SUBSTITUTE FOR HOUSE BILL NO. 4303

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979,"

by amending sections 201, 202a, 206, 207a, 207b, 207c, 219, 223, 229a, and 230 (MCL 388.1801, 388.1802a, 388.1806, 388.1807a, 388.1807b, 388.1807c, 388.1819, 388.1823, 388.1829a, and 388.1830), sections 201, 202a, 206, 207a, 207b, 207c, 229a, and 230 as amended by 2022 PA 144, section 219 as amended by 2016 PA 249, and section 223 as amended by 2021 PA 86, and by adding sections 217a and 217b; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

Sec. 201. (1) Subject to the conditions set forth in this
 article, the amounts listed in this section are appropriated for
 community colleges for the fiscal year ending September 30, 2023,

- 1 2024, from the funds indicated in this section. The following is a
- 2 summary of the appropriations in this section:
- **3** (a) The gross appropriation is
- 4 \$530,258,000.00.\$504,451,700.00. After deducting total
- 5 interdepartmental grants and intradepartmental transfers in the
- 6 amount of \$0.00, the adjusted gross appropriation is
- $\frac{$530,258,000.00.$504,451,700.00}{}$
- 8 (b) The sources of the adjusted gross appropriation described
- 9 in subdivision (a) are as follows:
- 10 (i) Total federal revenues, \$81,200,000.00.\$10,000,000.00.
- 11 (ii) Total local revenues, \$0.00.
- 12 (iii) Total private revenues, \$0.00.
- 13 (iv) Total other state restricted revenues,
- 14 \$449,058,000.00.\$494,451,700.00.
- (v) State general fund/general purpose money, \$0.00.
- 16 (2) Subject to subsection (3), the amount appropriated for
- 17 community college operations is \$341,224,400.00, \$356,262,600.00,
- 18 allocated as follows:
- 19 (a) The appropriation for Alpena Community College is
- 20 \$6,040,500.00, \$5,753,300.00 for operations, \$273,500.00 for
- 21 performance funding, and \$13,700.00 for costs incurred under the
- 22 North American Indian tuition waiver. \$6,299,700.00, \$6,026,800.00
- 23 for operations, \$246,400.00 for performance funding, and \$26,500.00
- 24 for costs incurred under the North American Indian tuition waiver.
- 25 (b) The appropriation for Bay de Noc Community College is
- 26 \$5,986,700.00, \$5,602,800.00 for operations, \$274,200.00 for
- 27 performance funding, and \$109,700.00 for costs incurred under the
- 28 North American Indian tuition waiver. \$6,268,400.00, \$5,877,000.00
- 29 for operations, \$277,500.00 for performance funding, and

- 1 \$113,900.00 for costs incurred under the North American Indian 2 tuition waiver.
- 3 (c) The appropriation for Delta College is \$15,928,400.00,
- 4 \$15,160,500.00 for operations, \$727,700.00 for performance funding,
- 5 and \$40,200.00 for costs incurred under the North American Indian
- 6 tuition waiver. \$16,615,100.00, \$15,888,200.00 for operations,
- 7 \$678,700.00 for performance funding, and \$48,200.00 for costs
- 8 incurred under the North American Indian tuition waiver.
- 9 (d) The appropriation for Glen Oaks Community College is
- 10 \$2,802,100.00, \$2,651,200.00 for operations, \$150,900.00 for
- 11 performance funding, and \$0.00 for costs incurred under the North
- 12 American Indian tuition waiver. \$2,925,400.00, \$2,802,100.00 for
- operations, \$123,300.00 for performance funding, and \$0.00 for
- 14 costs incurred under the North American Indian tuition waiver.
- 15 (e) The appropriation for Gogebic Community College is
- 16 \$5,145,800.00, \$4,873,700.00 for operations, \$229,600.00 for
- 17 performance funding, and \$42,500.00 for costs incurred under the
- 18 North American Indian tuition waiver.\$5,345,000.00, \$5,103,300.00
- 19 for operations, \$203,800.00 for performance funding, and \$37,900.00
- 20 for costs incurred under the North American Indian tuition waiver.
- 21 (f) The appropriation for Grand Rapids Community College is
- 22 \$19,950,600.00, \$18,773,100.00 for operations, \$993,100.00 for
- 23 performance funding, and \$184,400.00 for costs incurred under the
- 24 North American Indian tuition waiver. \$20,858,500.00, \$19,766,200.00
- 25 for operations, \$970,300.00 for performance funding, and
- 26 \$122,000.00 for costs incurred under the North American Indian
- 27 tuition waiver.
- 28 (g) The appropriation for Henry Ford College is
- 29 \$23,731,400.00, \$22,533,100.00 for operations, \$1,167,000.00 for

- 1 performance funding, and \$31,300.00 for costs incurred under the
- 2 North American Indian tuition waiver. \$24,820,900.00, \$23,700,100.00
- 3 for operations, \$1,106,700.00 for performance funding, and
- 4 \$14,100.00 for costs incurred under the North American Indian
- 5 tuition waiver.
- 6 (h) The appropriation for Jackson College is \$13,337,700.00,
- 7 \$12,756,200.00 for operations, \$538,900.00 for performance funding,
- 8 and \$42,600.00 for costs incurred under the North American Indian
- 9 tuition waiver.\$13,831,500.00, \$13,295,100.00 for operations,
- 10 \$503,100.00 for performance funding, and \$33,300.00 for costs
- 11 incurred under the North American Indian tuition waiver.
- 12 (i) The appropriation for Kalamazoo Valley Community College
- 13 is \$13,832,700.00, \$13,099,900.00 for operations, \$676,200.00 for
- 14 performance funding, and \$56,600.00 for costs incurred under the
- 15 North American Indian tuition waiver. \$14,468,800.00, \$13,776,100.00
- 16 for operations, \$635,200.00 for performance funding, and \$57,500.00
- 17 for costs incurred under the North American Indian tuition waiver.
- 18 (j) The appropriation for Kellogg Community College is
- 19 \$10,781,400.00, \$10,267,100.00 for operations, \$487,300.00 for
- 20 performance funding, and \$27,000.00 for costs incurred under the
- 21 North American Indian tuition waiver. \$11,238,800.00, \$10,754,400.00
- 22 for operations, \$463,400.00 for performance funding, and \$21,000.00
- 23 for costs incurred under the North American Indian tuition waiver.
- 24 (k) The appropriation for Kirtland Community College is
- 25 \$3,601,000.00, \$3,358,400.00 for operations, \$219,500.00 for
- 26 performance funding, and \$23,100.00 for costs incurred under the
- 27 North American Indian tuition waiver.\$3,773,500.00, \$3,577,900.00
- 28 for operations, \$175,800.00 for performance funding, and \$19,800.00
- 29 for costs incurred under the North American Indian tuition waiver.

