

**SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4265**

A bill to amend 1966 PA 331, entitled
"Community college act of 1966,"
by amending sections 11, 21, 31, 34, 34a, 41, 51, 52, 54, 61, 82,
85, and 111 (MCL 389.11, 389.21, 389.31, 389.34, 389.34a, 389.41,
389.51, 389.52, 389.54, 389.61, 389.82, 389.85, and 389.111),
section 21 as amended by 2013 PA 53, sections 34, 34a, 51, 52, and
54 as amended by 2003 PA 306, section 41 as amended by 2004 PA 446,
section 61 as amended and section 85 as added by 2000 PA 488,
section 82 as amended by 1992 PA 20, and section 111 as amended by
1997 PA 135.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 11. (1) ~~One~~ **SUBJECT TO SUBSECTION (2), 1** or more
2 ~~contiguous counties, excepting any portion previously included in~~
3 ~~an existing community college district,~~ may join to form a

1 community college district by a majority vote of the electors
 2 ~~thereof.~~ **RESIDING IN THE PROPOSED DISTRICT.** Before the election is
 3 held, **THE BOARD OR JOINT BOARDS OF EDUCATION OF THE INTERMEDIATE**
 4 **SCHOOL DISTRICTS OF THE COUNTIES AFFECTED MUST OBTAIN THE** approval
 5 of the formation of the proposed community college district and the
 6 proposed maximum annual tax rate ~~shall be obtained from the state~~
 7 ~~board of education by the board or joint boards of education of the~~
 8 ~~intermediate school districts of the counties~~
 9 ~~affected.~~ **SUPERINTENDENT OF PUBLIC INSTRUCTION.**

10 (2) For the purposes of this chapter, a county ~~is eligible for~~
 11 ~~the formation of~~ **MAY FORM** a community college district even though
 12 a portion ~~thereof~~ **OF THAT COUNTY** is a part of an existing community
 13 college district. Such ~~that~~ portion **OF THE COUNTY** shall not be
 14 included in the area of the proposed community college district ~~nor~~
 15 ~~shall persons residing in such areas be~~ **AND THE ELECTORS WHO RESIDE**
 16 **IN THAT PORTION OF THE COUNTY ARE NOT** eligible to vote at the
 17 organizational election or at any succeeding community college
 18 district elections.

19 Sec. 21. (1) By adoption of a resolution, the board of
 20 trustees of a community college district organized under this
 21 chapter may initiate annexation to the community college district,
 22 in the manner provided in this act, **OF THAT PORTION** of a ~~contiguous~~
 23 county, ~~contiguous~~ township, ~~contiguous~~ intermediate school
 24 district, or ~~contiguous~~ local school district **THAT IS** not already
 25 included within the area of a community college district. ~~subject~~
 26 ~~to the following:~~

27 ~~—— (a) A community college district located in the Upper~~

1 ~~Peninsula may annex a county, township, intermediate school~~
2 ~~district, or local school district that is not contiguous.~~
3 ~~—— (b) A community college district that has been offering~~
4 ~~classes at a federal military installation located in a~~
5 ~~noncontiguous county for a period of at least 20 years may annex~~
6 ~~that noncontiguous county or that portion of the noncontiguous~~
7 ~~county that is not within another community college district.~~

8 (2) Before an annexation election **DESCRIBED IN SUBSECTION (3)**,
9 the board of trustees shall obtain approval of the proposed
10 annexation from the superintendent of public instruction. ~~Upon~~
11 ~~receipt of the~~ **IF THE BOARD RECEIVES THAT** approval, the secretary
12 of the board of trustees shall, **SUBJECT TO SECTION 646A OF THE**
13 **MICHIGAN ELECTION LAW, MCL 168.646A**, file certified copies of the
14 annexation resolution, ~~and the approval,~~ **AND THE WORDING OF BALLOT**
15 **QUESTIONS DESCRIBED IN SUBSECTION (3)** with the clerk of the county
16 ~~or township to be annexed, or the secretary of the board of the~~
17 ~~intermediate school district or local school district and the~~
18 ~~school district filing official of the school district to be~~
19 ~~annexed, as applicable.~~ **IN WHICH THE TERRITORY TO BE ANNEXED IS**
20 **LOCATED.**

