

HOUSE BILL No. 4265

February 26, 2015, Introduced by Reps. Price, Hughes, Victory, Schor, Crawford, Cox, Yonker, Potvin, Pettalia, McBroom, Brinks and Faris and referred to the Committee on Education.

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 file certified copies of the
13 annexation resolution and the approval with the clerk of the county
14 or township to be annexed, or the secretary of the board of the
15 intermediate school district or local school district and the
16 school district filing official of the school district to be
17 annexed, as applicable.

18 (3) After the resolution and approval are filed under
19 subsection (2), the county board of commissioners, the township
20 board, or the board of the intermediate or local school district,
21 as applicable, shall request that the school district filing
22 official call a special election for the purpose of voting on the
23 question of annexation to the community college district and of
24 approving the maximum tax rate existing in the community college
25 district. A special election called under this subsection shall be
26 held on a ~~THE NEXT~~ regular election day that is ~~not less than~~ **AT**
27 **LEAST** 49 days after the special election is requested.

1 (4) An annexation is effective on the date of the election if
2 both propositions receive majority approval of the electors voting
3 on the propositions. The final results of the annexation election
4 shall be canvassed by the appropriate board of county canvassers as
5 provided in section 24a of the Michigan election law, MCL 168.24a.

6 (5) By virtue of annexation, unless otherwise provided in the
7 approved annexation propositions, territory annexed to a community
8 college district is subject to taxes levied for principal and
9 interest of outstanding bonded indebtedness of the community
10 college district.

11 (6) If a portion of a county, township, or intermediate or
12 local school district to be annexed lies within a community college
13 district at the time of the annexation election, then the electors
14 residing in that territory are not eligible to vote on the
15 propositions and that territory does not become a part of the
16 community college district.

17 Sec. 31. (1) A school district or 2 or more ~~contiguous~~ school
18 districts ~~which~~ **THAT** operate grades kindergarten through 12 may
19 form a community college district. ~~When~~ **IF** resolutions of the
20 boards of education of ~~contiguous~~ school districts requesting the
21 organization of the community college district are filed with the
22 secretary of the board of education of the intermediate school
23 district having the highest valuation in the proposed community
24 college district area, he **OR SHE** shall refer the questions of
25 organizing the community college district and the proposed annual
26 tax rate to the ~~state board of education~~ **SUPERINTENDENT OF PUBLIC**
27 **INSTRUCTION** for approval. ~~When~~ **IF** the board of education of a

1 single school district adopts a resolution requesting the
2 organization of a community college district, the secretary of the
3 board of education of that district shall refer ~~such~~**THOSE**
4 questions to the ~~state board of education~~**SUPERINTENDENT OF PUBLIC**
5 **INSTRUCTION** for approval.

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

16 Sec. 34. (1) If the community college district consists of a
17 single school district, the community college district is directed
18 and governed by a board of trustees consisting of 7 members,
19 elected at large in the territory of the district or proposed
20 district on a nonpartisan basis. At the organizational election,
21 the electors shall elect 3 members for 6-year terms, 2 for 4-year
22 terms, and 2 for 2-year terms. After the initial terms, at the next
23 regular community college election immediately preceding the
24 expiration of a member's term of office, the electors shall elect
25 the member's successor for a term of 6 years.

26 (2) If an organizational election is held at the same time as
27 a regular school election in ~~May,~~**NOVEMBER**, the term of office of

1 each member elected shall commence on ~~July~~ **JANUARY** 1 following the
 2 organizational election. ~~If the regular school election is held in~~
 3 ~~November, the term of each member elected shall commence on the~~
 4 ~~January 1 following the organizational election.~~

5 (3) If an organizational election is held on a date other than
 6 the date of a regular school election, each board member shall take
 7 office on the fifteenth day following the date of the
 8 organizational election. Regular terms of office shall commence on
 9 ~~July 1 following the next regular school election in May. If the~~
 10 ~~next regular school election is held in November, the regular terms~~
 11 ~~of office shall commence on the~~ January 1 following the ~~annual~~
 12 **REGULAR** school election **IN NOVEMBER**. If the organizational election
 13 is held on a date other than the regular election date of the
 14 component school district, the first year of the term of office of
 15 each of the members elected to the first board of trustees shall
 16 extend for the period of time remaining until ~~July 1 or~~ January 1 ~~7~~
 17 ~~whichever is applicable under this subsection,~~ following the date
 18 of the regular election of the component district held not less
 19 than 1 year nor more than 2 years after the date of the
 20 organizational election.

