **2021-2022** academic year  
 26 and that its board will not adopt an increase in tuition and fee  
 27 rates for resident undergraduate students for the ~~2021-2022-2022-~~  
 28 **2023** academic year that is greater than ~~4.2%~~ **4.4%** or ~~\$590.00,~~  
 29 **\$636.00**, whichever is greater. As used in this subsection:



1 (a) "Fee" means any board-authorized fee that will be paid by  
 2 more than 1/2 of all resident undergraduate students at least once  
 3 during their enrollment at a public university, as described in the  
 4 higher education institutional data inventory (HEIDI) user manual.  
 5 A university increasing a fee that applies to a specific subset of  
 6 students or courses shall provide sufficient information to prove  
 7 that the increase applied to that subset will not cause the  
 8 increase in the average amount of board-authorized total tuition  
 9 and fees paid by resident undergraduate students in the ~~2021-2022~~  
 10 **2022-2023** academic year to exceed the limit established in this  
 11 subsection.

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

20 (2) The state budget director shall implement uniform  
 21 reporting requirements to ensure that a public university receiving  
 22 ~~a payment under section 236 for 1-time supplemental funding or a~~  
 23 ~~payment under section 265a-236 for performance~~ **operations** funding  
 24 has satisfied the tuition restraint requirements of this section.  
 25 The state budget director ~~shall have~~ **has** the sole authority to  
 26 determine if a public university has met the requirements of this  
 27 section. Information reported by a public university to the state  
 28 budget director under this subsection ~~shall~~ **must** also be reported  
 29 to the house and senate appropriations subcommittees on higher



1 education and the house and senate fiscal agencies.

2 (3) Universities that exceed the tuition and fee rate cap  
3 described in subsection (1) ~~shall~~**will** not receive a planning or  
4 construction authorization for a state-funded capital outlay  
5 project in fiscal year ~~2022-2023 or 2023-2024~~ **or 2024-2025**.

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

11 Sec. 265a. (1) Appropriations to public universities in  
12 section 236 for fiscal ~~years 2019-2020, 2020-2021, and 2021-2022~~  
13 ~~for performance~~**year 2022-2023 for operations** funding ~~shall~~**must** be  
14 paid only to a public university that complies with section 265 and  
15 certifies to the state budget director, the house and senate  
16 appropriations subcommittees on higher education, and the house and  
17 senate fiscal agencies by October 1, ~~2019-2022~~ that it complies  
18 with all of the following requirements:

19 (a) The university participates in reverse transfer agreements  
20 described in section 286 with at least ~~3~~**4** Michigan community  
21 colleges.

22 (b) ~~The university does not and will not consider whether dual~~  
23 ~~enrollment credits earned by an incoming student were utilized~~  
24 ~~towards his or her high school graduation requirements when making~~  
25 ~~a determination as to whether those credits may be used by the~~  
26 ~~student toward completion of a university degree or certificate~~  
27 ~~program.~~**The university does not and will not apply any of the**  
28 **following criteria when determining whether credits earned outside**  
29 **the university by a student count toward a degree or certificate**



1 program offered by the university:

2 (i) Whether the credits were earned in a dual enrollment  
3 program that counted the credits toward high school graduation  
4 requirements.

5 (ii) Whether the credits were earned in a course that was  
6 delivered in a high school classroom, community college classroom  
7 or campus, or another location.

8 (iii) Whether the credits were earned in a course that was  
9 delivered online, in-person, or hybrid.

10 (iv) Whether other students enrolled in the course in which the  
11 credits were earned were enrolled in high school or counted the  
12 course toward high school graduation requirements.

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

17 (2) Any ~~performance~~**operations** funding amounts under section  
18 236 that are not paid to a public university because it did not  
19 comply with 1 or more requirements under subsection (1) are  
20 unappropriated and reappropriated for ~~performance~~**operations**  
21 funding to those public universities that meet the requirements  
22 under subsection (1), distributed in proportion to their  
23 performance funding appropriation amounts under section 236.

24 (3) The state budget director shall report to the house and  
25 senate appropriations subcommittees on higher education and the  
26 house and senate fiscal agencies by October 15, ~~2019,~~**2022**,  
27 regarding any ~~performance~~**operations** funding amounts that are not  
28 paid to a public university because it did not comply with 1 or  
29 more requirements under subsection (1) and any reappropriation of





1 funds under subsection (2).