21 (3) After the resolution, ~~and approval,~~ **AND BALLOT QUESTIONS**
22 are filed under subsection (2), the **CLERK OF THE** county board of
23 ~~commissioners, the township board, or the board of the intermediate~~
24 ~~or local school district, as applicable, shall request that the~~
25 ~~school district filing official call a special election for the~~
26 ~~purpose of voting on~~ **SHALL PLACE BEFORE THE ELECTORS** the question
27 of annexation to the community college district and of approving

1 the maximum tax rate existing in the community college district. A
2 ~~special election called under this subsection shall be held on a~~
3 ~~regular election day that is not less than 49 days after the~~
4 ~~special election is requested.~~

5 (4) ~~An annexation is effective on the date of the election if~~
6 ~~both propositions receive majority approval of the electors voting~~
7 ~~on the propositions. The final results of the annexation election~~
8 ~~shall be canvassed by the appropriate board of county canvassers as~~
9 ~~provided in section 24a of the Michigan election law, MCL~~
10 ~~168.24a.~~ **IF BOTH PROPOSITIONS RECEIVE MAJORITY APPROVAL OF THE**
11 **ELECTORS VOTING ON THE PROPOSITIONS, THE EFFECTIVE DATE OF THE**
12 **ANNEXATION IS THE DATE THE ELECTION IS CERTIFIED BY THE APPROPRIATE**
13 **BOARD OF COUNTY CANVASSERS.**

14 (5) By virtue of annexation, unless otherwise provided in the
15 approved annexation propositions, territory annexed to a community
16 college district is subject to taxes levied for principal and
17 interest of outstanding bonded indebtedness of the community
18 college district.

19 (6) If a portion of a county, township, or intermediate or
20 local school district to be annexed lies within a community college
21 district at the time of the annexation election, then the electors
22 residing in that territory are not eligible to vote on the
23 propositions and that territory does not become a part of the
24 community college district.

25 Sec. 31. (1) A school district or 2 or more ~~contiguous~~ school
26 districts ~~which~~ **THAT** operate grades kindergarten through 12 may
27 form a community college district. ~~When~~ **IF** resolutions of the

1 boards of education of ~~contiguous~~ school districts requesting the
2 organization of the community college district are filed with the
3 secretary of the board of education of the intermediate school
4 district having the highest valuation in the proposed community
5 college district area, he **OR SHE** shall refer the questions of
6 organizing the community college district and the proposed annual
7 tax rate to the ~~state board of education~~ **SUPERINTENDENT OF PUBLIC**
8 **INSTRUCTION** for approval. ~~When~~ **IF** the board of education of a
9 single school district adopts a resolution requesting the
10 organization of a community college district, the secretary of the
11 board of education of that district shall refer ~~such~~ **THOSE**
12 questions to the ~~state board of education~~ **SUPERINTENDENT OF PUBLIC**
13 **INSTRUCTION** for approval.

14 (2) For the purpose of this chapter, a school district
15 operating grades kindergarten through 12 ~~shall be eligible for the~~
16 ~~formation of~~ **MAY FORM** a community college district even though a
17 part of the district is within an existing community college
18 district. Except as provided in section 46, ~~the~~ **THAT** part **OF THE**
19 **SCHOOL DISTRICT** shall not be included in the area of the community
20 college district ~~nor shall a person residing in the part be~~ **AND AN**
21 **ELECTOR WHO RESIDES IN THAT PART OF THE SCHOOL DISTRICT IS NOT**
22 eligible to vote at the organizational election or at any community
23 college district election.

24 Sec. 34. (1) If the community college district consists of a
25 single school district, the community college district is directed
26 and governed by a board of trustees consisting of 7 members,
27 elected at large in the territory of the district or proposed

1 district on a nonpartisan basis. At the organizational election,
2 the electors shall elect 3 members for 6-year terms, 2 for 4-year
3 terms, and 2 for 2-year terms. After the initial terms, at the next
4 regular community college election immediately preceding the
5 expiration of a member's term of office, the electors shall elect
6 the member's successor for a term of 6 years.