21 Sec. 34a. (1) If the community college district **ORGANIZED**
 22 **UNDER THIS CHAPTER** consists of 2 or more school districts, the
 23 community college district shall be directed and governed by a
 24 board of trustees ~~consisting~~ **THAT CONSISTS** of 7 members, elected at
 25 large in the proposed community college district on a nonpartisan
 26 basis. At the organizational election, ~~there shall be elected~~ 3
 27 members **SHALL BE ELECTED** for 6-year terms, 2 members for 4-year

1 terms, and 2 members for 2-year terms. Thereafter, at the next
 2 regular community college election immediately preceding the
 3 expiration of their terms of office, their successors shall be
 4 elected for terms of 6 years.

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

11 (3) If the organizational election is held on a date other
 12 than the date of the regular school election, each board member
 13 shall take office on the fifteenth day following the date of the
 14 organizational election. Regular terms of office shall commence on
 15 ~~July~~ **JANUARY** 1 following the next regular school election in ~~May.~~
 16 ~~If the next regular school election is held in November, the~~
 17 ~~regular terms of office shall commence on the January 1 following~~
 18 ~~the regular school election.~~ **NOVEMBER.** If the organizational
 19 election is held on a date other than the regular school election,
 20 the first year of the term of office of each of the members elected
 21 to the first board of trustees shall extend for the period of time
 22 remaining until ~~July 1 or January 1, whichever is applicable under~~
 23 ~~this subsection,~~ following the date of the regular school election.

24 Sec. 41. (1) ~~The~~ **BY ADOPTION OF A RESOLUTION, THE** board of
 25 trustees ~~by resolution may annex to a community college district~~
 26 ~~any contiguous~~ **OF A COMMUNITY COLLEGE DISTRICT ORGANIZED UNDER THIS**
 27 **CHAPTER MAY INITIATE ANNEXATION TO THE COMMUNITY COLLEGE DISTRICT,**

1 IN THE MANNER PROVIDED IN THIS ACT, OF THAT PORTION OF A local
2 school district, ~~contiguous~~ intermediate school district, ~~or~~
3 ~~contiguous~~ county, **OR TOWNSHIP THAT IS** not already included within
4 **IN** a community college district.

5 (2) ~~The~~ **BEFORE AN ANNEXATION ELECTION DESCRIBED IN SUBSECTION**
6 **(3), THE** board of trustees shall obtain the approval of the
7 proposed annexation from the superintendent of public instruction.
8 ~~Upon receipt of the~~ **IF THE BOARD RECEIVES THAT** approval, the
9 secretary of the board of trustees shall file certified copies of
10 the annexation resolution and the approval with the secretary of
11 the board of education **AND SCHOOL DISTRICT FILING OFFICIAL** of the
12 local school district to be annexed, the secretary **AND SCHOOL**
13 **DISTRICT FILING OFFICIAL** of the intermediate school board of the
14 intermediate school district to be annexed, ~~and~~ the county clerk of
15 the county to be annexed, **OR THE TOWNSHIP CLERK OF THE TOWNSHIP TO**
16 **BE ANNEXED**, as applicable.

17 (3) **AFTER THE RESOLUTION AND APPROVAL ARE FILED UNDER**
18 **SUBSECTION (2), THE COUNTY BOARD OF COMMISSIONERS, THE TOWNSHIP**
19 **BOARD, OR THE BOARD OF THE INTERMEDIATE OR LOCAL SCHOOL DISTRICT,**
20 **AS APPLICABLE, SHALL REQUEST THAT THE SCHOOL DISTRICT FILING**
21 **OFFICIAL CALL A SPECIAL ELECTION FOR THE PURPOSE OF VOTING ON THE**
22 **QUESTION OF ANNEXATION TO THE COMMUNITY COLLEGE DISTRICT AND OF**
23 **APPROVING THE MAXIMUM TAX RATE EXISTING IN THE COMMUNITY COLLEGE**
24 **DISTRICT. A SPECIAL ELECTION CALLED UNDER THIS SUBSECTION SHALL BE**
25 **HELD ON THE NEXT REGULAR ELECTION DAY THAT IS AT LEAST 49 DAYS**
26 **AFTER THE SPECIAL ELECTION IS REQUESTED.**

27 (4) **AN ANNEXATION IS EFFECTIVE ON THE DATE OF THE ELECTION IF**

1 BOTH PROPOSITIONS RECEIVE MAJORITY APPROVAL OF THE ELECTORS VOTING
2 ON THE PROPOSITIONS. THE FINAL RESULTS OF THE ANNEXATION ELECTION
3 SHALL BE CANVASSED BY THE APPROPRIATE BOARD OF COUNTY CANVASSERS AS
4 PROVIDED IN SECTION 24A OF THE MICHIGAN ELECTION LAW, MCL 168.24A.