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          (1) The appropriation for Lake Michigan College is
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    $5,990,800.00, $5,702,700.00 for operations, $275,700.00 for
 3
    performance funding, and $12,400.00 for costs incurred under the
 4
    North American Indian tuition waiver.$6,287,700.00, $5,978,400.00
    for operations, $305,700.00 for performance funding, and $3,600.00
 5
 6
    for costs incurred under the North American Indian tuition waiver.
 7
          (m) The appropriation for Lansing Community College is
    $34,339,200.00, $32,852,000.00 for operations, $1,376,900.00 for
 8
 9
    performance funding, and $110,300.00 for costs incurred under the
10
    North American Indian tuition waiver. $35,606,600.00, $34,228,900.00
11
    for operations, $1,314,200.00 for performance funding, and
12
    $63,500.00 for costs incurred under the North American Indian
13
    tuition waiver.
14
          (n) The appropriation for Macomb Community College is
15
    $35,950,400.00, $34,276,100.00 for operations, $1,635,800.00 for
    performance funding, and $38,500.00 for costs incurred under the
16
17
    North American Indian tuition waiver. $37,489,500.00, $35,911,900.00
18
    for operations, $1,551,100.00 for performance funding, and
19
    $26,500.00 for costs incurred under the North American Indian
    tuition waiver.
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21
          (o) The appropriation for Mid Michigan Community College is
22
    $5,555,700.00, $5,184,400.00 for operations, $273,700.00 for
23
    performance funding, and $97,600.00 for costs incurred under the
24
    North American Indian tuition waiver.$5,770,000.00, $5,458,100.00
25
    for operations, $256,300.00 for performance funding, and $55,600.00
26
    for costs incurred under the North American Indian tuition waiver.
27
          (p) The appropriation for Monroe County Community College is
    $5,005,000.00, $4,746,200.00 for operations, $257,400.00 for
28
    performance funding, and $1,400.00 for costs incurred under the
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- 1 North American Indian tuition waiver. \$5,258,700.00, \$5,003,600.00
- 2 for operations, \$253,000.00 for performance funding, and \$2,100.00
- 3 for costs incurred under the North American Indian tuition waiver.
- 4 (q) The appropriation for Montcalm Community College is
- 5 \$3,767,400.00, \$3,570,600.00 for operations, \$188,300.00 for
- 6 performance funding, and \$8,500.00 for costs incurred under the
- 7 North American Indian tuition waiver.\$3,946,800.00, \$3,758,900.00
- 8 for operations, \$178,400.00 for performance funding, and \$9,500.00
- 9 for costs incurred under the North American Indian tuition waiver.
- 10 (r) The appropriation for C.S. Mott Community College is
- 11 \$17,127,100.00, \$16,440,000.00 for operations, \$658,300.00 for
- 12 performance funding, and \$28,800.00 for costs incurred under the
- 13 North American Indian tuition waiver. \$17,753,800.00, \$17,098,300.00
- 14 for operations, \$624,000.00 for performance funding, and \$31,500.00
- 15 for costs incurred under the North American Indian tuition waiver.
- 16 (s) The appropriation for Muskegon Community College is
- 17 \$9,775,400.00, \$9,289,100.00 for operations, \$444,300.00 for
- 18 performance funding, and \$42,000.00 for costs incurred under the
- 19 North American Indian tuition waiver. \$10,175,800.00, \$9,733,400.00
- 20 for operations, \$429,700.00 for performance funding, and \$12,700.00
- 21 for costs incurred under the North American Indian tuition waiver.
- 22 (t) The appropriation for North Central Michigan College is
- 23 \$3,779,800.00, \$3,389,300.00 for operations, \$226,600.00 for
- 24 performance funding, and \$163,900.00 for costs incurred under the
- 25 North American Indian tuition waiver.\$3,985,700.00, \$3,615,900.00
- 26 for operations, \$227,600.00 for performance funding, and
- 27 \$142,200.00 for costs incurred under the North American Indian
- 28 tuition waiver.
- 29 (u) The appropriation for Northwestern Michigan College is

- 1 \$10,162,300.00, \$9,567,100.00 for operations, \$439,700.00 for
- 2 performance funding, and \$155,500.00 for costs incurred under the
- 3 North American Indian tuition waiver. \$10,603,600.00, \$10,006,800.00
- 4 for operations, \$419,800.00 for performance funding, and
- 5 \$177,000.00 for costs incurred under the North American Indian
- 6 tuition waiver.
- 7 (v) The appropriation for Oakland Community College is
- 8 \$23,505,300.00, \$22,211,700.00 for operations, \$1,257,800.00 for
- 9 performance funding, and \$35,800.00 for costs incurred under the
- 10 North American Indian tuition waiver. \$24,629,500.00, \$23,469,500.00
- 11 for operations, \$1,137,700.00 for performance funding, and
- 12 \$22,300.00 for costs incurred under the North American Indian
- 13 tuition waiver.
- 14 (w) The appropriation for Schoolcraft College is
- 15 \$13,960,700.00, \$13,196,200.00 for operations, \$743,300.00 for
- 16 performance funding, and \$21,200.00 for costs incurred under the
- 17 North American Indian tuition waiver. \$14,665,300.00, \$13,939,500.00
- 18 for operations, \$695,100.00 for performance funding, and \$30,700.00
- 19 for costs incurred under the North American Indian tuition waiver.
- 20 (x) The appropriation for Southwestern Michigan College is
- 21 \$7,359,900.00, \$6,979,400.00 for operations, \$353,400.00 for
- 22 performance funding, and \$27,100.00 for costs incurred under the
- 23 North American Indian tuition waiver. \$7,660,500.00, \$7,332,800.00
- 24 for operations, \$315,000.00 for performance funding, and \$12,700.00
- 25 for costs incurred under the North American Indian tuition waiver.
- 26 (y) The appropriation for St. Clair County Community College
- 27 is \$7,805,200.00, \$7,385,200.00 for operations, \$401,400.00 for
- 28 performance funding, and \$18,600.00 for costs incurred under the
- 29 North American Indian tuition waiver. \$8,184,000.00, \$7,786,600.00