7 (2) If an organizational election is held at the same time as
8 a regular school election in ~~May,~~ **NOVEMBER**, the term of office of
9 each member elected shall commence on ~~July~~ **JANUARY** 1 following the
10 organizational election. ~~If the regular school election is held in~~
11 ~~November, the term of each member elected shall commence on the~~
12 ~~January 1 following the organizational election.~~

13 (3) If an organizational election is held on a date other than
14 the date of a regular school election, each board member shall take
15 office on the fifteenth day following the date of the
16 organizational election. Regular terms of office shall commence on
17 ~~July 1 following the next regular school election in May. If the~~
18 ~~next regular school election is held in November, the regular terms~~
19 ~~of office shall commence on the~~ January 1 following the annual
20 **REGULAR** school election **IN NOVEMBER**. If the organizational election
21 is held on a date other than the regular election date of the
22 component school district, the first year of the term of office of
23 each of the members elected to the first board of trustees shall
24 extend for the period of time remaining until ~~July 1 or~~ January 1 ~~,~~
25 ~~whichever is applicable under this subsection,~~ following the date
26 of the regular election of the component district held not less
27 than 1 year nor more than 2 years after the date of the

1 organizational election.

2 Sec. 34a. (1) If the community college district **ORGANIZED**
3 **UNDER THIS CHAPTER** consists of 2 or more school districts, the
4 community college district shall be directed and governed by a
5 board of trustees ~~consisting~~ **THAT CONSISTS** of 7 members, elected at
6 large in the proposed community college district on a nonpartisan
7 basis. At the organizational election, ~~there shall be elected~~ 3
8 members **SHALL BE ELECTED** for 6-year terms, 2 members for 4-year
9 terms, and 2 members for 2-year terms. Thereafter, at the next
10 regular community college election immediately preceding the
11 expiration of their terms of office, their successors shall be
12 elected for terms of 6 years.

13 (2) If the organizational election is held at the same time as
14 the regular school election ~~in May, the term of office of each~~
15 ~~member elected shall commence on July 1 following the~~
16 ~~organizational election. If the regular school election is held in~~
17 November, the term of each member elected shall commence on the
18 January 1 following the organizational election.

19 (3) If the organizational election is held on a date other
20 than the date of the regular school election, each board member
21 shall take office on the fifteenth day following the date of the
22 organizational election. Regular terms of office shall commence on
23 ~~July~~ **JANUARY** 1 following the next regular school election in ~~May~~.
24 ~~If the next regular school election is held in November, the~~
25 ~~regular terms of office shall commence on the January 1 following~~
26 ~~the regular school election.~~ **NOVEMBER**. If the organizational
27 election is held on a date other than the regular school election,

1 the first year of the term of office of each of the members elected
2 to the first board of trustees shall extend for the period of time
3 remaining until ~~July 1 or January 1, whichever is applicable under~~
4 ~~this subsection,~~ following the date of the regular school election.

5 Sec. 41. (1) ~~The~~ **BY ADOPTION OF A RESOLUTION, THE** board of
6 trustees ~~by resolution may annex to a community college district~~
7 ~~any contiguous~~ **OF A COMMUNITY COLLEGE DISTRICT ORGANIZED UNDER THIS**
8 **CHAPTER MAY INITIATE ANNEXATION TO THE COMMUNITY COLLEGE DISTRICT,**
9 **IN THE MANNER PROVIDED IN THIS ACT, OF THAT PORTION OF A** local
10 school district, ~~contiguous~~ intermediate school district, ~~or~~
11 ~~contiguous~~ county, **OR TOWNSHIP THAT IS** not already included within
12 **IN** a community college district.

