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SEPARATION FROM COMMUNITY COLLEGE DISTRICT

House Bill 5157

Sponsor: Rep. William J. O'Neill

Committee: Redistricting and Elections

Complete to 10-16-01

A SUMMARY OF HOUSE BILL 5157 AS INTRODUCED 10-9-01

The bill would amend the Community College Act to permit a school district, city, village, or township to separate from a community college district by a majority vote of its electors. The question of separation could be placed on the ballot by resolution of the appropriate governing body or by petition signed by not less than 500 electors of the district, city, village, or township. The separation would be effective on the date of the election or on the date specified in the resolution or petition, whichever was later.

If a local jurisdiction separated from the community college district, its territory would no longer be subject to operating taxes levied by the district as of the next succeeding tax year after the effective date of the separation. However, the jurisdiction's territory would remain as a separate assessing unit for the purpose of any outstanding bonded indebtedness of the community college district until it was retired or refunded. If the community college owned property within the territory of the local unit that was separating, the local unit would have to purchase the real property and any fixtures within six months after the separation, if so requested by the community college district. The purchase would have to be made at fair market value; any dispute over fair market value could be appealed to the state board of education.

The bill would amend four sections of the act in essentially the same way, each section dealing with a different kind of community college district: one composed of counties; one composed of school districts; one composed of intermediate school districts; and one composed of an intermediate school district with a population of more than 1.5 million.

MCL 389.22 et al.

Analyst: C. Couch

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