

**MICHIGAN STATE UNIVERSITY**  
**Act 269 of 1909**

AN ACT to revise the laws relating to Michigan state university; and to prescribe the powers and duties of the board of trustees of Michigan state university.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—Am. 1955, Act 37, Eff. July 1, 1955;—Am. 1963, 2nd Ex. Sess., Act 50, Eff. Jan. 1, 1964.

*The People of the State of Michigan enact:*

**390.101 Michigan state university; name, purpose.**

Sec. 1. The state educational institution at East Lansing shall hereafter be known by the name of "Michigan state university". Michigan state university shall provide the inhabitants of this state with the means of acquiring a thorough knowledge of agriculture and all its allied branches, of mechanic arts, of domestic art, of domestic science, of military tactics and of military engineering, and to this end it shall afford such instruction in science, art and literature as, in the judgment of its governing body, will promote the object of the institution. Wherever reference is made in any law to "Michigan agricultural college" or "Michigan state college of agriculture and applied science", or "Michigan state university of agriculture and applied science", such reference shall be construed to mean "Michigan state university".

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1233;—Am. 1925, Act 153, Eff. May 13, 1925;—CL 1929, 7855;—CL 1948, 390.101;—Am. 1955, Act 37, Eff. July 1, 1955;—Am. 1963, 2nd Ex. Sess., Act 50, Eff. Jan. 1, 1964.

**390.102 Michigan state university; government by board of trustees.**

Sec. 2. The government of Michigan state university is vested in the board of trustees of Michigan state university. The president of the university shall be ex officio a member of the board without the right to vote and shall preside at meetings of the board. Any reference in this law to "state board of agriculture" shall be construed to mean board of trustees of Michigan state university.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1234;—CL 1929, 7856;—CL 1948, 390.102;—Am. 1963, 2nd Ex. Sess., Act 50, Eff. Jan. 1, 1964.

**390.103 Board of trustees; compensation, expenses.**

Sec. 3. The members of the board of trustees shall serve without compensation, but shall receive the actual and necessary expenses incurred by them in the performance of the duties of their office.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1235;—CL 1929, 7857;—CL 1948, 390.103;—Am. 1963, 2nd Ex. Sess., Act 50, Eff. Jan. 1, 1964.

**390.104 Board of trustees; meetings; quorum; adjournment; conducting business; notice of meeting.**

Sec. 4. The board shall meet quarterly at stated times at Michigan state university and may meet at other times and places as the board determines. Five members shall constitute a quorum for the transaction of business, but a smaller number may adjourn from time to time. The business which the board may perform shall be conducted in compliance with Act No. 267 of the Public Acts of 1976, being sections 15.261 to 15.275 of the Michigan Compiled Laws. Public notice of the time, date, and place of the meeting shall be given in the manner required by Act No. 267 of the Public Acts of 1976.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1236;—CL 1929, 7858;—CL 1948, 390.104;—Am. 1963, 2nd Ex. Sess., Act 50, Eff. Jan. 1, 1964;—Am. 1977, Act 251, Imd. Eff. Dec. 6, 1977.

**390.105 Board of trustees; organization.**

Sec. 5. At its first meeting the board shall elect a secretary and a treasurer, each of whom shall give bonds satisfactory to the board to secure the faithful performance of the duties of his office. The board may elect such other officers as it deems advisable. Officers shall hold office at the pleasure of the board. No member of the board shall be eligible to election as secretary or treasurer.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1237;—CL 1929, 7859;—CL 1948, 390.105;—Am. 1963, 2nd Ex. Sess., Act 50, Eff. Jan. 1, 1964.

**390.106 State board of agriculture; successor of prior board; supervisory powers; control of property; rules.**

Sec. 6. The state board of agriculture created by the present constitution is the successor of the state board of agriculture created by Act No. 188 of the Public Acts of 1861, and the title to all property held in trust, or

otherwise, by said state board of agriculture created by said Act No. 188 of the Public Acts of 1861, shall, when this act takes effect, vest in the state board of agriculture created by the present constitution. The state board of agriculture shall have the general control and supervision of the Michigan agricultural college, the farm pertaining thereto and lands or other property, which now or hereafter may belong to said college; of all appropriations made by the state or by congress for the support of said college, or for the support of the experiment station or any sub-station, or for any other purpose for which said college is created; and also the management of all lands that may hereafter be donated by the national government to this state in trust for the promotion of agricultural and industrial pursuits. The state board of agriculture may receive, hold and manage any property granted or devised to it or to the Michigan agricultural college to promote any of the objects for which said college is created. The board shall have plenary power to adopt such ordinances, by-laws and regulations not in conflict with this act as it may deem necessary to secure the successful operation of the college and to promote its designed objects.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1238;—CL 1929, 7860;—CL 1948, 390.106.

