

HOUSE BILL No. 5157

October 9, 2001, Introduced by Reps. O'Neil, Schermesser, Plakas, Mans and Jansen and referred to the Committee on Redistricting and Elections.

A bill to amend 1966 PA 331, entitled "Community college act of 1966," (MCL 389.1 to 389.195) by adding sections 22, 47, 65, and 89.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 22. (1) BY A MAJORITY VOTE OF THE ELECTORS, A SCHOOL
2 DISTRICT, CITY, VILLAGE, OR TOWNSHIP MAY SEPARATE FROM A COMMU-
3 NITY COLLEGE DISTRICT ESTABLISHED UNDER THIS CHAPTER. THE QUES-
4 TION OF SEPARATION MAY BE PLACED ON THE BALLOT BY RESOLUTION OF
5 THE GOVERNING BODY OF THE SCHOOL DISTRICT, CITY, VILLAGE, OR
6 TOWNSHIP OR BY PETITION SIGNED BY NOT LESS THAN 500 ELECTORS OF
7 THE SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP. THE SEPARATION
8 IS EFFECTIVE ON THE DATE OF THE SEPARATION ELECTION OR ON THE
9 DATE SPECIFIED IN THE RESOLUTION OR PETITION AS THE DATE OF THE
10 SEPARATION, WHICHEVER IS LATER.

1 (2) IF A SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP
2 SEPARATES UNDER THIS SECTION FROM A COMMUNITY COLLEGE DISTRICT
3 ESTABLISHED UNDER THIS CHAPTER, BEGINNING IN THE NEXT SUCCEEDING
4 TAX YEAR BEGINNING AFTER THE EFFECTIVE DATE OF THE SEPARATION,
5 THE TERRITORY OF THE SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP
6 IS NO LONGER SUBJECT TO OPERATING TAXES LEVIED BY THE COMMUNITY
7 COLLEGE DISTRICT. HOWEVER, IF THE COMMUNITY COLLEGE DISTRICT HAS
8 OUTSTANDING BONDED INDEBTEDNESS AS OF THE EFFECTIVE DATE OF THE
9 SEPARATION, THE TERRITORY OF THE SCHOOL DISTRICT, CITY, VILLAGE,
10 OR TOWNSHIP SHALL REMAIN AS A SEPARATE ASSESSING UNIT FOR PUR-
11 POSES OF THAT BONDED INDEBTEDNESS UNTIL THAT INDEBTEDNESS IS
12 RETIRED OR THE OUTSTANDING BONDS ARE REFUNDED.

13 (3) IF A SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP SEPA-
14 RATES UNDER THIS SECTION FROM A COMMUNITY COLLEGE DISTRICT ESTAB-
15 LISHED UNDER THIS CHAPTER AND THE COMMUNITY COLLEGE DISTRICT OWNS
16 REAL PROPERTY LOCATED WITHIN THE TERRITORY OF THE SCHOOL DIS-
17 TRICT, CITY, VILLAGE, OR TOWNSHIP, THE SCHOOL DISTRICT, CITY,
18 VILLAGE, OR TOWNSHIP IF REQUESTED BY THE COMMUNITY COLLEGE DIS-
19 TRICT SHALL PURCHASE THE REAL PROPERTY AND ANY FIXTURES WITHIN 6
20 MONTHS AFTER THE SEPARATION. THE SCHOOL DISTRICT, CITY, VILLAGE,
21 OR TOWNSHIP SHALL PURCHASE THE REAL PROPERTY AND FIXTURES AT FAIR
22 MARKET VALUE. IF THERE IS A DISPUTE AS TO FAIR MARKET VALUE,
23 EITHER PARTY MAY APPEAL TO THE STATE BOARD OF EDUCATION FOR A
24 DETERMINATION OF FAIR MARKET VALUE.

25 (4) AS USED IN THIS SECTION, "SCHOOL DISTRICT" MEANS A
26 SCHOOL DISTRICT OR LOCAL ACT SCHOOL DISTRICT AS THOSE TERMS ARE

1 DEFINED IN THE REVISED SCHOOL CODE, 1976 PA 451, MCL 380.1 TO
2 380.1852.

3 SEC. 47. (1) BY A MAJORITY VOTE OF THE ELECTORS OF THE
4 SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP, A SCHOOL DISTRICT,
5 CITY, VILLAGE, OR TOWNSHIP MAY SEPARATE FROM A COMMUNITY COLLEGE
6 DISTRICT ESTABLISHED UNDER THIS CHAPTER. THE QUESTION OF SEPARA-
7 TION MAY BE PLACED ON THE BALLOT BY RESOLUTION OF THE GOVERNING
8 BODY OF THE SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP OR BY
9 PETITION SIGNED BY NOT LESS THAN 500 ELECTORS OF THE SCHOOL DIS-
10 TRICT, CITY, VILLAGE, OR TOWNSHIP. THE SEPARATION IS EFFECTIVE
11 ON THE DATE OF THE SEPARATION ELECTION OR ON THE DATE SPECIFIED
12 IN THE RESOLUTION OR PETITION AS THE DATE OF THE SEPARATION,
13 WHICHEVER IS LATER.