2 ~~(4) Performance funding amounts described in section 236 are~~  
 3 **It is the intent of the legislature that performance funding, if**  
 4 **provided in section 236 in any fiscal year subsequent to the 2022-**  
 5 **2023 fiscal year, will be** distributed based on the following  
 6 formula:

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

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

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

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

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

24 (a) A university classified as in the top 20%, a score of 3.

25 (b) A university classified as above national median, a score  
 26 of 2.

27 (c) A university classified as improving, a score of 2. It is  
 28 the intent of the legislature that, beginning in the 2020-2021  
 29 state fiscal year, a university classified as improving is assigned



1 a score of 1.

2 (d) A university that is not included in subdivision (a), (b),  
3 or (c), a score of 0.

4 (6) It is the intent of the legislature to allocate future  
5 operations funding using a formula based on fiscal year equated  
6 students (FYES) that is similar in concept to the per-pupil model  
7 described in section 20 and that accounts for the differences  
8 between public universities classified under subsection (7) as  
9 doctoral universities - very high research activity and public  
10 universities that fall into the other Carnegie classification  
11 categories.

12 (7) ~~(6)~~As used in this section, "Carnegie classification"  
13 means the basic classification of the university according to the  
14 most recent version of the Carnegie classification of institutions  
15 of higher education, published by the Carnegie Foundation for the  
16 Advancement of Teaching.

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

23 Sec. 265b. (1) Appropriations to public universities in  
24 section 236 for the fiscal year ending September 30, ~~2022~~**2023** for  
25 operations funding ~~shall~~**must** be reduced by 10% pursuant to the  
26 procedures described in subdivision (a) for a public university  
27 that fails to submit certification to the state budget director,  
28 the house and senate appropriations subcommittees on higher  
29 education, and the house and senate fiscal agencies by October 1,



1 ~~2021~~**2022** that the university complies with sections 274c and 274d  
2 and that it complies with all of the requirements described in  
3 subdivisions (b) to (i), as follows:

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

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

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

17 (d) Consistent with the university's obligations under 20 USC  
18 1092(f), the university notifies each individual who reports having  
19 experienced sexual assault by a student, faculty member, or staff  
20 member of the university that the individual has the option to  
21 report the matter to law enforcement, to the university, to both,  
22 or to neither, as the individual may choose.

23 (e) The university provides both of the following:

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

28 (ii) For all students not considered freshmen or incoming  
29 transfer students, an online or electronic sexual misconduct



1 prevention presentation or course.

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

6 (g) The university had a third party review its title IX  
7 compliance office and related policies and procedures by the end of  
8 the 2018-2019 academic year. A copy of the third-party review ~~shall~~  
9 **must** be transmitted to the state budget director, the house and  
10 senate appropriations subcommittees on higher education, and the  
11 house and senate fiscal agencies. Each university shall have a  
12 third-party review once every three years and a copy of the third-  
13 party review ~~shall~~**must** be transmitted to the state budget  
14 director, the house and senate appropriations subcommittees on  
15 higher education, and the house and senate fiscal agencies.

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

29 (i) If allegations against an employee are made in more than 1



1 title IX complaint that resulted in the university finding that no  
2 misconduct occurred, the university requires that the title IX  
3 officer promptly notify the president or chancellor and a member of  
4 the university's governing board in writing and take all  
5 appropriate steps to ensure that the matter is being investigated  
6 thoroughly, including hiring an outside investigator for future  
7 cases involving that employee. A third-party title IX investigation  
8 under this subdivision does not prohibit the university from  
9 simultaneously conducting its own title IX investigation through  
10 its own title IX coordinator.

11 (2) Each public university that receives an appropriation in  
12 section 236 shall also certify that its president or chancellor and  
13 a member of its governing board has reviewed all title IX reports  
14 involving the alleged sexual misconduct of an employee of the  
15 university, and shall send the certification to the house and  
16 senate appropriations subcommittees on higher education, the house  
17 and senate fiscal agencies, and the state budget director by  
18 October 1, ~~2021~~-2022.

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

- 21 (a) Intimate partner violence.
- 22 (b) Nonconsensual sexual conduct.
- 23 (c) Sexual assault.
- 24 (d) Sexual exploitation.
- 25 (e) Sexual harassment.
- 26 (f) Stalking.

