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SFA



BILL ANALYSIS

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Senate Bill 663 (as enrolled)
Sponsor: Senator Loren Bennett
Senate Committee: Education
House Committee: Employment Relations, Training and Safety

PUBLIC ACT 204 of 1999

Date Completed: 1-14-00

CONTENT

The bill amended the public employment relations Act to exempt from the definition of "public employee" a public school administrator employed by a first class school district under the Revised School Code. The exemption applies if, within 30 days after the bill takes effect, a public employer who is the chief executive officer serving in a first class school district issues an order determining that this is in the best interests of the school district. (The bill will take effect on March 10, 2000.)

The bill also includes in the definition of "public school employer" the chief executive officer of a school district in which a school reform board is in place under Part 5A of the Revised School Code.

("Public employee" currently means a person holding a position by appointment or employment in the State government; the government of one or more of the political subdivisions in the State; the public school service; a public or special district; the service of an authority, commission, or board; or, any other branch of the public service. The Act specifies that a person employed by a private organization or entity that provides services under a time-limited contract with the State or a political subdivision of the State is not an employee of the State or that political subdivision, and is not a public employee. "Public school employer" currently means a public employer that is the board of a school district, intermediate school district, or public school academy; or is the governing board of a joint endeavor or consortium of any combination of school districts, intermediate school districts, or public school academies.)

MCL 423.201

Legislative Analyst: L. Arasim

BACKGROUND

Public Act 10 of 1999 added Part 5A (Appointment of School Reform Boards) to the Revised School Code. Public Act 10 required the mayor of a city with a qualifying school district to appoint a seven-member reform board, which was required to appoint a chief

executive officer. The powers and duties of the district's elected board were transferred to the school reform board. (A qualifying school district is a school district of the first class, which has a pupil membership of at least 100,000.)

Pursuant to Public Act 10, Dr. David Adamany was appointed interim chief executive officer of the Detroit Public School System, which is school district of the first class. According to Dr. Adamany, the Detroit school system employs 18,000 persons, including 43 administrators who are not represented by a collective bargaining unit. These 43 are members of a total staff of 1,000 administrators.

FISCAL IMPACT

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

Fiscal Analyst: J. Carrasco

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.