13 (2) ~~The~~ **BEFORE AN ANNEXATION ELECTION DESCRIBED IN SUBSECTION**
14 **(3), THE** board of trustees shall obtain the approval of the
15 proposed annexation from the superintendent of public instruction.
16 ~~Upon receipt of the~~ **IF THE BOARD RECEIVES THAT** approval, the
17 secretary of the board of trustees shall, **SUBJECT TO SECTION 646A**
18 **OF THE MICHIGAN ELECTION LAW, MCL 168.646A,** file certified copies
19 of the annexation resolution, ~~and the approval,~~ **AND THE WORDING OF**
20 **THE BALLOT QUESTIONS DESCRIBED IN SUBSECTION (3)** with the ~~secretary~~
21 ~~of the board of education of the local school district to be~~
22 ~~annexed, the secretary of the intermediate school board of the~~
23 ~~intermediate school district to be annexed, and the county clerk of~~
24 ~~the county to be annexed, as applicable.~~ **CLERK OF THE COUNTY IN**
25 **WHICH THE TERRITORY TO BE ANNEXED IS LOCATED.**

26 (3) **AFTER THE RESOLUTION, APPROVAL, AND BALLOT QUESTIONS ARE**
27 **FILED UNDER SUBSECTION (2), THE CLERK OF THE COUNTY SHALL PLACE**

1 BEFORE THE ELECTORS THE QUESTION OF ANNEXATION TO THE COMMUNITY
2 COLLEGE DISTRICT AND OF APPROVING THE MAXIMUM TAX RATE EXISTING IN
3 THE COMMUNITY COLLEGE DISTRICT.

4 (4) IF BOTH PROPOSITIONS RECEIVE MAJORITY APPROVAL OF THE
5 ELECTORS VOTING ON THE PROPOSITIONS, THE EFFECTIVE DATE OF THE
6 ANNEXATION IS THE DATE THE ELECTION IS CERTIFIED BY THE APPROPRIATE
7 BOARD OF COUNTY CANVASSERS.

8 (5) BY VIRTUE OF ANNEXATION, UNLESS OTHERWISE PROVIDED IN THE
9 APPROVED ANNEXATION PROPOSITIONS, TERRITORY ANNEXED TO A COMMUNITY
10 COLLEGE DISTRICT IS SUBJECT TO TAXES LEVIED FOR PRINCIPAL AND
11 INTEREST OF OUTSTANDING BONDED INDEBTEDNESS OF THE COMMUNITY
12 COLLEGE DISTRICT.

13 (6) IF A PORTION OF A COUNTY, TOWNSHIP, OR INTERMEDIATE OR
14 LOCAL SCHOOL DISTRICT TO BE ANNEXED LIES WITHIN A COMMUNITY COLLEGE
15 DISTRICT AT THE TIME OF THE ANNEXATION ELECTION, THEN THE ELECTORS
16 RESIDING IN THAT TERRITORY ARE NOT ELIGIBLE TO VOTE ON THE
17 PROPOSITIONS AND THAT TERRITORY DOES NOT BECOME A PART OF THE
18 COMMUNITY COLLEGE DISTRICT.

19 (7) ~~(3)~~—If a school district that operates grades kindergarten
20 through 12 is annexed to a community college district before July
21 1, 2004, the school district is entitled to elect a member to the
22 board of trustees of the community college district for a term of 6
23 years. The first member shall be elected at the **FIRST** regular
24 community college election ~~next succeeding~~ **AFTER** the annexation
25 election.

26 Sec. 51. The board of an intermediate school district or the
27 boards of 2 or more ~~contiguous~~ intermediate school districts acting

1 as a single board may form a community college district under this
 2 chapter. The board of the intermediate school district or joint
 3 board of the ~~contiguous~~ intermediate school districts shall
 4 designate the territory of the proposed community college district
 5 and refer the questions of organizing the community college
 6 district and the proposed annual tax rate to the superintendent of
 7 public instruction for approval. If the superintendent of public
 8 instruction approves, he or she shall notify the board of the
 9 intermediate school district or joint board, which shall, ~~request~~
 10 ~~that the school district filing official include the necessary~~
 11 ~~propositions for forming the community college district to the~~
 12 ~~electors in the designated territory at the regular school election~~
 13 ~~or at a special election called for that purpose.~~ **SUBJECT TO SECTION**
 14 **646A OF THE MICHIGAN ELECTION LAW, MCL 168.646A, SUBMIT THE**
 15 **LANGUAGE FOR THE PROPOSITIONS TO THE CLERK OF THE COUNTY IN WHICH**
 16 **THE DESIGNATED TERRITORY IS LOCATED.**