14 (2) IF A SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP SEPA-
15 RATES UNDER THIS SECTION FROM A COMMUNITY COLLEGE DISTRICT ESTAB-
16 LISHED UNDER THIS CHAPTER, BEGINNING IN THE NEXT SUCCEEDING TAX
17 YEAR BEGINNING AFTER THE EFFECTIVE DATE OF THE SEPARATION, THE
18 TERRITORY OF THE SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP IS
19 NO LONGER SUBJECT TO OPERATING TAXES LEVIED BY THE COMMUNITY COL-
20 LEGE DISTRICT. HOWEVER, IF THE COMMUNITY COLLEGE DISTRICT HAS
21 OUTSTANDING BONDED INDEBTEDNESS AS OF THE EFFECTIVE DATE OF THE
22 SEPARATION, THE TERRITORY OF THE SCHOOL DISTRICT, CITY, VILLAGE,
23 OR TOWNSHIP SHALL REMAIN AS A SEPARATE ASSESSING UNIT FOR PUR-
24 POSES OF THAT BONDED INDEBTEDNESS UNTIL THAT INDEBTEDNESS IS
25 RETIRED OR THE OUTSTANDING BONDS ARE REFUNDED.

26 (3) IF A SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP
27 SEPARATES UNDER THIS SECTION FROM A COMMUNITY COLLEGE DISTRICT

1 ESTABLISHED UNDER THIS CHAPTER AND THE COMMUNITY COLLEGE DISTRICT
2 OWNS REAL PROPERTY LOCATED WITHIN THE TERRITORY OF THE SCHOOL
3 DISTRICT, CITY, VILLAGE, OR TOWNSHIP, THE SCHOOL DISTRICT, CITY,
4 VILLAGE, OR TOWNSHIP IF REQUESTED BY THE COMMUNITY COLLEGE DIS-
5 TRICT SHALL PURCHASE THE REAL PROPERTY AND ANY FIXTURES WITHIN 6
6 MONTHS AFTER THE SEPARATION. THE SCHOOL DISTRICT, CITY, VILLAGE,
7 OR TOWNSHIP SHALL PURCHASE THE REAL PROPERTY AND FIXTURES AT FAIR
8 MARKET VALUE. IF THERE IS A DISPUTE AS TO FAIR MARKET VALUE,
9 EITHER PARTY MAY APPEAL TO THE STATE BOARD OF EDUCATION FOR A
10 DETERMINATION OF FAIR MARKET VALUE.

11 (4) AS USED IN THIS SECTION, "SCHOOL DISTRICT" MEANS A
12 SCHOOL DISTRICT OR LOCAL ACT SCHOOL DISTRICT AS THOSE TERMS ARE
13 DEFINED IN THE REVISED SCHOOL CODE, 1976 PA 451, MCL 380.1 TO
14 380.1852.

15 SEC. 65. (1) BY A MAJORITY VOTE OF THE ELECTORS OF THE
16 SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP, A SCHOOL DISTRICT,
17 CITY, VILLAGE, OR TOWNSHIP MAY SEPARATE FROM A COMMUNITY COLLEGE
18 DISTRICT ESTABLISHED UNDER THIS CHAPTER. THE QUESTION OF SEPARA-
19 TION MAY BE PLACED ON THE BALLOT BY RESOLUTION OF THE GOVERNING
20 BODY OF THE SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP OR BY
21 PETITION SIGNED BY NOT LESS THAN 500 ELECTORS OF THE SCHOOL DIS-
22 TRICT, CITY, VILLAGE, OR TOWNSHIP. THE SEPARATION IS EFFECTIVE
23 ON THE DATE OF THE SEPARATION ELECTION OR ON THE DATE SPECIFIED
24 IN THE RESOLUTION OR PETITION AS THE DATE OF THE SEPARATION,
25 WHICHEVER IS LATER.

26 (2) IF A SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP
27 SEPARATES UNDER THIS SECTION FROM A COMMUNITY COLLEGE DISTRICT

1 ESTABLISHED UNDER THIS CHAPTER, BEGINNING IN THE NEXT SUCCEEDING
2 TAX YEAR BEGINNING AFTER THE EFFECTIVE DATE OF THE SEPARATION,
3 THE TERRITORY OF THE SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP
4 IS NO LONGER SUBJECT TO OPERATING TAXES LEVIED BY THE COMMUNITY
5 COLLEGE DISTRICT. HOWEVER, IF THE COMMUNITY COLLEGE DISTRICT HAS
6 OUTSTANDING BONDED INDEBTEDNESS AS OF THE EFFECTIVE DATE OF THE
7 SEPARATION, THE TERRITORY OF THE SCHOOL DISTRICT, CITY, VILLAGE,
8 OR TOWNSHIP SHALL REMAIN AS A SEPARATE ASSESSING UNIT FOR PUR-
9 POSES OF THAT BONDED INDEBTEDNESS UNTIL THAT INDEBTEDNESS IS
10 RETIRED OR THE OUTSTANDING BONDS ARE REFUNDED.