27 **Sec. 265f. (1) Each public university that receives an**  
28 **appropriation in section 236 shall demonstrate the acceptance of**  
29 **nationally recognized college level equivalent credit examination**



1 opportunities by developing and implementing policies and  
2 procedures for the awarding of academic credit through college  
3 level equivalent credit examinations.

4 (2) A public university shall not create policies or  
5 procedures that prevent students from earning college credits  
6 through college level equivalent credit examinations once enrolled  
7 in the public university.

8 (3) Each public university shall make its credit policies and  
9 opportunities for college level equivalent credit examinations  
10 publicly available on the university's website.

11 (4) If a public university requires scores above those  
12 recommended by the American Council on Education to earn college  
13 credit through college level equivalent credit examinations, that  
14 university shall submit to the house and senate appropriations  
15 subcommittees on higher education, the house and senate fiscal  
16 agencies, and the state budget director a report on the data and  
17 justifications for that decision by February 1, 2023.

18 Sec. 265g. (1) Each public university that receives an  
19 appropriation in section 236 shall provide all enrolled students  
20 information on accelerated degree completion pathways and options  
21 within the first semester of enrollment, and shall publicly post  
22 this information on the university's website by October 1, 2022.

23 (2) Each public university shall work to create accelerated  
24 degree completion pathways for enrolled students if such options do  
25 not already exist.

26 (3) Independent colleges and universities are encouraged to  
27 create accelerated degree completion pathways for enrolled students  
28 if such options do not already exist.

29 Sec. 265h. Using data collected by university survey or by a



1 university-recognized alumni association, each public university  
 2 that receives an appropriation in section 236 shall, by October 1,  
 3 2022, submit to the house and senate appropriations subcommittees  
 4 on higher education, the house and senate fiscal agencies, and the  
 5 state budget director a written report on the percentage of  
 6 graduates from each of the university's graduating classes in the  
 7 immediately preceding 5 years who were residents of this state as  
 8 of the following times:

9 (a) Upon graduation.

10 (b) One year after graduation.

11 (c) Five years after graduation.

12 Sec. 267. All public universities shall submit the amount of  
 13 tuition and fees actually charged to a full-time resident  
 14 undergraduate student for academic year ~~2021-2022-2022-2023~~ as part  
 15 of their higher education institutional data inventory (HEIDI) data  
 16 by October 1, ~~2021, 2022~~, and by the last business day of August  
 17 each year thereafter. A public university shall report any  
 18 revisions **of tuition and fee charges** for any semester of the  
 19 reported academic year ~~2021-2022 tuition and fee charges~~ to HEIDI  
 20 within 15 days ~~of~~ **after** being adopted.

21 Sec. 268. (1) For the fiscal year ending September 30, ~~2022,~~  
 22 **2023**, it is the intent of the legislature that funds be allocated  
 23 for unfunded North American Indian tuition waiver costs incurred by  
 24 public universities under 1976 PA 174, MCL 390.1251 to 390.1253,  
 25 from the general fund.

26 (2) By January 15 of each year, the department of civil rights  
 27 shall annually submit to the state budget director, the house and  
 28 senate appropriations subcommittees on higher education, and the  
 29 house and senate fiscal agencies a report on North American Indian



1 tuition waivers for the preceding academic year that includes, but  
2 is not limited to, all of the following information:

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

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

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

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

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

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

27 (3) By January 1 of each year, a public university that  
28 receives ~~funds under an~~ **appropriation in** section 236, or a tribal  
29 college receiving pass-through funds under section 269 or 270c,





1 shall provide to the department of civil rights any information  
 2 necessary for preparing the report detailed in subsection (2),  
 3 using guidelines and procedures developed by the department of  
 4 civil rights.

5 (4) The department of civil rights may consolidate the report  
 6 required under this section with the report required under section  
 7 223, but a consolidated report must separately identify data for  
 8 universities and data for community colleges.

