

# HOUSE BILL No. 5065

June 9, 2009, Introduced by Rep. Smith and referred to the Committee on Appropriations.

A bill to amend 2005 PA 248, entitled  
"Children of veterans tuition grant act,"  
by amending sections 4 and 5 (MCL 390.1344 and 390.1345); and to  
repeal acts and parts of acts.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 4. (1) Subject to ~~subsection (3)~~ **THE LIMITATIONS IN THIS**  
2 **SECTION**, beginning in the 2005-2006 academic year, the authority  
3 shall provide a tuition grant in an amount determined under  
4 subsection (2) to any student who meets all of the following  
5 requirements:

6       (a) Is enrolled in that academic year as a full-time or part-  
7 time student in undergraduate classes at an eligible institution.

8       (b) Is a United States citizen or permanent resident of the  
9 United States.

1 (c) Is more than 16 and less than 26 years of age.

2 (d) Is the natural or adopted child of a Michigan veteran and  
3 the Michigan veteran meets or met any of the following:

4 (i) He or she was killed in action or died from another cause  
5 while serving in a war or war condition in which the United States  
6 was or is a participant.

7 (ii) The United States department of veterans affairs has  
8 determined that he or she died or is totally and permanently  
9 disabled as a result of a service-connected illness or injury.

10 (iii) The United States department of veterans affairs has  
11 determined he or she was permanently and totally disabled as a  
12 result of a service-connected illness or injury before death, and  
13 he or she died from any cause.

14 (iv) He or she is officially listed by the United States  
15 government as missing in action in a foreign country.

16 (e) Has resided continuously in this state for the 12 months  
17 immediately preceding the date of his or her application and is not  
18 a resident of any other state.

19 (f) Has maintained a cumulative grade point average of at  
20 least 2.25 in any undergraduate classes he or she completed at any  
21 eligible institution in any previous academic years.

22 (g) Is in compliance with this act and the rules promulgated  
23 under this act.

24 ~~—— (h) Has not been convicted of a felony involving an assault,~~  
25 ~~physical injury, or death.~~

26 (H) ~~(i)~~ Meets any other standards established in rules  
27 promulgated by the authority under section 3.

1           (2) Subject to subsection (3), the amount of a tuition grant  
2 described in subsection (1) in an academic year for a full-time  
3 student is \$2,800.00, or an amount equal to all of the student's  
4 eligible tuition in that academic year, whichever is less. The  
5 amount of the tuition grant for a part-time student is 1/2 of the  
6 amount of a full-time student as determined by the authority. The  
7 authority may reduce the amount of the tuition grants in any  
8 academic year on a pro rata basis to reflect the amount then  
9 available for the tuition grant program, but only after providing  
10 notice to the legislature under section 6(2).

11           (3) If a student receives tuition waiver assistance in the  
12 2005-2006 academic year under the tuition waiver program provided  
13 in 1935 PA 245, MCL 35.111 to 35.112, is a person described in  
14 section 1(3) of 1935 PA 245, MCL 35.111, and meets the eligibility  
15 requirements of this act, the amount of the tuition grant under  
16 this act for that student in the 2005-2006 academic year shall be  
17 reduced by the amount of tuition waiver assistance that student  
18 received under 1935 PA 245.

19           (4) An individual shall not receive tuition grant assistance  
20 under this act or tuition waiver assistance under 1935 PA 245, MCL  
21 35.111 to 35.112, or both, in more than 4 academic years.

22           **(5) THIS SECTION DOES NOT APPLY AFTER THE 2008-2009 ACADEMIC**  
23 **YEAR.**

24           **(6) BEGINNING ON THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT**  
25 **ADDED THIS SUBSECTION, THE AUTHORITY SHALL NOTIFY EACH ELIGIBLE**  
26 **INSTITUTION OF THE PENDING REPEAL OF THIS ACT AND THE TIMETABLE**  
27 **DESCRIBED IN SUBSECTION (5).**

1       Sec. 5. (1) The department of treasury shall establish and  
2       administer a restricted account in the general fund for the  
3       children of veterans tuition grant program. The department of  
4       treasury shall credit to the account money appropriated or received  
5       from any source, including, but not limited to, amounts  
6       appropriated under section 437 of the income tax act of 1967, 1967  
7       PA 281, MCL 206.437, and earnings on the account. The department of  
8       treasury shall use the money in the account only to provide money  
9       to the authority for tuition grants under this act.

10       (2) ~~Money~~ **SUBJECT TO SUBSECTION (3), MONEY** in the account  
11       described in subsection (1) at the end of a fiscal year shall not  
12       revert to the general fund but shall be carried over in the account  
13       to the next fiscal year.

14       **(3) ON OR BEFORE SEPTEMBER 30, 2009, ANY MONEY IN THE ACCOUNT**  
15       **DESCRIBED IN SUBSECTION (1) SHALL REVERT TO THE GENERAL FUND.**

16       Enacting section 1. The children of veterans tuition grant  
17       act, 2005 PA 248, MCL 390.1341 to 390.1346, is repealed effective  
18       October 1, 2009.

19       Enacting section 2. This amendatory act does not take effect  
20       unless Senate Bill No.\_\_\_\_ or House Bill No.\_\_\_\_ (request no.  
21       00505'09) of the 95th Legislature is enacted into law.