

SENATE BILL No. 574

September 14, 2017, Introduced by Senators HILDENBRAND, PAVLOV, COLBECK,
SHIRKEY, MACGREGOR and KOWALL and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 705 (MCL 380.705), as amended by 2016 PA 192.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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

7 (2) If a resolution requesting that the question of a regional
8 enhancement property tax be submitted to the voters is adopted
9 within a 180-day period and transmitted to the intermediate school
10 board by 1 or more boards **OR BOARDS OF DIRECTORS** of its constituent

1 districts representing a majority of the combined membership of the
2 constituent districts as of the most recent pupil membership count
3 day and if those resolutions all contain an identical specified
4 number of mills to be levied under this section and an identical
5 specified number of years for which the tax shall be levied, the
6 question of levying a regional enhancement property tax by the
7 intermediate school district shall be placed on the ballot by the
8 intermediate school district at the next regular school election
9 held in each of the constituent districts **THAT ARE SCHOOL**
10 **DISTRICTS**. If the question is to be submitted to the intermediate
11 school electors of an intermediate school district having a
12 population of more than 1,400,000, the intermediate school board
13 shall call a special election to be held at the next state primary
14 or general election. If the resolution requirement is met more than
15 180 days before the next regular school district elections, and if
16 requested in the resolutions, the intermediate school board shall
17 submit the question of levying a regional enhancement property tax
18 within the intermediate school district on the ballot at a special
19 election called by the intermediate school board for that purpose
20 not earlier than 90 days after the resolution requirements are met.

21 (3) Not later than 10 days after receipt by the intermediate
22 school district of the revenue from the regional enhancement
23 property tax, the intermediate school district shall calculate and
24 pay to each of its constituent districts an amount of the revenue
25 calculated by dividing the total amount of the revenue by the
26 combined membership of the constituent districts within the
27 intermediate school district, as of the most recent pupil

1 membership count day, and multiplying that quotient by the
2 constituent district's membership, as of the most recent pupil
3 membership count day for which a final department-audited pupil
4 count is available. If a constituent district has entered into an
5 agreement with ~~another~~ A school district or public entity to
6 perform the functions and responsibilities of the constituent
7 district for operating a public school of the constituent district,
8 then for the purposes of this subsection the pupils in membership
9 in that public school shall be considered to be in membership in
10 the constituent district and a proportionate share of the revenue
11 payable to the constituent district under this section shall be
12 transferred by the constituent district to the school district or
13 public entity performing the functions and responsibilities of the
14 constituent district for operating the public school. The
15 proportionate share of that revenue to be paid to that school
16 district or public entity shall be determined according to the
17 percentage of the constituent district's membership that is
18 enrolled in the particular public school for the state fiscal year
19 corresponding to the tax year. Revenue from a regional enhancement
20 property tax under this section shall not be allocated or paid to a
21 constituent district that does not operate a public school directly
22 but retains a limited separate identity for purposes of section 12,
23 12b, 863, 903, or 947.

24 (4) Regional enhancement property tax under this section may
25 be levied for a term not to exceed 20 years, as specified in the
26 ballot question, and may be renewed for the same term with the
27 approval of a majority of the intermediate school electors voting

1 on the question.

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

5 (6) FOR THE PURPOSES OF THIS SECTION, A PUBLIC SCHOOL ACADEMY
6 IS CONSIDERED TO BE A CONSTITUENT DISTRICT OF AN INTERMEDIATE
7 SCHOOL DISTRICT IF THE PUBLIC SCHOOL ACADEMY OPERATES ENTIRELY
8 WITHIN THE INTERMEDIATE SCHOOL DISTRICT OR, FOR A PUBLIC SCHOOL
9 ACADEMY THAT IS A SCHOOL OF EXCELLENCE OPERATING AS A CYBER SCHOOL
10 AS DEFINED IN SECTION 551, THE ADMINISTRATIVE OFFICE OF THAT PUBLIC
11 SCHOOL ACADEMY IS LOCATED WITHIN THE INTERMEDIATE SCHOOL DISTRICT.

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