9 Sec. 269. For fiscal year ~~2021-2022~~, **2022-2023**, from the  
 10 amount appropriated in section 236 to Central Michigan University  
 11 for costs incurred under the North American Indian tuition waiver,  
 12 ~~\$82,400.00 shall~~ **\$31,000.00 must** be paid to Saginaw Chippewa Tribal  
 13 College for the costs of waiving tuition for North American Indians  
 14 under 1976 PA 174, MCL 390.1251 to 390.1253. It is the intent of  
 15 the legislature that Saginaw Chippewa Tribal College provide the  
 16 department of civil rights the necessary information for the  
 17 college to be included in the report required under section 268.

18 Sec. 270c. For fiscal year ~~2021-2022~~, **2022-2023**, from the  
 19 amount appropriated in section 236 to Northern Michigan University  
 20 for costs incurred under the North American Indian tuition waiver,  
 21 ~~\$50,000.00~~ **\$87,800.00** is to be paid to Keweenaw Bay Ojibwa  
 22 Community College for the costs of waiving tuition for North  
 23 American Indians under 1976 PA 174, MCL 390.1251 to 390.1253. It is  
 24 the intent of the legislature that Keweenaw Bay Ojibwa Community  
 25 College provide the department of civil rights the necessary  
 26 information for the community college to be included in the report  
 27 required under section 268.

28 Sec. 274. It is the intent of the legislature that public and  
 29 private organizations that conduct human embryonic stem cell



1 derivation subject to section 27 of article I of the state  
 2 constitution of 1963 will provide information to the director of  
 3 the department of health and human services by December 1, ~~2021~~  
 4 **2022** that includes all of the following:

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

10 (b) A list of all human embryonic stem cell lines submitted by  
 11 the organization to the National Institutes of Health for inclusion  
 12 in the Human Embryonic Stem Cell Registry before and during fiscal  
 13 year ~~2020-2021, 2021-2022~~, and the status of each submission as  
 14 approved, pending approval, or review completed but not yet  
 15 accepted.

16 (c) Number of human embryonic stem cell lines derived and not  
 17 submitted for inclusion in the Human Embryonic Stem Cell Registry,  
 18 before and during fiscal year ~~2020-2021, 2021-2022~~.

19 **Sec. 274a. From the funds appropriated in section 236(10),**  
 20 **public universities classified as doctoral universities under the**  
 21 **Carnegie classification system may be awarded research grants up to**  
 22 **the full appropriated amount in section 236(10). As a condition to**  
 23 **receiving a grant under this section, a public university must**  
 24 **agree not to conduct any research on aborted fetal tissue. As used**  
 25 **in this section, "Carnegie classification" means that term as**  
 26 **defined in section 265a.**

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

29 (a) Meet the provisions of section 5003 of the post-911



1 veterans educational assistance act of 2008, 38 USC 3301 to 3327,  
2 including voluntary participation in the Yellow Ribbon GI Education  
3 Enhancement Program established in that act in 38 USC 3317. By  
4 October 1 of each year, each public university shall report to the  
5 house and senate appropriations subcommittees on higher education,  
6 the house and senate fiscal agencies, and the Michigan Association  
7 of State Universities on whether or not it has chosen to  
8 participate in the Yellow Ribbon GI Education Enhancement Program.  
9 If at any time during the fiscal year a university participating in  
10 the Yellow Ribbon Program chooses to leave the Yellow Ribbon  
11 Program, it shall notify the house and senate appropriations  
12 subcommittees on higher education, the house and senate fiscal  
13 agencies, and the Michigan Association of State Universities.

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

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

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

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

27 (f) Waive enrollment fees for all veterans.

28 (g) Provide reasonable programming and scheduling  
29 accommodations necessary to facilitate a student's military,



1 national guard, or military reserves duties and training  
2 obligations.

3 (h) Provide college level equivalent credit examination  
4 opportunities for veterans and active members of the military,  
5 National Guard, or military reserves within the first semester of  
6 enrollment.

7 (i) Grant college credit for, or create a structure that  
8 evaluates granting college credit for, the service background and  
9 experience of veterans and members of the military, National Guard,  
10 or military reserves.

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

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

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

28 (a) Inform the applicant that he or she may receive academic  
29 credit for college-level training and education he or she received



1 while serving in the military.