11 (3) IF A SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP SEPA-
12 RATES UNDER THIS SECTION FROM A COMMUNITY COLLEGE DISTRICT ESTAB-
13 LISHED UNDER THIS CHAPTER AND THE COMMUNITY COLLEGE DISTRICT OWNS
14 REAL PROPERTY LOCATED WITHIN THE TERRITORY OF THE SCHOOL DIS-
15 TRICT, CITY, VILLAGE, OR TOWNSHIP, THE SCHOOL DISTRICT, CITY,
16 VILLAGE, OR TOWNSHIP IF REQUESTED BY THE COMMUNITY COLLEGE DIS-
17 TRICT SHALL PURCHASE THE REAL PROPERTY AND ANY FIXTURES WITHIN 6
18 MONTHS AFTER THE SEPARATION. THE SCHOOL DISTRICT, CITY, VILLAGE,
19 OR TOWNSHIP SHALL PURCHASE THE REAL PROPERTY AND FIXTURES AT FAIR
20 MARKET VALUE. IF THERE IS A DISPUTE AS TO FAIR MARKET VALUE,
21 EITHER PARTY MAY APPEAL TO THE STATE BOARD OF EDUCATION FOR A
22 DETERMINATION OF FAIR MARKET VALUE.

23 (4) AS USED IN THIS SECTION, "SCHOOL DISTRICT" MEANS A
24 SCHOOL DISTRICT OR LOCAL ACT SCHOOL DISTRICT AS THOSE TERMS ARE
25 DEFINED IN THE REVISED SCHOOL CODE, 1976 PA 451, MCL 380.1 TO
26 380.1852.

1 SEC. 89. (1) BY A MAJORITY VOTE OF THE ELECTORS OF THE
2 SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP, A SCHOOL DISTRICT,
3 CITY, VILLAGE, OR TOWNSHIP MAY SEPARATE FROM A COMMUNITY COLLEGE
4 DISTRICT ESTABLISHED UNDER THIS CHAPTER. THE QUESTION OF SEPARA-
5 TION MAY BE PLACED ON THE BALLOT BY RESOLUTION OF THE GOVERNING
6 BODY OF THE SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP OR BY
7 PETITION SIGNED BY NOT LESS THAN 500 ELECTORS OF THE SCHOOL DIS-
8 TRICT, CITY, VILLAGE, OR TOWNSHIP. THE SEPARATION IS EFFECTIVE
9 ON THE DATE OF THE SEPARATION ELECTION OR ON THE DATE SPECIFIED
10 IN THE RESOLUTION OR PETITION AS THE DATE OF THE SEPARATION,
11 WHICHEVER IS LATER.

12 (2) IF A SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP SEPA-
13 RATES UNDER THIS SECTION FROM A COMMUNITY COLLEGE DISTRICT ESTAB-
14 LISHED UNDER THIS CHAPTER, BEGINNING IN THE NEXT SUCCEEDING TAX
15 YEAR BEGINNING AFTER THE EFFECTIVE DATE OF THE SEPARATION, THE
16 TERRITORY OF THE SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP IS
17 NO LONGER SUBJECT TO OPERATING TAXES LEVIED BY THE COMMUNITY COL-
18 LEGE DISTRICT. HOWEVER, IF THE COMMUNITY COLLEGE DISTRICT HAS
19 OUTSTANDING BONDED INDEBTEDNESS AS OF THE EFFECTIVE DATE OF THE
20 SEPARATION, THE TERRITORY OF THE SCHOOL DISTRICT, CITY, VILLAGE,
21 OR TOWNSHIP SHALL REMAIN AS A SEPARATE ASSESSING UNIT FOR PUR-
22 POSES OF THAT BONDED INDEBTEDNESS UNTIL THAT INDEBTEDNESS IS
23 RETIRED OR THE OUTSTANDING BONDS ARE REFUNDED.

24 (3) IF A SCHOOL DISTRICT, CITY, VILLAGE, OR TOWNSHIP SEPA-
25 RATES UNDER THIS SECTION FROM A COMMUNITY COLLEGE DISTRICT ESTAB-
26 LISHED UNDER THIS CHAPTER AND THE COMMUNITY COLLEGE DISTRICT OWNS
27 REAL PROPERTY LOCATED WITHIN THE TERRITORY OF THE SCHOOL

1 DISTRICT, CITY, VILLAGE, OR TOWNSHIP, THE SCHOOL DISTRICT, CITY,
2 VILLAGE, OR TOWNSHIP IF REQUESTED BY THE COMMUNITY COLLEGE DIS-
3 TRICT SHALL PURCHASE THE REAL PROPERTY AND ANY FIXTURES WITHIN 6
4 MONTHS AFTER THE SEPARATION. THE SCHOOL DISTRICT, CITY, VILLAGE,
5 OR TOWNSHIP SHALL PURCHASE THE REAL PROPERTY AND FIXTURES AT FAIR
6 MARKET VALUE. IF THERE IS A DISPUTE AS TO FAIR MARKET VALUE,
7 EITHER PARTY MAY APPEAL TO THE STATE BOARD OF EDUCATION FOR A
8 DETERMINATION OF FAIR MARKET VALUE.

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