- for operations, \$381,400.00 for performance funding, and \$16,000.00 for costs incurred under the North American Indian tuition waiver.
- 3 (z) The appropriation for Washtenaw Community College is
- 4 \$14,875,000.00, \$13,855,900.00 for operations, \$995,400.00 for
- 5 performance funding, and \$23,700.00 for costs incurred under the
- 6 North American Indian tuition waiver. \$15,830,700.00, \$14,851,300.00
- 7 for operations, \$966,700.00 for performance funding, and \$12,700.00
- 8 for costs incurred under the North American Indian tuition waiver.
- 9 (aa) The appropriation for Wayne County Community College is
- 10 \$18,384,700.00, \$17,593,400.00 for operations, \$782,700.00 for
- 11 performance funding, and \$8,600.00 for costs incurred under the
- 12 North American Indian tuition waiver. \$19,116,200.00, \$18,376,100.00
- 13 for operations, \$735,500.00 for performance funding, and \$4,600.00
- 14 for costs incurred under the North American Indian tuition waiver.
- 15 (bb) The appropriation for West Shore Community College is
- 16 \$2,742,200.00, \$2,585,600.00 for operations, \$135,400.00 for
- 17 performance funding, and \$21,200.00 for costs incurred under the
- 18 North American Indian tuition waiver.\$2,852,600.00, \$2,721,000.00
- 19 for operations, \$117,200.00 for performance funding, and \$14,400.00
- 20 for costs incurred under the North American Indian tuition waiver.
- 21 (3) The amount appropriated in subsection (2) for community
- 22 college operations is $\frac{341,224,400.00}{9}$ \$356,262,600.00 and is
- 23 appropriated from the state school aid fund.
- 24 (4) From the appropriations described in subsection (1), both
- 25 of the following apply:
- 26 (a) Subject to section 207a, the amount appropriated for
- 27 fiscal year 2022-2023 **2023-2024** to offset certain fiscal year 2022-
- 28 2023-2024 retirement contributions is \$1,733,600.00,
- 29 \$7,189,000.00, appropriated from the state school aid fund.

- 1 (b) For fiscal year 2022-2023, 2023-2024, there is allocated
 2 an amount not to exceed \$10,800,000.00 \$23,000,000.00 for payments
 3 to participating community colleges, appropriated from the state
 4 school aid fund. A community college that receives money under this
 5 subdivision shall use that money solely for the purpose of
 6 offsetting the normal cost contribution rate.
 - (5) From the appropriations described in subsection (1), subject to section 207b, the amount appropriated for payments to community colleges that are participating entities of the retirement system is \$92,600,000.00, \$105,800,000.00, appropriated from the state school aid fund.
 - (6) From the appropriations described in subsection (1), subject to section 207c, the amount appropriated for renaissance zone tax reimbursements is \$2,200,000.00, appropriated from the state school aid fund. Each community college receiving funds in this subsection shall accrue these payments to its institutional fiscal year ending June 30, 2023.2024.
 - (7) From the appropriations described in subsection (1), subject to section 216, the amount appropriated for the Michigan reconnect grant program short-term training grants is \$6,000,000.00, appropriated from the coronavirus state fiscal recovery funds under the American rescue plan act of 2021, title IX, subtitle M of Public Law 117-2.
 - (8) From the appropriations described in subsection (1), there is appropriated \$9,200,000.00 from the coronavirus state fiscal recovery funds under the American rescue plan act of 2021, title IX, subtitle M of Public Law 117-2, for fiscal year 2022-2023 only, to the nonprofit organization Talent 2025, for the creation and operation of the Michigan center for adult college success to focus

1 on research, support models, and best practices on ensuring 2 enrollment and completion of college degrees and certificates among adults returning to further their education due to being unemployed 3 or underemployed, including, but not limited to, those whose 4 5 employment opportunities have been adversely affected by the COVID-6 19 pandemic. The goal of the research is to identify barriers that 7 prevent these individuals from completing degree and certificate 8 programs, create greater support systems within colleges and 9 universities for these students that address these barriers, and as 10 a result increase the number of adults completing degree and 11 certificate programs. This research is meant to serve the overarching aim of increasing the skills and training of 12 Michiganders impacted by the COVID-19 pandemic. Talent 2025 shall 13 14 provide information on request to the house and senate 15 appropriations subcommittees on community colleges, the house and 16 senate fiscal agencies, and the state budget director on the use of 17 these funds until the project is completed. 18 (9) From the appropriations described in subsection (1), 19 subject to section 216a, there is appropriated \$10,000,000.00, from 20 the coronavirus state fiscal recovery funds under the American 21 rescue plan act of 2021, title IX, subtitle M of Public Law 117-2, for fiscal year 2022-2023 only, to the Michigan Community College 22 23 Association, for the community college academic catch-up program. 24 (11) From the appropriations described in subsection (1), 25 subject to section 216b, the amount appropriated for the Michigan 26 ADN to BSN completion grant program is \$56,000,000.00, appropriated 27 from the coronavirus state fiscal recovery funds under the American rescue plan act of 2021, title IX, subtitle M of Public Law 117-2. 28 29 (7) From the appropriations described in subsection (1), the