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

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

10 (d) **Inform the applicant of college level equivalent credit**  
11 **examination opportunities.**

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

15 Sec. 275f. It is the intent of the legislature that by  
16 February 1, ~~2022~~, **2023**, each public university receiving an  
17 appropriation in section 236 shall submit to the ~~senate and house~~  
18 **and senate** appropriations subcommittees on higher education, the  
19 ~~senate and house~~ **and senate** fiscal agencies, and the state budget  
20 director a report on activities related to strategic planning and  
21 internal assessment or reassessment to best provide for open and  
22 free expression and speech, while protecting students from hate-  
23 speech, violence, and discrimination.

24 Sec. 275g. By September 30, ~~2022~~, **2023**, each public university  
25 receiving an appropriation in section 236 shall do both of the  
26 following:

27 (a) Submit a report to the ~~senate and house~~ **and senate**  
28 appropriations subcommittees on higher education, the ~~senate and~~  
29 house **and senate** fiscal agencies, and the state budget director



1 describing all federal funds the university received, including the  
2 amounts, related to the COVID-19 pandemic, including, but not  
3 limited to, any federal funds received from the coronavirus relief  
4 fund under the coronavirus aid, relief, and economic security act,  
5 ~~Public Law 116-136,~~ **response and relief supplemental appropriations**  
6 **act, the American rescue plan act of 2021,** and similar federal  
7 relief packages.

8 (b) Post the information contained in the report described in  
9 subdivision (a) on the public transparency website described in  
10 section 245.

11 Sec. 275h. (1) It is the intent of the legislature that each  
12 public university adopt an advocacy policy applicable to faculty,  
13 staff, students, student employees, visitors, and contractors by  
14 January 1, ~~2022~~**2023** and comply with all other requirements of this  
15 section.

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

25 **Sec. 275j. It is the goal of the governor and legislature to**  
26 **ensure that 60% of Michigan's residents achieve a postsecondary**  
27 **credential, high-quality industry certification, associate degree,**  
28 **or bachelor's degree by 2030.**

29 **Sec. 275k. Each public university receiving an appropriation**



1 in section 236 is encouraged to maintain an operations reserve or  
 2 rainy day fund that equals 5% of the university's general fund  
 3 operating budget.

4 Sec. 276. (1) Included in the appropriation for fiscal year  
 5 ~~2021-2022-2022-2023~~ for each public university in section 236 is  
 6 funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks  
 7 future faculty program that is intended to increase the pool of  
 8 academically or economically disadvantaged candidates pursuing  
 9 faculty teaching careers in postsecondary education in this state.  
 10 Preference may not be given to applicants on the basis of race,  
 11 color, ethnicity, gender, or national origin. Institutions should  
 12 encourage applications from applicants who would otherwise not  
 13 adequately be represented in the graduate student and faculty  
 14 populations. Each public university shall apply the percentage  
 15 change applicable to every public university in the calculation of  
 16 appropriations in section 236 to the amount of funds allocated to  
 17 the future faculty program.

18 (2) ~~The program shall be administered by each~~ **Each** public  
 19 university **shall administer the program** in a manner prescribed by  
 20 the department of labor and economic opportunity. The department of  
 21 labor and economic opportunity shall use a good faith effort  
 22 standard to evaluate whether a fellowship is in default. All of the  
 23 following apply to the program:

24 (a) By April 15 of each year, public universities shall report  
 25 any anticipated unexpended or unencumbered program funds to the  
 26 department of labor and economic opportunity. Encumbered funds are  
 27 those funds that were committed by a fellowship agreement that is  
 28 signed during the current fiscal year or administrative expenses  
 29 that have been approved by the department of labor and economic



1 opportunity.

2 (b) Before August 1 ~~, 2022,~~ **of each year**, unexpended or  
 3 unencumbered funds may be transferred, under the direction of the  
 4 department of labor and economic opportunity, to a future faculty  
 5 program at another university to be awarded to an eligible  
 6 candidate at that university.

7 (c) Program allocations not expended or encumbered by  
 8 September 30, ~~2022-2023~~ must be returned to the department of labor  
 9 and economic opportunity so that those funds may lapse to the state  
 10 general fund.

11 (d) Not more than 5% of each public university's allocation  
 12 for the program may be used for administration of the program.

