

State Budget Office
Office of Regulatory Reinvention
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REQUEST FOR RULEMAKING (RFR)

Under the Administrative Procedures Act (APA), 1969 PA 306, the agency that has the statutory authority to promulgate rules must electronically file a RFR with the Office of Regulatory Reinvention (ORR) before initiating any changes or additions to the rules. Submit copy to the ORR at orr@michigan.gov.

1. Agency Information

Agency name:	Department of Treasury
Division/Bureau/Office:	Student Scholarships and Grants (SSG)/Student Financial Services Bureau (SFSB)
Agency contact person name, e-mail, and phone:	Carla Foltyn, foltync@michigan.gov (517) 335-1790

2. Rule Set Information

Title of proposed rule set:	Michigan Competitive Scholarship Program (MCSP)
Rule number(s) or range of numbers:	R 390.1551 through R 390.1571
Included in agency's annual regulatory plan as rule to be processed in current year?	Yes

3. Estimated timetable for completion, or statutory deadline, if applicable:

As soon as the full promulgation process allows. The goal is within six (6) months of submission of this RFR to ORR, which would be approximately the end of July 2019.

4. Describe the general purpose of these rules, including any problem(s) the changes are intended to address:

The general purpose of the amendments to the rules is to realign the rules with changes in the Competitive Scholarship Program and changes in technology.

5. Cite the specific rule promulgation authority (i.e. agency director, commission, board, etc., listing all applicable statutory references. If the rule(s) are mandated by any applicable constitutional or statutory provision, please explain.

MCL 390.973(3) of 1964 PA 208 mandates that the Michigan Higher Education Assistance Authority (Authority) shall promulgate rules for the conduct of examinations for the award of scholarships and the procedures for the awarding of annual renewal scholarships. In addition, MCL 390.979 directs that the Authority shall promulgate rules prescribing the reports to be made by the applicants awarded state competitive scholarships or annual renewal scholarships and the postsecondary institutions enrolling the applicants.

6. Describe the extent to which the rule(s) conflict with, duplicate, or exceed similar regulations, compliance requirements, or other standards adopted at the state, regional, or federal level. Include applicable public act and statutory references.

The statute gives exclusive authority to the Authority to administer and enforce the scholarship program. So, no other Michigan or federal regulations apply.

7. Is the subject matter of the rule(s) currently contained in any guideline, manual, handbook, instructional bulletin, form with instructions, or operational memo?

Yes – State Programs Procedures Manual for Financial Aid Professionals.

8. Explain whether the rule(s) will be promulgated under Sections 44 or 48 of the APA or the full rulemaking process:

The rule amendments will be promulgated under the full rulemaking process.

9. Do the rule(s) incorporate the recommendations of any Advisory Rules Committee formed pursuant to Executive Order 2011-5? If yes, explain.

No. An Advisory Rules Committee was not involved in amending these rules.

10. Is there an applicable decision record as defined in Section 3(6) and required by Section 39(2) of the APA? If so, please attach the decision record.

There is no applicable decision record.

11. Reviewed by the following Departmental Regulatory Affairs Officer:

Margaret L. Patterson

↓ To be completed by the ORR ↓

Date RFR received: 1-16-2019

Based on the information in this RFR, the ORR concludes that there are sufficient policy and legal bases for approving the RFR.

ORR assigned rule set number:	2019-002 TY
Date of approval:	1/28/19

Based on the information in this RFR, the ORR is not approving the RFR at this time.

Date of disapproval:	
Explanation:	