- 1 amount appropriated for career and education navigators for adult
- 2 learners is \$5,000,000.00, appropriated from the coronavirus state
- 3 fiscal recovery funds under the American rescue plan act of 2021,
- 4 title IX, subtitle M of Public Law 117-2. Counties may apply for
- 5 grant funding through the Office of Sixty by 30 in the department
- 6 of labor and economic opportunity to supplement or create
- 7 navigation efforts of adult learners. The Office of Sixty by 30
- 8 shall issue a report including, but not limited to, the number of
- 9 grants awarded, a list of counties awarded grants and the amounts,
- 10 and the amount of unexpended funds remaining at the end of the
- 11 fiscal year. The report must be issued to the house and senate
- 12 appropriations subcommittee on community colleges, the house and
- 13 senate fiscal agencies, and the state budget director by September
- 14 30, 2024.
- 15 (8) From the appropriations described in subsection (1), the
- 16 amount appropriated for the Michigan Reconnect Entry Point Program
- 17 is \$5,000,000.00, appropriated from the coronavirus state fiscal
- 18 recovery funds under the American rescue plan act of 2021, title
- 19 IX, subtitle M of Public Law 117-2. Counties and community colleges
- 20 may apply for grant funding through the Office of Sixty by 30 in
- 21 the department of labor and economic opportunity to engage Michigan
- 22 reconnect grant applicants who have been approved for funding but
- 23 have not enrolled in a postsecondary or eligible Michigan reconnect
- 24 program and work to identify and resolve barriers preventing
- 25 enrollment. The Office of Sixty by 30 shall issue a report
- 26 including, but not limited to, the number of grants awarded, a list
- 27 of counties and community colleges awarded grants and the amounts,
- 28 and the amount of unexpended funds remaining at the end of the
- 29 fiscal year. The report must be issued to the house and senate

- 1 appropriations subcommittee on community colleges, the house and
- 2 senate fiscal agencies, and the state budget director by September
- 3 30, 2024.
- 4 (9) From the appropriations described in subsection (1), the
- 5 amount appropriated for community college campus security and
- 6 safety upgrades is \$100.00, appropriated from the state school aid
- 7 fund.
- 8 Sec. 202a. As used in this article:
- 9 (a) "ADN" means an associate of science degree in nursing, an
- 10 associate of applied science in nursing, or a similar 2-year degree
- 11 in nursing.
- (b) "BSN" means a bachelor of science degree in nursing.
- (a) (c)—"Center" means the center for educational performance
- 14 and information created in section 94a.
- (b) (d) "College level equivalent credit examination" means an
- 16 examination that is administered by an independent testing service
- 17 and that is used by colleges and universities generally to award
- 18 postsecondary credit for achievement of a particular score, and
- 19 includes, but is not limited to, advanced placement examinations,
- 20 the DANTES Subject Standardized Test (DSST), and college-level
- 21 examination program (CLEP) examinations.
- 22 (c) (e) "Participating college" means a community college that
- 23 is a reporting unit of the retirement system and that reports
- 24 employees to the retirement system for the state fiscal year.
- 25 (d) (f)—"Retirement system" means the Michigan public school
- 26 employees' retirement system under the public school employees
- 27 retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1437.
- Sec. 206. (1) Except for the funds appropriated in section
- 29 201(4)(b), the funds appropriated in section 201 are appropriated

- 1 for community colleges with fiscal years ending June 30, 2023-2024
- 2 and must be paid out of the state treasury and distributed by the
- 3 state treasurer to the respective community colleges in 11 monthly
- 4 installments on the sixteenth of each month, or the next succeeding
- 5 business day, beginning with October 16, 2022. **2023.** Each community
- 6 college shall accrue its July and August 2023 2024 payments to its
- 7 institutional fiscal year ending June 30, 2023.2024.
- 8 (2) The funds appropriated in section 201(4)(b) are
- 9 appropriated for community colleges with fiscal years ending June
- 10 30, 2023 **2024** and must be distributed to the respective community
- 11 colleges in quarterly installments on the sixteenth of each
- 12 November, February, May, and August. Each community college shall
- 13 accrue its August 2023—2024 payments to its institutional fiscal
- 14 year ending June 30, 2023.2024.
- 15 (3) If the state budget director determines that a community
- 16 college failed to submit any of the following information in the
- 17 form and manner specified by the center, the state treasurer shall,
- 18 subject to subsection (4), withhold the monthly installments from
- 19 that community college until those data are submitted:
- 20 (a) The Michigan community colleges verified data inventory
- 21 data for the preceding academic year to the center by the first
- 22 business day of November of each year as specified in section 217.
- 23 (b) The college credit opportunity data set as specified in
- 24 section 209.
- 25 (c) The longitudinal data set for the preceding academic year
- 26 to the center as specified in section 219.
- 27 (d) The annual independent audit as specified in section 222.
- (e) Tuition and mandatory fees information for the current
- 29 academic year as specified in section 225.

- 1 (f) The number and type of associate degrees and other
 2 certificates awarded during the previous academic year as specified
 3 in section 226.
- 4 (4) The state budget director shall notify the chairs of the
 5 house and senate appropriations subcommittees on community colleges
 6 at least 10 days before withholding funds from any community
 7 college under subsection (3).
- 8 Sec. 207a. The following apply to the allocation of the fiscal
 9 year 2022-2023 2023-2024 appropriations described in section
 10 201(4):
- (a) A community college that receives money under section
 201(4) shall use that money solely for the purpose of offsetting a
 portion of the retirement contributions owed by the college for
 that fiscal year.
- 15 (b) The amount allocated to each participating community
 16 college under section 201(4)(a) must be based on each college's
 17 percentage of the total covered payroll for all community colleges
 18 that are participating colleges in the immediately preceding fiscal
 19 year.
- (c) The amount allocated to each participating community
 college under section 201(4)(b) must be based on each college's
 reported quarterly payroll for members for the current fiscal year.
- Sec. 207b. All of the following apply to the allocation of the fiscal year 2022-2023-2024 appropriations described in section 201(5) for payments to community colleges that are participating entities of the retirement system:
- (a) The amount of a payment under section 201(5) must be the
 difference between the unfunded actuarial accrued liability
 contribution rate as calculated under section 41 of the public