13 **(e) In addition to the appropriation for fiscal year 2022-**  
 14 **2023, any revenue received during prior fiscal years by the**  
 15 **department of labor and economic opportunity from defaulted**  
 16 **fellowship agreements is appropriated for the purposes originally**  
 17 **intended.**

18 Sec. 277. (1) Included in the appropriation for fiscal year  
 19 ~~2021-2022-2022-2023~~ for each public university in section 236 is  
 20 funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks  
 21 college day program that is intended to introduce academically or  
 22 economically disadvantaged schoolchildren to the potential of a  
 23 college education in this state. Preference may not be given to  
 24 participants on the basis of race, color, ethnicity, gender, or  
 25 national origin. Public universities should encourage participation  
 26 from those who would otherwise not adequately be represented in the  
 27 student population.

28 (2) Individual program plans of each public university ~~shall~~  
 29 **must** include a budget of equal contributions from this program, the





1 participating public university, the participating school district,  
 2 and the participating independent degree-granting college. College  
 3 day funds ~~shall~~**must** not be expended to cover indirect costs. Not  
 4 more than 20% of the university match ~~shall~~**may** be attributable to  
 5 indirect costs. Each public university shall apply the percentage  
 6 change applicable to every public university in the calculation of  
 7 appropriations in section 236 to the amount of funds allocated to  
 8 the college day program.

9 ~~(3) The program described in this section shall be~~  
 10 ~~administered by each~~**Each** public university **shall administer the**  
 11 **program described in this section** in a manner prescribed by the  
 12 department of labor and economic opportunity.

13 Sec. 278. (1) Included in section 236 for fiscal year ~~2021-~~  
 14 ~~2022-~~**2022-2023** is funding for the Martin Luther King, Jr. - Cesar  
 15 Chavez - Rosa Parks select student support services program for  
 16 developing academically or economically disadvantaged student  
 17 retention programs for 4-year public and independent educational  
 18 institutions in this state. Preference may not be given to  
 19 participants on the basis of race, color, ethnicity, gender, or  
 20 national origin. Institutions should encourage participation from  
 21 those who would otherwise not adequately be represented in the  
 22 student population.

23 (2) An award made under this program to any 1 institution  
 24 ~~shall~~**must** not be greater than \$150,000.00, **must have an award**  
 25 **period of no more than 2 years**, and ~~the amount awarded shall~~**must**  
 26 be matched on a 70% state, 30% college or university basis.

27 ~~(3) The program described in this section shall be~~  
 28 ~~administered by the~~**The** department of labor and economic  
 29 opportunity **shall administer the program described in this section.**



1           Sec. 279. (1) Included in section 236 for fiscal year ~~2021-~~  
 2 ~~2022-2022-2023~~ is funding for the Martin Luther King, Jr. - Cesar  
 3 Chavez - Rosa Parks college/university partnership program between  
 4 4-year public and independent colleges and universities and public  
 5 community colleges, which is intended to increase the number of  
 6 academically or economically disadvantaged students who transfer  
 7 from community colleges into baccalaureate programs in this state.  
 8 Preference may not be given to participants on the basis of race,  
 9 color, ethnicity, gender, or national origin. Institutions should  
 10 encourage participation from those who would otherwise not  
 11 adequately be represented in the transfer student population.

12           (2) The grants ~~shall~~**must** be made under the program described  
 13 in this section to Michigan public and independent colleges and  
 14 universities. An award to any 1 institution ~~shall~~**must** not be  
 15 greater than \$150,000.00, **must have an award period of no more than**  
 16 **2 years**, and ~~the amount awarded shall~~**must** be matched on a 70%  
 17 state, 30% college or university basis.

18           (3) ~~The program described in this section shall be~~  
 19 ~~administered by the~~**The** department of labor and economic  
 20 opportunity **shall administer the program described in this section.**

21           Sec. 280. (1) Included in the appropriation for fiscal year  
 22 ~~2021-2022-2022-2023~~ for each public university in section 236 is  
 23 funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks  
 24 visiting professors program, which is intended to increase the  
 25 number of instructors in the classroom to provide role models for  
 26 academically or economically disadvantaged students. Preference may  
 27 not be given to participants on the basis of race, color,  
 28 ethnicity, gender, or national origin. Public universities should  
 29 encourage participation from those who would otherwise not



1 adequately be represented in the student population.