17 Sec. 52. ~~(1)~~ The secretary of the board of the intermediate
 18 school district, or the secretary of the board of the intermediate
 19 school district ~~having~~ **THAT HAS** the highest valuation in the
 20 proposed community college district for a community college formed
 21 by 2 or more ~~contiguous~~ intermediate school districts, shall,
 22 **SUBJECT TO SECTION 646A OF THE MICHIGAN ELECTION LAW, MCL 168.646A,**
 23 file a copy of the approval of the superintendent of public
 24 instruction, ~~specified~~ **DESCRIBED** in section 51 together with the
 25 propositions to be submitted to the electors, ~~specified~~ **DESCRIBED IN SECTION**
 26 **51** with the ~~secretary of the board of education of each component~~
 27 ~~local school district and the school district filing official.~~ **CLERK**

1 OF THE COUNTY IN WHICH THE TERRITORY OF THE PROPOSED COMMUNITY
 2 COLLEGE DISTRICT IS LOCATED. AFTER THE APPROVAL AND PROPOSITIONS
 3 ARE FILED WITH THE CLERK OF THE COUNTY IN ACCORDANCE WITH THIS
 4 SUBSECTION, THE CLERK OF THE COUNTY SHALL PLACE THE QUESTION BEFORE
 5 THE ELECTORS.

6 ~~—— (2) If the secretary of a local school board receives the~~
 7 ~~filing described in subsection (1) at least 60 days but not more~~
 8 ~~than 6 months before the next regular school election, that~~
 9 ~~secretary shall request that the school district filing official~~
 10 ~~include the necessary community college propositions for forming~~
 11 ~~the community college district with the proceedings for the regular~~
 12 ~~school election.~~

13 ~~—— (3) If the secretary of a component local school district~~
 14 ~~receives the filing described in subsection (1) more than 6 months~~
 15 ~~or less than 60 days before the date of the regular school~~
 16 ~~election, the board of that district shall request that the school~~
 17 ~~district filing official call a special election. At the special~~
 18 ~~election, the propositions relating to the establishment of the~~
 19 ~~community college district shall be submitted to the electors.~~

20 Sec. 54. (1) A community college district is directed and
 21 governed by a board of trustees, ~~consisting of~~ **THAT CONSISTS OF** 7
 22 members except as provided in subsection (4), elected at large in
 23 the territory of the district or proposed district on a nonpartisan
 24 basis. At the organizational election, the electors shall elect 3
 25 members for 6-year terms, 2 for 4-year terms, and 2 for 2-year
 26 terms. After the initial terms, the electors shall elect members
 27 for 6-year terms.

1 (2) If an organizational election is held at the same time as
2 a regular school election in ~~May,~~ **NOVEMBER**, the term of office of
3 each member elected shall commence on ~~July~~ **JANUARY** 1 following the
4 organizational election.

5 (3) ~~When~~ **IF** an organizational election is held on a date other
6 than the date of a regular school election, each board member shall
7 take office on the fifteenth day following the date of the
8 organizational election. Regular terms of office shall commence on
9 ~~July~~ **JANUARY** 1 following the next regular school election. If the
10 organizational election is held on a date other than the regular
11 election date of the component school districts, the first year of
12 the term of office of each of the members elected to the first
13 board of trustees shall extend for the period of time remaining
14 until ~~July~~ **JANUARY** 1 following the date of the regular election of
15 the component districts held not less than 1 year nor more than 2
16 years from the date of the organizational election.

17 (4) If a ~~contiguous~~ county is annexed to a community college
18 district under this chapter, the electors of the annexed county
19 shall elect 2 additional members to the board of trustees of the
20 community college district, elected at large in the annexed county
21 on a nonpartisan basis for a term of 6 years. The term of office of
22 an additional member shall commence 15 days after the date of
23 certification of his or her election, at either a general election
24 or a special election of the annexed county held within 6 months
25 after the election approving of the annexation. Each additional
26 member, and his or her replacement if a vacancy occurs during the
27 6-year term, shall be an elector of the annexed county. After the

1 initial 6-year term, the 2 additional board positions are
2 abolished, and the board of trustees shall consist of 7 members,
3 elected as provided in subsection (1).