### **390.107 State board of agriculture; power to fix salaries and remove professors and employees.**

Sec. 7. The board shall fix the salary of the president, professors and other employes, and shall prescribe their respective duties; and it may remove any of these when the interests of the college shall require it.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1239;—CL 1929, 7861;—CL 1948, 390.107.

### **390.108 State board of agriculture; courses of instruction; degrees and certificates.**

Sec. 8. The board shall have power to establish and regulate the courses of instruction and prescribe, with the advice of the faculty, the books to be used in the institution; and to confer such degrees and grant such diplomas and certificates as are usually conferred and granted by other institutions for similar attainments.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1240;—CL 1929, 7862;—CL 1948, 390.108.

### **390.109 State board of agriculture; disposition of moneys.**

Sec. 9. The board shall direct the disposition of any moneys appropriated by the legislature or by congress for the agricultural college, for any experiment stations in connection therewith; and of any moneys otherwise received for the above purposes.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1241;—CL 1929, 7863;—CL 1948, 390.109.

### **390.110 State board of agriculture; experiment station.**

Sec. 10. The board shall continue to apply the funds received from the United States government for an agricultural experiment station, referred to in Act No. 46 of the Public Acts of 1889, to the purposes for which said experiment station was established and in accordance with the acts of congress making appropriations therefor; and it shall apply all other funds received from the same source in accordance with the terms under which they were appropriated.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1242;—CL 1929, 7864;—CL 1948, 390.110.

**Compiler's note:** For provisions of Act 46 of 1889, referred to in this section, see MCL 390.231 et seq.

### **390.111 State board of agriculture; vesting of certain swamp lands.**

Sec. 11. All swamp lands in the townships of Lansing and Meridian, in the county of Ingham, and in the townships of DeWitt and Bath, in the county of Clinton, hitherto granted and vested in the state board of agriculture, for the exclusive use and benefit of the Michigan agricultural college, shall, so far as they remain unsold, continue to vest in said board for the purpose above mentioned.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1243;—CL 1929, 7865;—CL 1948, 390.111.

### **390.112 State board of agriculture; sale of swamp lands, terms, deeds.**

Sec. 12. The state board of agriculture shall have authority to sell and dispose of any portion of the swamp lands mentioned in the preceding section of this act, and use the same or the proceeds thereof for the purpose of draining, fencing or in any manner improving other portions of said land, or for the promotion of the purposes of the Michigan agricultural college. The terms and conditions of the sale of the portions of the above described lands thus disposed of, shall be prescribed by the state board of agriculture, and the deeds of the same, executed and acknowledged in their official capacity by the chairman and secretary of the state board of agriculture, shall be good and valid by law.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1244;—CL 1929, 7866;—CL 1948, 390.112.

**390.113 Repealed. 2000, Act 103, Imd. Eff. May 19, 2000.**

**Compiler's note:** The repealed section pertained to duties of president, professors, and associate professors.

**390.114 Repealed. 2000, Act 104, Imd. Eff. May 19, 2000.**

**Compiler's note:** The repealed section pertained to duty of faculty to pass rules and regulations necessary to government and discipline of college.

**390.115 Repealed. 2000, Act 105, Imd. Eff. May 19, 2000.**

**Compiler's note:** The repealed section pertained to duty of faculty relating to control of laboratories, library, and museums.

**390.116 Subordinate officers under direction of president.**

Sec. 16. The subordinate officers and employes, not members of the faculty, shall be under the direction of the president, and in the recess of the board, removable at his discretion, and he may fill vacancies that may be thus or otherwise created; his action in these respects shall be submitted to the approval of the state board of agriculture at its next meeting.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1248;—CL 1929, 7870;—CL 1948, 390.116.

**390.117 State board of agriculture; extension and experimental work, statistical reports.**

Sec. 17. The board shall have power to carry on, through the faculty and officers of the college, such college extension work, such experimental work, both at the college and elsewhere throughout the state, including the publication of bulletins, and extend such educational assistance to the farmers and artisans of the state, as, in its judgment, may be for the best interests of the people at large. The board may, in its discretion, gather and publish information in regard to the resources of the state, the character of the soil in various parts, the character and quantity of crops raised, the domestic animals, the manufactures and any other statistical matter relating to Michigan.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1249;—CL 1929, 7871;—CL 1948, 390.117.