2       (2) ~~The program described in this section shall be~~  
3 ~~administered by the~~ **The** department of labor and economic  
4 opportunity **shall administer the program described in this section.**

5       (3) The amount allocated to each university is \$9,994.00 **and**  
6 **is subject to an award period of no more than 2 years.** Each  
7 university receiving funds for fiscal year ~~2021-2022-2022-2023~~  
8 under this section shall report to the department of labor and  
9 economic opportunity by April 15, ~~2022-2023~~ the amount of its  
10 unobligated and unexpended funds as of March 31, ~~2022-2023~~ and a  
11 plan to expend the remaining funds by the end of the fiscal year.  
12 The amount of funding reported as not being expended may be  
13 transferred, under the direction of the department, to another  
14 university for use under this section.

15       Sec. 281. (1) Included in the appropriation for fiscal year  
16 ~~2021-2022-2022-2023~~ in section 236 is funding under the Martin  
17 Luther King, Jr. - Cesar Chavez - Rosa Parks initiative for the  
18 Morris Hood, Jr. educator development program, which is intended to  
19 increase the number of academically or economically disadvantaged  
20 students who enroll in and complete K-12 teacher education programs  
21 at the baccalaureate level and teach in this state. Preference may  
22 not be given to participants on the basis of race, color,  
23 ethnicity, gender, or national origin. Institutions should  
24 encourage participation from those who would otherwise not  
25 adequately be represented in the teacher education student  
26 population.

27       (2) The program described in this section ~~shall~~ **must** be  
28 administered by each state-approved teacher education institution  
29 in a manner prescribed by the department of labor and economic



1 opportunity.

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

6 Sec. 282. (1) Each institution receiving funds for fiscal year  
7 ~~2021-2022-2022-2023~~ under section 278, 279, or 281 shall provide to  
8 the department of labor and economic opportunity by April 15, ~~2022~~  
9 **2023** the unobligated and unexpended funds as of March 31, ~~2022-2023~~  
10 and a plan to expend the remaining funds by the end of the fiscal  
11 year. Notwithstanding the award limitations in sections 278 and  
12 279, the amount of funding reported as not being expended will be  
13 reallocated to the institutions that intend to expend all funding  
14 received under section 278, 279, or 281.

15 (2) Funds received for the purpose of administering programs  
16 under sections 275j, 278, 279, and 281 ~~shall~~**must** not be used for  
17 direct financial aid or indirect financial aid. However, a  
18 university may provide academic incentives to motivate  
19 participating students as approved by the department. As used in  
20 this subsection:

21 (a) "Direct financial aid" includes, but is not limited to,  
22 scholarships, payment of tuition, stipends, and work-studies.

23 (b) "Indirect financial aid" includes, but is not limited to,  
24 transportation, textbook allowances, child care support, and  
25 assistance with medical premiums or expenses.

26 Enacting section 1. In accordance with section 30 of article  
27 IX of the state constitution of 1963, total state spending from  
28 state sources for higher education for fiscal year 2021-2022 under  
29 article III of the state school aid act of 1979, 1979 PA 94, MCL



1 388.1836 to 388.1891, as amended by 2021 PA 86, and this amendatory  
2 act, is estimated at \$1,879,224,800.00 and the amount of that state  
3 spending from state sources to be paid to local units of government  
4 for fiscal year 2021-2022 is estimated at \$0.00. In accordance with  
5 section 30 of article IX of the state constitution of 1963, total  
6 state spending from state sources for higher education for fiscal  
7 year 2022-2023 under article III of the state school aid act of  
8 1979, 1979 PA 94, MCL 388.1836 to 388.1891, is estimated at  
9 \$2,083,992,100.00 and the amount of that state spending from state  
10 sources to be paid to local units of government for fiscal year  
11 2022-2023 is estimated at \$0.00.

12 Enacting section 2. Section 236i of the state school aid act  
13 of 1979, 1979 PA 94, MCL 388.1836i, is repealed effective October  
14 1, 2022.

15 Enacting section 3. (1) Section 236j of the state school aid  
16 act of 1979, 1979 PA 94, as added by this amendatory act, if  
17 granted immediate effect pursuant to section 27 of article IV of  
18 the state constitution of 1963, takes effect upon enactment of this  
19 amendatory act.

20 (2) Except as otherwise provided for the section cited in  
21 subsection (1), the remaining sections of this amendatory act take  
22 effect October 1, 2022.