4 Sec. 61. (1) ~~The board of trustees by resolution may propose~~
5 ~~annexation and annex to a community college district any of the~~
6 ~~following if not~~ **BY ADOPTION OF A RESOLUTION, THE BOARD OF TRUSTEES**
7 **OF A COMMUNITY COLLEGE DISTRICT ORGANIZED UNDER THIS CHAPTER MAY**
8 **INITIATE ANNEXATION TO THE COMMUNITY COLLEGE DISTRICT, IN THE**
9 **MANNER PROVIDED IN THIS ACT, OF THAT PORTION OF AN INTERMEDIATE**
10 **SCHOOL DISTRICT, LOCAL SCHOOL DISTRICT, COUNTY, OR TOWNSHIP THAT IS**
11 **NOT** already included within a community college district. ÷

12 ~~—— (a) A contiguous intermediate school district, contiguous~~
13 ~~local school district, or contiguous county.~~

14 ~~—— (b) A contiguous intermediate school district and 1 or more~~
15 ~~local school districts contiguous to that intermediate school~~
16 ~~district, subject to the following:~~

17 ~~—— (i) If a majority of the electors of that intermediate school~~
18 ~~district do not approve of both propositions of annexation of that~~
19 ~~intermediate school district described in section 63, then the~~
20 ~~annexation of that intermediate school district and the annexation~~
21 ~~of any of the local school districts are ineffective, and that~~
22 ~~intermediate school district and the local school districts do not~~
23 ~~become part of the community college district.~~

24 ~~—— (ii) If a majority of the electors of that intermediate school~~
25 ~~district approve of both propositions of annexation of that~~
26 ~~intermediate school district described in section 63, that~~
27 ~~intermediate school district and each of the local school districts~~

1 ~~in which a majority of the electors approve of both propositions of~~
 2 ~~annexation of that local school district become part of the~~
 3 ~~community college district.~~

4 (2) ~~The~~ **BEFORE AN ANNEXATION ELECTION DESCRIBED IN THIS**
 5 **SUBSECTION, THE** board of trustees shall obtain the approval of the
 6 proposed annexation from the superintendent of public instruction.
 7 ~~Upon receipt of the~~ **IF IT RECEIVES THAT** approval, the secretary of
 8 the board of trustees shall, **SUBJECT TO SECTION 646A OF THE**
 9 **MICHIGAN ELECTION LAW, MCL 168.646A,** file certified copies of the
 10 annexation resolution, and ~~the approval, as follows:~~

11 ~~—— (a) For an annexation described in subsection (1)(a), with the~~
 12 ~~secretary of the intermediate school board of the intermediate~~
 13 ~~school district to be annexed, with the secretary of the board of~~
 14 ~~education of the local school district to be annexed, and with the~~
 15 ~~county clerk of the county to be annexed, as applicable.~~

16 ~~—— (b) For an annexation described in subsection (1)(b), with the~~
 17 ~~secretary of the intermediate school board of the intermediate~~
 18 ~~school district to be annexed and the secretary of the board of~~
 19 ~~education of each local school district to be annexed.~~ **AND THE**
 20 **WORDING OF THE BALLOT QUESTIONS DESCRIBED IN THIS SUBSECTION WITH**
 21 **THE CLERK OF THE COUNTY IN WHICH THE TERRITORY TO BE ANNEXED IS**
 22 **LOCATED. AFTER THE RESOLUTION, APPROVAL, AND BALLOT QUESTIONS ARE**
 23 **FILED IN ACCORDANCE WITH THIS SUBSECTION, THE CLERK OF THE COUNTY**
 24 **SHALL PLACE BEFORE THE ELECTORS THE QUESTION OF ANNEXATION TO THE**
 25 **COMMUNITY COLLEGE DISTRICT AND OF APPROVING THE MAXIMUM TAX RATE**
 26 **EXISTING IN THE COMMUNITY COLLEGE DISTRICT.**

27 (3) **IF BOTH PROPOSITIONS RECEIVE MAJORITY APPROVAL OF THE**

1 ELECTORS VOTING ON THE PROPOSITIONS, THE EFFECTIVE DATE OF THE
2 ANNEXATION IS THE DATE THE ELECTION IS CERTIFIED BY THE APPROPRIATE
3 BOARD OF COUNTY CANVASSERS.

