

**HIGHER EDUCATION AUTHORIZATION AND DISTANCE EDUCATION RECIPROCAL
EXCHANGE ACT (EXCERPT)
Act 45 of 2015**

***** 390.1694 THIS SECTION IS REPEALED BY ACT 127 OF 2023 EFFECTIVE SEPTEMBER 30, 2029

390.1694 Participation of state college or university in reciprocal agreement; authorization; requirements; expiration; renewal; authorization for out-of-state college or university to provide distance education to residents; requirements; expiration; renewal; fees.

Sec. 4. (1) The department shall authorize a college or university that is located in this state to participate in a reciprocal agreement to which the department is a party if the college or university meets all of the following:

(a) Enters into an agreement with the department to subject itself to section 5 and the other requirements of this act.

(b) Is an accredited college or university.

(c) Submits an application for authorization to participate in the reciprocal agreement, on a form and with accompanying documentation as prescribed by the department, that provides the name of the college or university, its business address in this state, the name of an individual designated for contact, proof of accreditation, proof of financial responsibility in the form of proof of certification, under 34 CFR 668.13, of compliance with the financial responsibility standards of 34 CFR, part 668, subpart L, and any other relevant information requested by the department.

(d) Pays an application fee of \$2,000.00 and an initial authorization fee of \$2,000.00.

(2) An authorization under subsection (1) to participate in a reciprocal agreement expires on December 31. A participating college may renew an authorization for 1 or more additional calendar years by submitting an application for renewal on a form prescribed by the department, and paying an annual renewal fee of \$2,000.00, by December 1 of each year.

(3) A college or university that is located outside of this state and is not a party to a reciprocal agreement to provide distance education to residents of this state may elect to obtain authorization from the department to provide that distance education. The department shall provide that authorization if the college or university meets all of the following:

(a) Enters into an agreement with the department to subject itself to section 5 and the other requirements of this act.

(b) Submits an application for authorization to provide distance education to residents of this state, on a form and with accompanying documentation as prescribed by the department, that provides the name of the college or university, its business address, the name of an individual designated for contact, proof of accreditation, proof of financial responsibility in the form of proof of certification, under 34 CFR 668.13, of compliance with the financial responsibility standards of 34 CFR, part 668, subpart L, and any other relevant information requested by the department.

(c) Pays an application fee of \$5,000.00 and an initial authorization fee of \$5,000.00.

(4) An authorization under subsection (3) to provide distance education to residents of this state expires on December 31. A college or university may renew an authorization obtained under subsection (3) for 1 or more additional calendar years by submitting an application for renewal on a form prescribed by the department, and paying an annual renewal fee of \$5,000.00, by December 1 of each year.

(5) Fees collected under this act shall be used solely for administrative expenses incurred under this act and are not refundable.

History: 2015, Act 45, Imd. Eff. June 9, 2015.

Compiler's note: For the transfer of powers and duties of the department of licensing and regulatory affairs to the department of labor and economic opportunity, see E.R.O. No. 2019-3, compiled at MCL 125.1998.