

**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



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

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

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

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

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



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

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

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

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

(n) The appropriation for Wayne State University is



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

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

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

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

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

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

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

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

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

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



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



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

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

(a) Central Michigan University,
~~\$13,227,700.00~~ **\$12,973,000.00.**

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

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

(d) Grand Valley State University,
~~\$7,380,000.00~~ **\$8,653,400.00.**

(e) Lake Superior State University,
~~\$1,842,700.00~~ **\$2,340,600.00.**

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

(g) Michigan Technological University,
~~\$3,488,700.00~~ **\$3,421,600.00.**

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

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

(j) Saginaw Valley State University,
~~\$8,009,900.00~~ **\$7,855,700.00.**



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

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

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

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

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

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

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



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 (c) 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:



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

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

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

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

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

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

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

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

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



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 semester**
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~~



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

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

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

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

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

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

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

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

(11) The department ~~of treasury~~ shall collaborate with the 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



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

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

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

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



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

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

(2) The state budget director shall implement uniform reporting requirements to ensure that a public university receiving ~~a payment under section 236 for 1-time supplemental funding or a payment under section 265a-236 for performance~~ **operations** funding has satisfied the tuition restraint requirements of this section. The state budget director ~~shall have~~ **has** the sole authority to determine if a public university has met the requirements of this section. Information reported by a public university to the state budget director under this subsection ~~shall~~ **must** also be reported 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



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

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

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

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

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

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 no less than 5% of the university's
 3 general fund 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



adequately be represented in the student population.

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

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

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

(2) The program described in this section ~~shall~~ **must** be
administered by each state-approved teacher education institution
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.