4 (4) BY VIRTUE OF ANNEXATION, UNLESS OTHERWISE PROVIDED IN THE
5 APPROVED ANNEXATION PROPOSITIONS, TERRITORY ANNEXED TO A COMMUNITY
6 COLLEGE DISTRICT IS SUBJECT TO TAXES LEVIED FOR PRINCIPAL AND
7 INTEREST OF OUTSTANDING BONDED INDEBTEDNESS OF THE COMMUNITY
8 COLLEGE DISTRICT.

9 (5) IF A PORTION OF A COUNTY, TOWNSHIP, OR INTERMEDIATE OR
10 LOCAL SCHOOL DISTRICT TO BE ANNEXED LIES WITHIN A COMMUNITY COLLEGE
11 DISTRICT AT THE TIME OF THE ANNEXATION ELECTION, THEN THE ELECTORS
12 RESIDING IN THAT TERRITORY ARE NOT ELIGIBLE TO VOTE ON THE
13 PROPOSITIONS AND THAT TERRITORY DOES NOT BECOME A PART OF THE
14 COMMUNITY COLLEGE DISTRICT.

15 Sec. 82. (1) A community college district established under
16 this chapter shall have a board of trustees composed of 9 members
17 determined and elected or appointed to fill a vacancy as provided
18 in section 83. Until January 1, 1993, each member shall represent a
19 trustee district established under former section 82A. Beginning
20 January 1, 1993, each member shall represent a trustee district
21 established under subsection (2) or (3).

22 (2) Before April 1, 1992, the board of trustees of a community
23 college established under this chapter shall reapportion the
24 territory of the community college district to determine the
25 boundary lines of the 9 trustee districts, using the 1990 federal
26 decennial census. The trustee districts shall be compact,
27 contiguous, and as equal as possible in population and shall be

1 drawn to adjust for malapportionment by commencing redistricting
 2 from existing districts. The trustee districts established under
 3 this subsection shall be in effect until reapportionment of the
 4 trustee districts under subsection (3). All costs for the
 5 reapportionment under this subsection shall be paid by the state
 6 until a tax levy is authorized under section 84.

7 (3) Beginning with the 2000 federal decennial census, after
 8 each federal decennial census the board of trustees of a community
 9 college established under this chapter shall reapportion the
 10 territory of the community college district to determine the
 11 boundary lines of the 9 trustee districts. The trustee districts
 12 shall be compact, ~~contiguous,~~ and as equal as possible in
 13 population and shall be drawn to adjust for malapportionment by
 14 commencing redistricting from existing districts.

15 Sec. 85. (1) ~~The board of trustees by resolution may annex to~~
 16 ~~a community college district any contiguous intermediate school~~
 17 ~~district or contiguous local school district~~ **BY ADOPTION OF A**
 18 **RESOLUTION, THE BOARD OF TRUSTEES OF A COMMUNITY COLLEGE DISTRICT**
 19 **ORGANIZED UNDER THIS CHAPTER MAY INITIATE ANNEXATION TO THE**
 20 **COMMUNITY COLLEGE DISTRICT, IN THE MANNER PROVIDED IN THIS ACT, OF**
 21 **THAT PORTION OF AN INTERMEDIATE SCHOOL DISTRICT, LOCAL SCHOOL**
 22 **DISTRICT, COUNTY, OR TOWNSHIP THAT IS** not already included within a
 23 community college district.

