

HOUSE BILL No. 4228

February 13, 2003, Introduced by Reps. Gaffney, O'Neil, Drolet, Garfield, Brandenburg and Hune and referred to the Committee on Higher Education.

A bill to amend 1966 PA 331, entitled
"Community college act of 1966,"
(MCL 389.1 to 389.195) by adding sections 22, 47, 66, 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
3 community college district established under this chapter. The
4 question of separation may be placed on the ballot by resolution
5 of 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.

11 (2) If a school district, city, village, or township

1 separates under this section from a community college district
2 established under this chapter, beginning in the next succeeding
3 tax year beginning after the effective date of the separation,
4 the territory of the school district, city, village, or township
5 is no longer subject to operating taxes levied by the community
6 college district. However, if the community college district has
7 outstanding bonded indebtedness as of the effective date of the
8 separation, the territory of the school district, city, village,
9 or township shall remain as a separate assessing unit for
10 purposes of that bonded indebtedness until that indebtedness is
11 retired or the outstanding bonds are refunded.

12 (3) If a school district, city, village, or township
13 separates under this section from a community college district
14 established under this chapter and the community college district
15 owns real property located within the territory of the school
16 district, city, village, or township, the school district, city,
17 village, or township if requested by the community college
18 district shall purchase the real property and any fixtures within
19 6 months after the separation. The school district, city,
20 village, or township shall purchase the real property and
21 fixtures at fair market value. If there is a dispute as to fair
22 market value, either party may appeal to the state board of
23 education for a determination of fair market value.

24 (4) As used in this section, "school district" means a school
25 district or local act school district as those terms are defined
26 in the revised school code, 1976 PA 451, MCL 380.1 to 380.1852.

27 Sec. 47. (1) By a majority vote of the electors of the

1 school district, city, village, or township, a school district,
2 city, village, or township may separate from a community college
3 district established under this chapter. The question of
4 separation may be placed on the ballot by resolution of the
5 governing body of the school district, city, village, or township
6 or by petition signed by not less than 500 electors of the school
7 district, city, village, or township. The separation is
8 effective on the date of the separation election or on the date
9 specified in the resolution or petition as the date of the
10 separation, whichever is later.

11 (2) If a school district, city, village, or township
12 separates under this section from a community college district
13 established under this chapter, beginning in the next succeeding
14 tax year beginning after the effective date of the separation,
15 the territory of the school district, city, village, or township
16 is no longer subject to operating taxes levied by the community
17 college district. However, if the community college district has
18 outstanding bonded indebtedness as of the effective date of the
19 separation, the territory of the school district, city, village,
20 or township shall remain as a separate assessing unit for
21 purposes of that bonded indebtedness until that indebtedness is
22 retired or the outstanding bonds are refunded.

23 (3) If a school district, city, village, or township
24 separates under this section from a community college district
25 established under this chapter and the community college district
26 owns real property located within the territory of the school
27 district, city, village, or township, the school district, city,

1 village, or township if requested by the community college
2 district shall purchase the real property and any fixtures within
3 6 months after the separation. The school district, city,
4 village, or township shall purchase the real property and
5 fixtures at fair market value. If there is a dispute as to fair
6 market value, either party may appeal to the state board of
7 education for a determination of fair market value.

8 (4) As used in this section, "school district" means a school
9 district or local act school district as those terms are defined
10 in the revised school code, 1976 PA 451, MCL 380.1 to 380.1852.

11 Sec. 66. (1) By a majority vote of the electors of the
12 school district, city, village, or township, a school district,
13 city, village, or township may separate from a community college
14 district established under this chapter. The question of
15 separation may be placed on the ballot by resolution of the
16 governing body of the school district, city, village, or township
17 or by petition signed by not less than 500 electors of the school
18 district, city, village, or township. The separation is
19 effective on the date of the separation election or on the date
20 specified in the resolution or petition as the date of the
21 separation, whichever is later.

22 (2) If a school district, city, village, or township
23 separates under this section from a community college district
24 established under this chapter, beginning in the next succeeding
25 tax year beginning after the effective date of the separation,
26 the territory of the school district, city, village, or township
27 is no longer subject to operating taxes levied by the community

1 college district. However, if the community college district has
2 outstanding bonded indebtedness as of the effective date of the
3 separation, the territory of the school district, city, village,
4 or township shall remain as a separate assessing unit for
5 purposes of that bonded indebtedness until that indebtedness is
6 retired or the outstanding bonds are refunded.

7 (3) If a school district, city, village, or township
8 separates under this section from a community college district
9 established under this chapter and the community college district
10 owns real property located within the territory of the school
11 district, city, village, or township, the school district, city,
12 village, or township if requested by the community college
13 district shall purchase the real property and any fixtures within
14 6 months after the separation. The school district, city,
15 village, or township shall purchase the real property and
16 fixtures at fair market value. If there is a dispute as to fair
17 market value, either party may appeal to the state board of
18 education for a determination of fair market value.

19 (4) As used in this section, "school district" means a school
20 district or local act school district as those terms are defined
21 in the revised school code, 1976 PA 451, MCL 380.1 to 380.1852.

22 Sec. 89. (1) By a majority vote of the electors of the
23 school district, city, village, or township, a school district,
24 city, village, or township may separate from a community college
25 district established under this chapter. The question of
26 separation may be placed on the ballot by resolution of the
27 governing body of the school district, city, village, or township

1 or by petition signed by not less than 500 electors of the school
2 district, city, village, or township. The separation is
3 effective on the date of the separation election or on the date
4 specified in the resolution or petition as the date of the
5 separation, whichever is later.

6 (2) If a school district, city, village, or township
7 separates under this section from a community college district
8 established under this chapter, beginning in the next succeeding
9 tax year beginning after the effective date of the separation,
10 the territory of the school district, city, village, or township
11 is no longer subject to operating taxes levied by the community
12 college district. However, if the community college district has
13 outstanding bonded indebtedness as of the effective date of the
14 separation, the territory of the school district, city, village,
15 or township shall remain as a separate assessing unit for
16 purposes of that bonded indebtedness until that indebtedness is
17 retired or the outstanding bonds are refunded.

18 (3) If a school district, city, village, or township
19 separates under this section from a community college district
20 established under this chapter and the community college district
21 owns real property located within the territory of the school
22 district, city, village, or township, the school district, city,
23 village, or township if requested by the community college
24 district shall purchase the real property and any fixtures within
25 6 months after the separation. The school district, city,
26 village, or township shall purchase the real property and
27 fixtures at fair market value. If there is a dispute as to fair

1 market value, either party may appeal to the state board of
2 education for a determination of fair market value.

3 (4) As used in this section, "school district" means a school
4 district or local act school district as those terms are defined
5 in the revised school code, 1976 PA 451, MCL 380.1 to 380.1852.