- 1 school employees retirement act of 1979, 1980 PA 300, MCL 38.1341,
- 2 as calculated without taking into account the maximum employer rate
- 3 of 20.96% included in section 41 of the public school employees
- 4 retirement act of 1979, 1980 PA 300, MCL 38.1341, and the maximum
- 5 employer rate of 20.96% under section 41 of the public school
- 6 employees retirement act of 1979, 1980 PA 300, MCL 38.1341.
- 7 (b) The amount allocated to each community college under
- 8 section 201(5) must be based on each community college's percentage
- 9 of the total covered payroll for all community colleges that are
- 10 participating colleges in the immediately preceding fiscal year. A
- 11 community college that receives funds under this subdivision shall
- 12 use the funds solely for the purpose of retirement contributions
- **13** under section 201(5).
- 14 (c) Each participating college that receives funds under
- 15 section 201(5) shall forward an amount equal to the amount
- 16 allocated under subdivision (b) to the retirement system in a form
- 17 and manner determined by the retirement system.
- 18 Sec. 207c. All of the following apply to the allocation of the
- 19 appropriations described in section 201(6) to community colleges
- 20 described in section 12(3) of the Michigan renaissance zone act,
- 21 1996 PA 376, MCL 125.2692:
- 22 (a) The amount allocated to each community college under
- 23 section 201(6) for fiscal year 2022-2023-2024 must be based on
- 24 that community college's proportion of total revenue lost by
- 25 community colleges as a result of the exemption of property taxes
- 26 levied in 2022 2023 under the Michigan renaissance zone act, 1996
- 27 PA 376, MCL 125.2681 to 125.2696.
- 28 (b) The appropriations described in section 201(6) must be
- 29 made to each eligible community college within 60 days after the

- 1 department of treasury certifies to the state budget director that
- 2 it has received all necessary information to properly determine the
- 3 amounts payable to each eligible community college under section 12
- 4 of the Michigan renaissance zone act, 1996 PA 376, MCL 125.2692.
- 5 Sec. 217a. (1) Each community college that receives an
- 6 appropriation in section 201 shall submit all of the following
- 7 information in the form and manner specified by the center:
- 8 (a) The Michigan community colleges verified data inventory
- 9 data for the preceding academic year to the center by the first
- 10 business day of November of each year as specified in section 217.
- 11 (b) Tuition and mandatory fees information as specified in
- 12 section 217b.
- 13 (c) The longitudinal data set to the center as specified in
- 14 section 219.
- 15 (d) The number and type of associate degrees, baccalaureate
- 16 degrees, and other certificates awarded as specified in section
- 17 219.
- 18 (e) The annual independent audit as specified in section 222.
- 19 (2) If the state budget director determines that a community
- 20 college failed to submit any of the information described in
- 21 subsection (1) in the form and manner specified by the center, the
- 22 state treasurer may withhold the monthly installments described in
- 23 section 206 from that community college until those data are
- 24 submitted. If a community college does not submit any of the
- 25 information described in subsection (1) by the end of the fiscal
- 26 year, the community college forfeits any withheld amount. The state
- 27 budget director shall notify the chairs of the house and senate
- 28 appropriations subcommittees on community colleges at least 10 days
- 29 before withholding funds from any community college.

- 1 (3) It is intended that accountability reporting for community
- 2 colleges will be streamlined through the center. The state budget
- 3 director and the center shall work to combine the following
- 4 reporting requirements with the existing Michigan community
- 5 colleges verified data inventory collection cycle:
- 6 (a) Each community college's certification of its compliance
- 7 with the requirements described in subsections (4) and (5).
- 8 (b) The reporting and certification requirements of
- 9 subsections (6) and (7) and section 217b.
- 10 (4) No later than the first business day of November of each
- 11 year, each community college that receives an appropriation in
- 12 section 201 shall make all of the information described in
- 13 subdivisions (a) to (g) available through a link on its website
- 14 homepage, subject to subdivision (h), as follows:
- 15 (a) The annual operating budget and subsequent budget
- 16 revisions.
- 17 (b) A link to the most recent "Michigan Community College Data
- 18 Inventory Report".
- 19 (c) General fund revenue and expenditure projections for the
- 20 current fiscal year and the next fiscal year.
- 21 (d) A listing of all debt service obligations, detailed by
- 22 project, anticipated payment of each project, and total outstanding
- 23 debt for the current fiscal year.
- 24 (e) Links to all of the following for the community college:
- 25 (i) The current collective bargaining agreement for each
- 26 bargaining unit.
- 27 (ii) Each health care benefits plan, including, but not limited
- 28 to, medical, dental, vision, disability, long-term care, or any
- 29 other type of benefits that would constitute health care services,

- 1 offered to any bargaining unit or employee of the community
- 2 college.
- 3 (iii) Audits and financial reports for the most recent fiscal
- 4 year for which they are available.
- 5 (iv) A copy of the board of trustees resolution regarding
- 6 compliance with best practices for the local strategic value
- 7 component described in section 230(2).
- 8 (f) A map that includes the boundaries of the community
- 9 college district.
- 10 (g) A prominent link to the financial aid website created
- 11 under section 260.
- 12 (h) For statewide consistency and public visibility, community
- 13 colleges shall use the icon badge provided by the department of
- 14 technology, management, and budget consistent with the icon badge
- 15 developed by the department of education for K-12 school districts.
- 16 It must appear on the front of each community college's homepage.
- 17 The size of the icon may be reduced to 150×150 pixels.
- 18 (5) No later than the first business day of November of each
- 19 year, each community college that receives an appropriation in
- 20 section 201 shall develop, maintain, and update a "campus safety
- 21 information and resources" link, prominently displayed on the
- 22 homepage of its website, that links to a section of the community
- 23 college's website containing, at a minimum, all of the following
- 24 information:
- 25 (a) Emergency contact numbers for police, fire, health, and
- 26 other services.
- 27 (b) Hours, locations, telephone numbers, and email contacts
- 28 for campus public safety offices and title IX offices.
- 29 (c) A list of safety and security services provided by the

