



House Bills 6008, 6009, and 6010 (as reported without amendment)

Sponsor: Representative Terry Brown (H.B. 6008)

Representative Mike Lahti (H.B. 6009 & 6010)

House Committee: Education

Senate Committee: Education

## **CONTENT**

House Bill 6008 would amend Section 2 of Public Act 566 of 1978, which prohibits a public officer or public employee from holding two or more incompatible offices at the same time, to specify that Section 2 would not prohibit an intermediate school district (ISD) superintendent from serving simultaneously as superintendent of a local school district, or prohibit an ISD from contracting with another person to serve as superintendent of a local school district, even if the local district were a constituent district of the ISD.

House Bill 6009 would amend the Revised School Code to allow a school district, instead of directly employing a superintendent of schools, to contract with its ISD for the ISD superintendent to serve as the school district's superintendent of schools or for the ISD to provide another person to serve as superintendent of schools for the school district.

The bill is tie-barred to House Bills 6008 and 6010.

House Bill 6010 would amend Section 2 of Public Act 317 of 1968, which prohibits a public servant from being a party to any contract between himself or herself and the public entity of which he or she is an officer or employee, to specify that Section 2 could not be construed to prohibit an ISD superintendent from serving simultaneously as superintendent of a local school district, or to prohibit an ISD from contracting with another person to serve as superintendent of a local school district, even if the local district were a constituent district of the ISD.

MCL 15.183 (H.B. 6008)  
380.1229 (H.B. 6009)  
15.323a (H.B. 6010)

Legislative Analyst: Patrick Affholter

## **FISCAL IMPACT**

State: The bills would have no fiscal impact on the State.

Local: The bills could result in local savings to school districts and intermediate districts choosing to share a superintendent, as allowed under these bills, if the cost of the sole superintendent were lower than the combined cost of a superintendent for the ISD and a superintendent for the local district.

The bills also could result in savings to school districts and ISDs choosing to retain a superintendent under contract, as allowed under these bills, if the contracted salary and other benefits were lower than the cost of directly employing the superintendent. By contracting for a superintendent, the district or ISD would avoid paying Michigan Public School Employees' Retirement System costs for that individual. For fiscal year 2010-11, those costs are equal to 20.66% of pay.

Date Completed: 12-1-10

Fiscal Analyst: Kathryn Summers