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

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

16 (7) ~~(3)~~—If a school district that operates grades kindergarten
17 through 12 is annexed to a community college district before July
18 1, 2004, the school district is entitled to elect a member to the
19 board of trustees of the community college district for a term of 6
20 years. The first member shall be elected at the **FIRST** regular
21 community college election ~~next succeeding~~ **AFTER** the annexation
22 election.

23 Sec. 51. The board of an intermediate school district or the
24 boards of 2 or more ~~contiguous~~ intermediate school districts acting
25 as a single board may form a community college district under this
26 chapter. The board of the intermediate school district or joint
27 board of the ~~contiguous~~ intermediate school districts shall

1 designate the territory of the proposed community college district
2 and refer the questions of organizing the community college
3 district and the proposed annual tax rate to the superintendent of
4 public instruction for approval. If the superintendent of public
5 instruction approves, he or she shall notify the board of the
6 intermediate school district or joint board, which shall request
7 that the school district filing official include the necessary
8 propositions for forming the community college district to the
9 electors in the designated territory at the regular school election
10 or at a special election called for that purpose.

11 Sec. 52. (1) The secretary of the board of the intermediate
12 school district, or the secretary of the board of the intermediate
13 school district ~~having~~ **THAT HAS** the highest valuation in the
14 proposed community college district for a community college formed
15 by 2 or more ~~contiguous~~ intermediate school districts, shall file a
16 copy of the approval of the superintendent of public instruction ~~and~~
17 ~~specified~~ **DESCRIBED** in section 51 together with the propositions to
18 be submitted to the electors ~~as~~ **DESCRIBED IN SECTION 51** with the
19 secretary of the board of education of each component local school
20 district and the school district filing official.

21 (2) If the secretary of a local school board receives the
22 filing described in subsection (1) at least 60 days but not more
23 than 6 months before the next regular school election, that
24 secretary shall request that the school district filing official
25 include the necessary community college propositions for forming
26 the community college district with the proceedings for the regular
27 school election.

1 (3) If the secretary of a component local school district
2 receives the filing described in subsection (1) more than 6 months
3 or less than 60 days before the date of the regular school
4 election, the board of that district shall request that the school
5 district filing official call a special election. At the special
6 election, the propositions relating to the establishment of the
7 community college district shall be submitted to the electors.

8 Sec. 54. (1) A community college district is directed and
9 governed by a board of trustees, ~~consisting of~~ **THAT CONSISTS OF** 7
10 members except as provided in subsection (4), elected at large in
11 the territory of the district or proposed district on a nonpartisan
12 basis. At the organizational election, the electors shall elect 3
13 members for 6-year terms, 2 for 4-year terms, and 2 for 2-year
14 terms. After the initial terms, the electors shall elect members
15 for 6-year terms.

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

20 (3) ~~When~~ **IF** an organizational election is held on a date other
21 than the date of a regular school election, each board member shall
22 take office on the fifteenth day following the date of the
23 organizational election. Regular terms of office shall commence on
24 ~~July~~ **JANUARY** 1 following the next regular school election. If the
25 organizational election is held on a date other than the regular
26 election date of the component school districts, the first year of
27 the term of office of each of the members elected to the first

1 board of trustees shall extend for the period of time remaining
 2 until ~~July~~ **JANUARY** 1 following the date of the regular election of
 3 the component districts held not less than 1 year nor more than 2
 4 years from the date of the organizational election.

5 (4) If a ~~contiguous~~ county is annexed to a community college
 6 district under this chapter, the electors of the annexed county
 7 shall elect 2 additional members to the board of trustees of the
 8 community college district, elected at large in the annexed county
 9 on a nonpartisan basis for a term of 6 years. The term of office of
 10 an additional member shall commence 15 days after the date of
 11 certification of his or her election, at either a general election
 12 or a special election of the annexed county held within 6 months
 13 after the election approving of the annexation. Each additional
 14 member, and his or her replacement if a vacancy occurs during the
 15 6-year term, shall be an elector of the annexed county. After the
 16 initial 6-year term, the 2 additional board positions are
 17 abolished, and the board of trustees shall consist of 7 members,
 18 elected as provided in subsection (1).

