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BILL ANALYSIS

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Senate Bill 1398 (as introduced 9-5-06)
Sponsor: Senator Wayne Kuipers
Committee: Education

Date Completed: 9-14-06

CONTENT

The bill would amend the Revised School Code to specify that an agreement or cooperative arrangement that was entered into under the Code would not have to comply with the Urban Cooperation Act, and allow an agreement or arrangement to include cooperatives for the receipt and distribution of food commodities under a Federal program.

The Code permits a general powers school district to enter into agreements or cooperative arrangements with other public and private entities or to join organizations as part of performing the functions of the school district.

Under the bill, such an agreement or cooperative arrangement would not have to comply with the Urban Cooperation Act, as provided in Section 3 of that Act. (The Urban Cooperation Act allows a public agency of the State to exercise jointly with any other public agency of this or any other state, with a public agency of Canada, or with a public agency of the United States government, any power, privilege, or authority that the agencies share in common and that each might exercise separately. Section 503 specifies that if any provision of that Act conflicts with any other State statute providing for the authorization or performance of joint or cooperative agreements or undertakings between State public agencies or between State public agencies and public agencies of other states or of Canada, the provisions of the other statute control.)

In addition, under the bill, an agreement or cooperative arrangement could include cooperatives to receive, warehouse, allocate, and distribute food commodities to any school district in the State under a U.S. Department of Agriculture food program administered in whole or in part by the State.

MCL 380.11a

Legislative Analyst: Curtis Walker

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Fiscal Analyst: Kathryn Summers-Coty

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