

# HOUSE BILL No. 4074

January 27, 2005, Introduced by Rep. Caswell and referred to the Committee on Higher Education.

A bill to amend 1967 PA 156, entitled  
"Optional retirement act of 1967,"  
by amending section 2 (MCL 38.382), as amended by 1994 PA 296.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 2. As used in this act:

2           (a) "Optional retirement program" means a system of retirement  
3 benefits established as a part of the plan of compensation for  
4 eligible teaching and administrative personnel.

5           (b) "Retirement system" means the Michigan public school  
6 employees' retirement system created by the public school employees  
7 retirement act of 1979, ~~Act No. 300 of the Public Acts of 1980,~~  
8 ~~being sections 38.1301 to 38.1408 of the Michigan Compiled Laws~~  
9 1980 PA 300, MCL 38.1301 TO 38.1408.

1 (c) "Eligible employees" means ~~the members of the faculty and~~  
2 ~~administrative staff of state supported institutions of higher~~  
3 ~~education on a full time basis whose positions require the~~  
4 ~~performance of professional services in the discharge of the~~  
5 ~~educational or administrative functions of the institution.~~ 1 OR  
6 MORE OF THE FOLLOWING:

7 (i) THE MEMBERS OF THE FACULTY AND ADMINISTRATIVE STAFF OF  
8 STATE SUPPORTED INSTITUTIONS OF HIGHER EDUCATION ON A FULL-TIME  
9 BASIS WHOSE POSITIONS REQUIRE THE PERFORMANCE OF PROFESSIONAL  
10 SERVICES IN THE DISCHARGE OF THE EDUCATIONAL OR ADMINISTRATIVE  
11 FUNCTIONS OF THE INSTITUTION.

12 (ii) THE MEMBERS OF THE FACULTY AND ADMINISTRATIVE STAFF OF  
13 COMMUNITY COLLEGES ON A PART-TIME BASIS WHOSE POSITIONS REQUIRE THE  
14 PERFORMANCE OF PROFESSIONAL SERVICES IN THE DISCHARGE OF THE  
15 EDUCATIONAL OR ADMINISTRATIVE FUNCTIONS OF THE INSTITUTION.

16 (d) "State supported institution of higher education" means  
17 any of the following:

18 (i) Western Michigan university.

19 (ii) Eastern Michigan university.

20 (iii) Northern Michigan university.

21 (iv) Central Michigan university.

22 (v) Michigan technological university.

23 (vi) Ferris state university.

24 (vii) Lake Superior state university.

25 (viii) A community or junior college established pursuant to  
26 section 7 of article VIII of the state constitution of 1963.

27 (ix) A community or junior college established pursuant to part

1 25 of the **REVISED** school code, ~~of 1976, Act No. 451 of the Public~~  
2 ~~Acts of 1976, being sections 380.1601 to 380.1607 of the Michigan~~  
3 ~~Compiled Laws~~ **1976 PA 451, MCL 380.1601 TO 380.1607.**

4 (e) "Board of control" means the board charged with policy  
5 direction of a state supported institution of higher education.