- 1 community college, including transportation, escort services,
- 2 building surveillance, anonymous tip lines, and other available
- 3 security services.
- 4 (d) The community college's policies applicable to minors on
- 5 community college property.
- 6 (e) A directory of resources available at the community
- 7 college or in the surrounding community for students or employees
- 8 who are survivors of sexual assault or sexual abuse.
- 9 (f) An electronic copy of "A Resource Handbook for Campus
- 10 Sexual Assault Survivors, Friends and Family", published in 2018.
- 11 (g) Campus security policies and crime statistics pursuant to
- 12 the student right-to-know and campus security act, Public Law 101-
- 13 542, 104 Stat 2381. Information must include all material prepared
- 14 pursuant to the public information reporting requirements under the
- 15 crime awareness and campus security act of 1990, title II of the
- 16 student right-to-know and campus security act, Public Law 101-542,
- 17 104 Stat 2381.
- 18 (6) No later than the first business day of November of each
- 19 year, each community college that receives an appropriation in
- 20 section 201 shall report to the house and senate appropriations
- 21 subcommittees on community colleges, the house and senate fiscal
- 22 agencies, and the state budget director its annual title IX report,
- 23 also known as the student sexual misconduct report, issued by the
- 24 title IX coordinator, as required under the federal campus SaVE act
- 25 of 2013, Public Law 113-4, section 304, 127 Stat 54, 89-92 (2013).
- 26 (7) No later than the first business day of November of each
- 27 year, each community college that receives an appropriation in
- 28 section 201 shall certify that the community college complies with
- 29 federal regulations under title IX, as required by the United

- 1 States Department of Education, including, but not limited to, the
- 2 following:
- 3 (a) Use of medical experts that do not have an actual or
- 4 apparent conflict of interest.
- 5 (b) Issuance of title IX reports to complainants and
- 6 respondents that are not divergent.
- 7 (c) Notification of resources to each individual who reports
- 8 having experienced sexual assault by a member of the community
- 9 college.
- 10 Sec. 217b. (1) Each community college that receives an
- 11 appropriation in section 201 shall report to the center by the last
- 12 business day of August of each year the tuition and mandatory fees
- 13 paid by a full-time in-district student and a full-time out-of-
- 14 district student as established by the community college governing
- 15 board for the current academic year. This report should also
- 16 include the annual cost of tuition and fees based on a full-time
- 17 course load of 30 credits. This report must also specify the amount
- 18 that tuition and fees have increased for the community college from
- 19 the prior academic year. Each community college shall also report
- 20 any revisions to the reported current academic year tuition and
- 21 mandatory fees adopted by the community college governing board to
- 22 the center within 15 days of being adopted. The center shall
- 23 provide this information and any revisions to the house and senate
- 24 fiscal agencies and the state budget director.
- 25 (2) Each community college that receives an appropriation in
- 26 section 201 shall certify to the state budget director by the last
- 27 business day of August that its board will not adopt an increase in
- 28 tuition and fee rates for in-district students for the 2023-2024
- 29 academic year that is greater than 4.5% or \$205.00, whichever is

- 1 greater. As used in this subsection:
- 2 (a) "Fee" means any board-authorized fee that will be paid by
- 3 more than 1/2 of all in-district students at least once during
- 4 their enrollment at a community college. A community college
- 5 increasing a fee that applies to a specific subset of students or
- 6 courses shall provide sufficient information to prove that the
- 7 increase applied to that subset will not cause the increase in the
- 8 average amount of board-authorized total tuition and fees paid by
- 9 in-district students in the 2023-2024 academic year to exceed the
- 10 limit established in this section.
- 11 (b) "Tuition and fee rate" means the average of full-time
- 12 rates paid by a majority of students in each class, based on an
- 13 unweighted average of the rates authorized by the community college
- 14 board and actually charged to students, deducting any uniformly
- 15 rebated or refunded amounts, for the 2 semesters with the highest
- 16 levels of full-time equated in-district enrollment during the
- 17 academic year.
- Sec. 219. (1) By October 15 of each year, each community
- 19 college that receives an appropriation in section 201 shall provide
- 20 its longitudinal data system data set for the preceding academic
- 21 year to the center for inclusion in the statewide P-20 education
- 22 longitudinal data system described in section 94a.
- 23 (2) Each community college that receives an appropriation in
- 24 section 201 shall report to the center by October 15 of each year
- 25 the numbers and type of associate degrees and other certificates
- 26 awarded by the community college during the previous academic year
- 27 for inclusion in the statewide P-20 longitudinal data system.
- 28 (3) Using the data provided by the community colleges as
- 29 required under this section, the center shall use the P-20

- 1 longitudinal data system to inform interested Michigan high schools
- 2 and the public of the aggregate academic status of its students for
- 3 the previous academic year. The center shall work with the Michigan
- 4 Community College Association and in cooperation with the Michigan
- 5 Association of Secondary School Principals. Community colleges
- 6 shall cooperate with the center to maintain a systematic approach
- 7 for accomplishing this work.
- 8 Sec. 223. (1) By January 15 of each year, the department of
- 9 civil rights shall submit to the state budget director, the house
- 10 and senate appropriations subcommittees on community colleges, and
- 11 the house and senate fiscal agencies a report on North American
- 12 Indian tuition waivers for the preceding academic year that
- 13 includes, but is not limited to, all of the following information:
- 14 (a) The number of waiver applications received and the number
- 15 of waiver applications approved.
- 16 (b) For each community college submitting information under
- 17 subsection (2), all of the following:
- 18 (i) The number of North American Indian students enrolled each
- 19 term for the previous academic year.
- 20 (ii) The number of North American Indian waivers granted each
- 21 term, including continuing education students, and the monetary
- 22 value of the waivers for the previous academic year.
- 23 (iii) The number of North American Indian students who receive a
- 24 granted waiver for the previous academic year.
- 25 (iv) (iii)—The number of students attending under a North
- 26 American Indian tuition waiver who withdrew from the college each
- 27 term during the previous academic year. For purposes of this
- 28 subparagraph, a withdrawal occurs when a student who has been
- 29 awarded the waiver withdraws from the institution at any point