**390.118 State board of agriculture; payment of expenses of employee attendance at meetings and tours of inspection.**

Sec. 18. The board shall have power to expend the funds appropriated for the support of the college in paying the expenses of the president, secretary, professors, or other employes of the college, in attending meetings at which, in their judgment, it is desirable that the college should be represented; in inspecting the buildings, equipment, and work of other institutions; and also in accompanying students on tours of inspection to such objects of interest as are germane to their work in college.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1250;—CL 1929, 7872;—CL 1948, 390.118.

**390.119 State board of agriculture; secretary; office; record of transactions; inspection of record; custody of property; access by public to items in custody of secretary.**

Sec. 19. The secretary shall have an office at Michigan state university. The secretary shall keep a record of the transactions of the board of trustees, of Michigan state university, and the experiment station, which record shall be open at all times for the inspection of a citizen of the state. The secretary shall have the custody of the books, papers, documents, records, and other property which may be deposited in the secretary's office. Access by the public to the items in the custody of the secretary pursuant to this section shall be in compliance with Act No. 442 of the Public Acts of 1976, being sections 15.231 to 15.246 of the Michigan Compiled Laws.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1251;—CL 1929, 7873;—Am. 1933, Act 115, Eff. Oct. 17, 1933;—CL 1948, 390.119;—Am. 1977, Act 251, Imd. Eff. Dec. 6, 1977.

**390.120 Business manager of Michigan state university; appointment, powers, and duties.**

Sec. 20. The president, subject to the direction of the board of trustees, shall appoint a business manager of Michigan state university who shall have the general charge, under the direction of the president and the board of trustees, of the financial affairs of the institution, and of any other financial matter with the administration of which the board of trustees may be charged. Money due to the institution or received in its behalf shall be collected and received by the business manager and shall be deposited with the treasurer of the board of trustees. The funds deposited shall be subject to warrants signed by the president of the university and the business manager or their authorized agents. The business manager shall render monthly a full and complete account of money received and the warrants drawn on the treasurer, as the business manager of the university, and shall file and preserve vouchers, receipts, correspondence, or other papers relating to the warrants. The business manager shall keep in the business manager's office a complete record of the financial

transactions, in a manner which may be approved by the board and the state treasurer, and which shall be made available to the public in compliance with the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246. At the close of each fiscal year, the business manager shall make a full and detailed report of the financial affairs of the institution, together with statistical matter as may be of interest.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1252;—CL 1929, 7874;—Am. 1933, Act 115, Eff. Oct. 17, 1933;—CL 1948, 390.120;—Am. 1977, Act 251, Imd. Eff. Dec. 6, 1977;—Am. 2002, Act 167, Imd. Eff. Apr. 23, 2002.

### **390.121 State board of agriculture and Michigan state college; secretary, salary.**

Sec. 21. The secretary shall receive as compensation for his services as secretary of the state board of agriculture, such salary as the legislature shall determine, to be paid monthly from the state treasury, in the same manner as is provided by law for the payment of salaries of state officers, and as secretary of the Michigan state college of agriculture and applied science, and of the experiment station, such salary as the state board of agriculture shall determine, to be paid from the college and experiment station funds.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1253;—CL 1929, 7875;—Am. 1933, Act 110, Imd. Eff. June 10, 1933;—CL 1948, 390.121.

### **390.122 Department and division heads; annual report; publication; availability of report to public.**

Sec. 22. The head of each department of the university and of each division of the experiment station shall make a written and detailed annual report of the work in the hands of those persons to the president of the university, which report shall be published in the annual report of the secretary of the board of trustees, which shall be available to the public in compliance with Act No. 442 of the Public Acts of 1976.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1254;—CL 1929, 7876;—CL 1948, 390.122;—Am. 1977, Act 251, Imd. Eff. Dec. 6, 1977.

### **390.123 Students; qualifications, tuition.**

Sec. 23. The state board of agriculture shall have power to determine and establish the qualifications of students for admission to the college, and all students having a lawful residence in this state and meeting the established requirements for admission, shall have the privileges of the institution without the payment of tuition, but the board may require tuition of students from other states and countries and fix the amount thereof.

**History:** 1909, Act 269, Eff. Sept. 1, 1909;—CL 1915, 1255;—CL 1929, 7877;—CL 1948, 390.123.