
THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

Sec. 705. (1) Beginning in 1997, and in each year after 1997, a regional enhancement property tax may be levied by an intermediate school district at a rate not to exceed 3 mills to enhance other state and local funding for local school district OR PUBLIC SCHOOL ACADEMY operations if approved by a majority of the intermediate school electors voting on the question.

(2) If a resolution requesting that the question of a regional enhancement property tax be submitted to the voters is adopted within a 180-day period and transmitted to the intermediate school board by 1 or more boards OR BOARDS OF DIRECTORS of its constituent districts representing a majority of the combined membership of the
constituent districts as of the most recent pupil membership count day and if those resolutions all contain an identical specified number of mills to be levied under this section and an identical specified number of years for which the tax shall be levied, the question of levying a regional enhancement property tax by the intermediate school district shall be placed on the ballot by the intermediate school district at the next regular school election held in each of the constituent districts THAT ARE SCHOOL DISTRICTS. If the question is to be submitted to the intermediate school electors of an intermediate school district having a population of more than 1,400,000, the intermediate school board shall call a special election to be held at the next state primary or general election. If the resolution requirement is met more than 180 days before the next regular school district elections, and if requested in the resolutions, the intermediate school board shall submit the question of levying a regional enhancement property tax within the intermediate school district on the ballot at a special election called by the intermediate school board for that purpose not earlier than 90 days after the resolution requirements are met.

(3) Not later than 10 days after receipt by the intermediate school district of the revenue from the regional enhancement property tax, the intermediate school district shall calculate and pay to each of its constituent districts an amount of the revenue calculated by dividing the total amount of the revenue by the combined membership of the constituent districts within the intermediate school district, as of the most recent pupil membership count day, and multiplying that quotient by the
constituent district's membership, as of the most recent pupil membership count day for which a final department-audited pupil count is available. If a constituent district has entered into an agreement with another school district or public entity to perform the functions and responsibilities of the constituent district for operating a public school of the constituent district, then for the purposes of this subsection the pupils in membership in that public school shall be considered to be in membership in the constituent district and a proportionate share of the revenue payable to the constituent district under this section shall be transferred by the constituent district to the school district or public entity performing the functions and responsibilities of the constituent district for operating the public school. The proportionate share of that revenue to be paid to that school district or public entity shall be determined according to the percentage of the constituent district's membership that is enrolled in the particular public school for the state fiscal year corresponding to the tax year. Revenue from a regional enhancement property tax under this section shall not be allocated or paid to a constituent district that does not operate a public school directly but retains a limited separate identity for purposes of section 12, 12b, 863, 903, or 947.

(4) Regional enhancement property tax under this section may be levied for a term not to exceed 20 years, as specified in the ballot question, and may be renewed for the same term AND FOR THE PURPOSES DESCRIBED IN SUBSECTION (1) with the approval of a majority of the intermediate school electors voting on the
Senate Bill No. 574 as amended October 17 and 18, 2017

question.

(5) The question of levying a regional enhancement property tax under this section shall be presented to the intermediate school electors as a separate question.

(6) FOR THE PURPOSES OF THIS SECTION, EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, A PUBLIC SCHOOL ACADEMY IS CONSIDERED TO BE A SINGLE CONSTITUENT DISTRICT OF AN INTERMEDIATE SCHOOL DISTRICT IF THE PUBLIC SCHOOL ACADEMY'S ADMINISTRATIVE OFFICES ARE LOCATED WITHIN THAT INTERMEDIATE SCHOOL DISTRICT AND THE PUBLIC SCHOOL ACADEMY OPERATES 1 OR MORE SCHOOLS THAT ARE EACH LOCATED ENTIRELY WITHIN THE INTERMEDIATE SCHOOL DISTRICT. A PUBLIC SCHOOL ACADEMY THAT IS A SCHOOL OF EXCELLENCE OPERATING AS A CYBER SCHOOL, AS DEFINED IN SECTION 551, IS CONSIDERED TO BE A CONSTITUENT DISTRICT OF AN INTERMEDIATE SCHOOL DISTRICT ONLY IF THE ADMINISTRATIVE OFFICE OF THAT CYBER SCHOOL IS LOCATED WITHIN THE INTERMEDIATE SCHOOL DISTRICT AND AT LEAST 80% OF THE STUDENTS ENROLLED IN THE CYBER SCHOOL RESIDE WITHIN THE INTERMEDIATE SCHOOL DISTRICT. <<HOWEVER, IN ORDER TO BE CONSIDERED A CONSTITUENT DISTRICT OF AN INTERMEDIATE SCHOOL DISTRICT, A PUBLIC SCHOOL ACADEMY DESCRIBED IN THIS SUBSECTION MUST HAVE BEEN ISSUED A CONTRACT BY AN AUTHORIZING BODY UNDER SECTIONS 1311B TO 1311M OR PART 6A, 6C, OR 6E, AS APPLICABLE, BEFORE THE RESOLUTION REQUESTING THAT THE QUESTION OF A REGIONAL ENHANCEMENT PROPERTY TAX BE SUBMITTED TO THE VOTERS IS ADOPTED AND TRANSMITTED TO THE INTERMEDIATE SCHOOL DISTRICT UNDER SUBSECTION (2).>>

(7) A PUBLIC SCHOOL ACADEMY THAT RECEIVES REVENUE FROM A REGIONAL ENHANCEMENT PROPERTY TAX UNDER THIS SECTION SHALL USE THAT MONEY ONLY FOR EXPENDITURES THAT DIRECTLY BENEFIT A SCHOOL OPERATED BY THE PUBLIC SCHOOL ACADEMY THAT IS LOCATED IN THE INTERMEDIATE SCHOOL DISTRICT IN WHICH THE REGIONAL ENHANCEMENT PROPERTY TAX WAS APPROVED. REVENUE FROM A REGIONAL ENHANCEMENT PROPERTY TAX LEVIED UNDER THIS SECTION SHALL NOT BE USED TO BENEFIT A PUBLIC SCHOOL ACADEMY THAT DOES NOT MEET THE REQUIREMENTS UNDER SUBSECTION (6).>>

Enacting section 1. This amendatory act takes effect 90 days after the date it is enacted into law.