- 1 during the term, regardless of enrollment in subsequent terms.
- 2 (v) $\frac{(iv)}{(iv)}$ The number of students attending under a North
- 3 American Indian tuition waiver who successfully transfer to a 4-
- 4 year public or private university, or complete a degree or
- 5 certificate program, separated by degree or certificate level, and
- 6 the graduation rate for students attending under a North American
- 7 Indian tuition waiver who complete a degree or certificate within
- 8 150% of the normal time to complete, separated by the level of the
- 9 degree or certificate.
- 10 (2) By January 1 of each year, a community college that
- 11 receives funds under an appropriation in section 201 or a tribal
- 12 institution that receives funding for the North American Indian
- 13 tuition waiver shall provide to the department of civil rights any
- 14 information necessary for preparing the report described in
- 15 subsection (1), using guidelines and procedures developed by the
- 16 department of civil rights.
- 17 (3) The department of civil rights may consolidate the report
- 18 required under this section with the report required under section
- 19 268, but a consolidated report must separately identify data for
- 20 universities and data for community colleges.
- 21 Sec. 229a. Included in the fiscal year 2022-2023 **2023-2024**
- 22 appropriations for the department of technology, management, and
- 23 budget are appropriations totaling \$32,981,600.00 \$33,081,600.00 to
- 24 provide funding for the state share of costs for previously
- 25 constructed capital projects for community colleges. Those
- 26 appropriations for state building authority rent represent
- 27 additional state general fund support for community colleges, and
- 28 the following is an estimate of the amount of that support to each
- 29 community college:

- 1 (a) Alpena Community College, \$902,600.00.\$886,800.00.
- 2 (b) Bay de Noc Community College, \$520,600.00.\$522,100.00.
- 3 (c) Delta College, \$2,732,600.00.\$2,724,100.00.
- 4 (d) Glen Oaks Community College, \$194,600.00.\$406,500.00.
- 5 (e) Gogebic Community College, \$56,600.00.\$56,800.00.
- 6 (f) Grand Rapids Community College,
- 97,097,700.00.\$1,101,000.00.
- 8 (g) Henry Ford College, \$1,174,500.00.\$1,178,300.00.
- 9 (h) Jackson College, \$2,187,400.00.\$2,193,900.00.
- (i) Kalamazoo Valley Community College,
- 11 \$1,963,000.00.\$1,968,800.00.
- 12 (j) Kellogg Community College, \$686,300.00.\$688,400.00.
- 13 (k) Kirtland Community College, \$227,400.00.\$228,100.00.
- 14 (1) Lake Michigan College, \$976,400.00.\$979,300.00.
- 15 (m) Lansing Community College, \$1,153,300.00.\$1,156,800.00.
- (n) Macomb Community College, \$1,966,900.00.\$1,972,800.00.
- 17 (o) Mid Michigan Community College,
- 18 \$1,632,400.00.\$1,637,300.00.
- 19 (p) Monroe County Community College,
- 20 \$1,556,600.00.\$1,561,300.00.
- 21 (q) Montcalm Community College, \$450,800.00.\$452,200.00.
- 22 (r) C.S. Mott Community College, \$2,125,700.00.\$2,132,100.00.
- 23 (s) Muskegon Community College, \$992,600.00.\$995,600.00.
- 24 (t) North Central Michigan College, \$692,400.00.\$654,900.00.
- 25 (u) Northwestern Michigan College,
- 26 \$1,806,300.00.\$1,811,700.00.
- (v) Oakland Community College, \$0.00.
- 28 (w) Schoolcraft College, \$2,371,300.00.\$2,262,900.00.
- 29 (x) Southwestern Michigan College, \$831,400.00.\$833,900.00.

- 1 (y) St. Clair County Community College,
- 99.000 99.00 99.00 99.00 99.00
- 3 (z) Washtenaw Community College, \$1,734,600.00.\$1,739,800.00.
- 4 (aa) Wayne County Community College,
- \$1,477,900.00.\$1,482,300.00.
- 6 (bb) West Shore Community College, \$743,900.00.\$746,000.00.
- 7 Sec. 230. (1) Subject to subsection (4), money included in the
- 8 appropriations for community college operations under section
- 9 201(2) for performance funding is distributed based on the
- 10 following formula:
- 11 (a) Allocated proportionate to fiscal year 2021-2022 2022-2023
- 12 base appropriations, 30%.
- 13 (b) Based on a weighted student contact hour formula as
- 14 provided for in the 2016 recommendations of the performance
- 15 indicators task force, 30%.
- 16 (c) Based on the performance improvement as provided for in
- 17 the 2016 recommendations of the performance indicators task force
- 18 and based on data provided by the center, 10%.
- 19 (d) Based on the performance completion number as provided for
- 20 in the 2016 recommendations of the performance indicators task
- 21 force, 10%.
- (e) Based on the performance completion rate as provided for
- 23 in the 2016 recommendations of the performance indicators task
- 24 force and based on data provided by the center, 10%.
- 25 (f) Based on administrative costs, 5%.
- 26 (g) Based on the local strategic value component, as developed
- 27 in cooperation with the Michigan Community College Association and
- 28 described in subsection (2), 5%.
- 29 (2) Money included in the appropriations for community college

- 1 operations under section 201(2) for local strategic value is
- 2 allocated only to each community college that certifies to the
- 3 state budget director, through a board of trustees resolution on or
- 4 before October 15, $\frac{2022}{}$, 2023, that the college has met 4 out of 5
- 5 best practices listed in each category described in subsection (3).
- 6 The resolution must provide specifics as to how the community
- 7 college meets each best practice measure within each category. One-
- 8 third of funding available under the strategic value component is
- 9 allocated to each category described in subsection (3). Amounts
- 10 distributed under local strategic value must be on a proportionate
- 11 basis to each college's fiscal year 2021-2022 **2022-2023** operations
- 12 funding. Payments to community colleges that qualify for local
- 13 strategic value funding must be distributed with the November
- 14 installment payment described in section 206.
- 15 (3) For purposes of subsection (2), the following categories
- 16 of best practices reflect functional activities of community
- 17 colleges that have strategic value to the local communities and
- 18 regional economies:
- 19 (a) For Category A, economic development and business or
- 20 industry partnerships, the following:
- (i) The community college has active partnerships with local
- 22 employers including hospitals and health care providers.
- (ii) The community college provides customized on-site training
- 24 for area companies, employees, or both.
- 25 (iii) The community college supports entrepreneurship through a
- 26 small business assistance center or other training or consulting
- 27 activities targeted toward small businesses.
- 28 (iv) The community college supports technological advancement
- 29 through industry partnerships, incubation activities, or operation