24 (2) ~~The~~ **BEFORE AN ANNEXATION ELECTION DESCRIBED IN THIS**
 25 **SUBSECTION, THE** board of trustees shall obtain the approval of the
 26 proposed annexation from the superintendent of public instruction.
 27 ~~Upon receipt of the~~ **IF IT RECEIVES THAT** approval, the secretary of

1 the board of trustees shall, **SUBJECT TO SECTION 646A OF THE**
2 **MICHIGAN ELECTION LAW, MCL 168.646A**, file certified copies of the
3 annexation resolution, ~~and the approval,~~ **AND THE WORDING OF THE**
4 **BALLOT QUESTIONS DESCRIBED IN THIS SUBSECTION** with the ~~secretary of~~
5 ~~the intermediate school board of the intermediate school district~~
6 ~~to be annexed or with the secretary of the board of education of~~
7 ~~the local school district to be annexed.~~ **CLERK OF THE COUNTY IN**
8 **WHICH THE TERRITORY TO BE ANNEXED IS LOCATED. AFTER THE RESOLUTION,**
9 **APPROVAL, AND BALLOT QUESTIONS ARE FILED IN ACCORDANCE WITH THIS**
10 **SUBSECTION, THE CLERK OF THE COUNTY SHALL PLACE BEFORE THE ELECTORS**
11 **THE QUESTION OF ANNEXATION TO THE COMMUNITY COLLEGE DISTRICT AND OF**
12 **APPROVING THE MAXIMUM TAX RATE EXISTING IN THE COMMUNITY COLLEGE**
13 **DISTRICT.**

14 (3) IF BOTH PROPOSITIONS RECEIVE MAJORITY APPROVAL OF THE
15 ELECTORS VOTING ON THE PROPOSITIONS, THE EFFECTIVE DATE OF THE
16 ANNEXATION IS THE DATE THE ELECTION IS CERTIFIED BY THE APPROPRIATE
17 BOARD OF COUNTY CANVASSERS.

18 (4) BY VIRTUE OF ANNEXATION, UNLESS OTHERWISE PROVIDED IN THE
19 APPROVED ANNEXATION PROPOSITIONS, TERRITORY ANNEXED TO A COMMUNITY
20 COLLEGE DISTRICT IS SUBJECT TO TAXES LEVIED FOR PRINCIPAL AND
21 INTEREST OF OUTSTANDING BONDED INDEBTEDNESS OF THE COMMUNITY
22 COLLEGE DISTRICT.

23 (5) IF A PORTION OF A COUNTY, TOWNSHIP, OR INTERMEDIATE OR
24 LOCAL SCHOOL DISTRICT TO BE ANNEXED LIES WITHIN A COMMUNITY COLLEGE
25 DISTRICT AT THE TIME OF THE ANNEXATION ELECTION, THEN THE ELECTORS
26 RESIDING IN THAT TERRITORY ARE NOT ELIGIBLE TO VOTE ON THE
27 PROPOSITIONS AND THAT TERRITORY DOES NOT BECOME A PART OF THE

1 **COMMUNITY COLLEGE DISTRICT.**

2 Sec. 111. (1) The first meeting of the board of trustees
3 following the organizational election of a community college
4 district shall be called by the secretary of the intermediate board
5 of education of the county ~~having~~**THAT HAS** the highest valuation
6 within the community college district. The meeting shall be held
7 within 15 days following the statutory date ~~upon~~**ON** which the newly
8 elected members take office, at a time and place designated by the
9 secretary. Public notice of the time, date, and place of the
10 meeting shall be given in the manner required by the open meetings
11 act, 1976 PA 267, MCL 15.261 to 15.275.

12 (2) The organizational board meeting of a community college
13 district operating under chapter 1, **2, OR 3** shall be held at the
14 first meeting of the board of trustees in January following the
15 date of the regular community college election. ~~The organizational~~
16 ~~board meeting of a community college district operating under~~
17 ~~chapters 2 or 3 shall be held at the first board of trustees~~
18 ~~meeting in July following the date of the regular community college~~
19 ~~district election.~~

20 (3) At the first meeting of a first or succeeding board of
21 trustees, the board shall elect a chairperson and a vice
22 chairperson, who shall be members of the board of trustees, and a
23 secretary and a treasurer, who need not be members of the board of
24 trustees. The officers shall be elected for a term of 2 years,
25 subject to change of officers by resolution of the board.

26 (4) The **BOARD SHALL CONDUCT ITS** business ~~which the board may~~
27 ~~perform shall be conducted~~ in compliance with the open meetings

1 act, 1976 PA 267, MCL 15.261 to 15.275.

2 Enacting section 1. This amendatory act takes effect 90 days

3 after the date it is enacted into law.