- of a Michigan technical education center or other advancedtechnology center.
- 3 (ν) The community college has active partnerships with local 4 or regional workforce and economic development agencies.
 - (b) For Category B, educational partnerships, the following:
- (i) The community college has active partnerships with regional
 high schools, intermediate school districts, and career-tech
 centers to provide instruction through dual enrollment, concurrent
 enrollment, direct credit, middle college, or academy programs.
 - (ii) The community college hosts, sponsors, or participates in enrichment programs for area K-12 students, such as college days, summer or after-school programming, or Science Olympiad.
 - (iii) The community college provides, supports, or participates in programming to promote successful transitions to college for traditional age students, including grant programs such as talent search, upward bound, or other activities to promote college readiness in area high schools and community centers.
- (iv) The community college provides, supports, or participates in programming to promote successful transitions to college for new or reentering adult students, such as adult basic education, a high school equivalency test preparation program and testing, or recruiting, advising, or orientation activities specific to adults. As used in this subparagraph, "high school equivalency test preparation program" means that term as defined in section 4.
- (v) The community college has active partnerships with
 regional 4-year colleges and universities to promote successful
 transfer, such as articulation, 2+2, or reverse transfer agreements
 or operation of a university center.
- 29 (c) For Category C, community services, the following:

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- (i) The community college provides continuing education
 programming for leisure, wellness, personal enrichment, or
 professional development.
- 4 (ii) The community college operates or sponsors opportunities
 5 for community members to engage in activities that promote leisure,
 6 wellness, cultural or personal enrichment such as community sports
 7 teams, theater or musical ensembles, or artist guilds.
- 8 (iii) The community college operates public facilities to
 9 promote cultural, educational, or personal enrichment for community
 10 members, such as libraries, computer labs, performing arts centers,
 11 museums, art galleries, or television or radio stations.
 - (iv) The community college operates public facilities to promote leisure or wellness activities for community members, including gymnasiums, athletic fields, tennis courts, fitness centers, hiking or biking trails, or natural areas.
- 16 (v) The community college promotes, sponsors, or hosts 17 community service activities for students, staff, or community 18 members.
- 19 (4) Payments for performance funding under section 201(2) must 20 be made to a community college only if that community college 21 actively participates in the Michigan Transfer Network sponsored by 22 the Michigan Association of Collegiate Registrars and Admissions 23 Officers and submits timely updates, including updated course 24 equivalencies at least every 6 months, to the Michigan transfer 25 network. The state budget director shall determine if a community 26 college has not satisfied this requirement. The state budget 27 director may withhold payments for performance funding until a 28 community college is in compliance with this subsection.
 - (5) Payments under section 201 for performance funding for

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fiscal year 2022-2023 must be made only to a public community 1 2 college that certifies to the state budget director by the last business day of August that its board will not adopt an increase in 3 tuition and fee rates for in-district students for the 2022-2023 4 academic year that is greater than 5.0% or \$226.00, whichever is 5 6 greater. As used in this subsection: 7 (a) "Fee" means any board-authorized fee that will be paid by more than 1/2 of all in-district students at least once during 8 9 their enrollment at a community college. A community college 10 increasing a fee that applies to a specific subset of students or 11 courses shall provide sufficient information to prove that the 12 increase applied to that subset will not cause the increase in the average amount of board-authorized total tuition and fees paid by 13 14 in-district students in the 2022-2023 academic year to exceed the 15 limit established in this section. (b) "Tuition and fee rate" means the average of full-time 16 17 rates paid by a majority of students in each class, based on an 18 unweighted average of the rates authorized by the community college 19 board and actually charged to students, deducting any uniformly rebated or refunded amounts, for the 2 semesters with the highest 20 21 levels of full-time equated in-district enrollment during the 22 academic year. 23 (6) Community colleges that exceed the tuition and fee rate cap described in subsection (5) must not receive a planning or 24 25 construction authorization for a state-funded capital outlay project in fiscal year 2022-2023 or 2023-2024. 26 (7) Notwithstanding any other provision of this act, the 27 legislature may at any time adjust appropriations for a community 28

college that adopts an increase in tuition and fee rates for in-

district students that exceeds the rate cap established in 1 2 subsection (5). 3 (8) A task force must be formed by September 15, 2022 to review, evaluate, discuss, and make recommendations regarding 4 community college operations funding, with a focus on addressing 5 6 disparities and ensuring that funding levels are equitable across 7 tuition, state support, and local tax revenue. All of the following 8 apply to this task force: 9 (a) The task force must consist of the following members: 10 (i) The chairs and minority vice chairs of the house and senate appropriations subcommittees on higher education and community 11 12 colleges. 13 (ii) The state budget director or designee. (iii) The director of the Michigan Community Colleges 14 15 Association. 16 (iv) Three members from Michigan public community colleges, 17 designated by the Michigan Community College Association, that represent various-sized colleges and geographical distribution. 18 19 (b) The task force may engage legislative staff, the house and 20 senate fiscal agencies, the state budget office, the department of 21 treasury, former state officials, and other stakeholders with 22 relevant technical expertise to support its work. 23 (c) The task force shall review whether the current 24 performance metrics used for the performance funding formula are the most appropriate and reliable performance indicators available 25 26 and determine the most efficient methodology for connecting state 27 funding to those indicators. The task force shall also review, 28 examine, and suggest methodology concerning equitable and appropriate funding levels to community colleges. 29

- (d) The task force shall publish a report containing its 1 2 findings and recommendations by December 15, 2022. 3 Enacting section 1. In accordance with section 30 of article IX of the state constitution of 1963, total state spending from 4 state sources for community colleges for fiscal year 2023-2024 5 6 under article II of the state school aid act of 1979, 1979 PA 94, 7 MCL 388.1801 to 388.1830, as amended by this amendatory act, is 8 estimated at \$494,451,700.00 and the amount of that state spending from state sources to be paid to local units of government for 9 10 fiscal year 2023-2024 is estimated at \$494,451,700.00.
- Enacting section 3. This amendatory act takes effect October1, 2023.