19 Sec. 61. (1) ~~The board of trustees by resolution may propose~~
 20 ~~annexation and annex to a community college district any of the~~
 21 ~~following if not~~ **BY ADOPTION OF A RESOLUTION, THE BOARD OF TRUSTEES**
 22 **OF A COMMUNITY COLLEGE DISTRICT ORGANIZED UNDER THIS CHAPTER MAY**
 23 **INITIATE ANNEXATION TO THE COMMUNITY COLLEGE DISTRICT, IN THE**
 24 **MANNER PROVIDED IN THIS ACT, OF THAT PORTION OF AN INTERMEDIATE**
 25 **SCHOOL DISTRICT, LOCAL SCHOOL DISTRICT, COUNTY, OR TOWNSHIP THAT IS**
 26 **NOT** already included within a community college district. +

27 ~~— (a) A contiguous intermediate school district, contiguous~~

1 ~~local school district, or contiguous county.~~

2 ~~—— (b) A contiguous intermediate school district and 1 or more~~
3 ~~local school districts contiguous to that intermediate school~~
4 ~~district, subject to the following:~~

5 ~~—— (i) If a majority of the electors of that intermediate school~~
6 ~~district do not approve of both propositions of annexation of that~~
7 ~~intermediate school district described in section 63, then the~~
8 ~~annexation of that intermediate school district and the annexation~~
9 ~~of any of the local school districts are ineffective, and that~~
10 ~~intermediate school district and the local school districts do not~~
11 ~~become part of the community college district.~~

12 ~~—— (ii) If a majority of the electors of that intermediate school~~
13 ~~district approve of both propositions of annexation of that~~
14 ~~intermediate school district described in section 63, that~~
15 ~~intermediate school district and each of the local school districts~~
16 ~~in which a majority of the electors approve of both propositions of~~
17 ~~annexation of that local school district become part of the~~
18 ~~community college district.~~

19 (2) ~~The~~ **BEFORE AN ANNEXATION ELECTION DESCRIBED IN SUBSECTION**
20 **(3), THE** board of trustees shall obtain the approval of the
21 proposed annexation from the superintendent of public instruction.
22 ~~Upon receipt of the~~ **IF IT RECEIVES THAT** approval, the secretary of
23 the board of trustees shall file certified copies of the annexation
24 resolution and the approval ~~as follows:~~

25 ~~—— (a) For an annexation described in subsection (1)(a), with the~~
26 secretary of the intermediate school board **AND THE SCHOOL DISTRICT**
27 **FILING OFFICIAL** of the intermediate school district to be annexed,

1 with the secretary of the board of education **AND THE SCHOOL**
2 **DISTRICT FILING OFFICIAL** of the local school district to be
3 annexed, ~~and~~ with the county clerk of the county to be annexed, **OR**
4 **WITH THE TOWNSHIP CLERK OF THE TOWNSHIP TO BE ANNEXED**, as
5 applicable.

6 ~~—— (b) For an annexation described in subsection (1)(b), with the~~
7 ~~secretary of the intermediate school board of the intermediate~~
8 ~~school district to be annexed and the secretary of the board of~~
9 ~~education of each local school district to be annexed.~~

10 (3) **AFTER THE RESOLUTION AND APPROVAL ARE FILED UNDER**
11 **SUBSECTION (2), THE COUNTY BOARD OF COMMISSIONERS, THE TOWNSHIP**
12 **BOARD, OR THE BOARD OF THE INTERMEDIATE OR LOCAL SCHOOL DISTRICT,**
13 **AS APPLICABLE, SHALL REQUEST THAT THE SCHOOL DISTRICT FILING**
14 **OFFICIAL CALL A SPECIAL ELECTION FOR THE PURPOSE OF VOTING ON THE**
15 **QUESTION OF ANNEXATION TO THE COMMUNITY COLLEGE DISTRICT AND OF**
16 **APPROVING THE MAXIMUM TAX RATE EXISTING IN THE COMMUNITY COLLEGE**
17 **DISTRICT. A SPECIAL ELECTION CALLED UNDER THIS SUBSECTION SHALL BE**
18 **HELD ON THE NEXT REGULAR ELECTION DAY THAT IS AT LEAST 49 DAYS**
19 **AFTER THE SPECIAL ELECTION IS REQUESTED.**

20 (4) **AN ANNEXATION IS EFFECTIVE ON THE DATE OF THE ELECTION IF**
21 **BOTH PROPOSITIONS RECEIVE MAJORITY APPROVAL OF THE ELECTORS VOTING**
22 **ON THE PROPOSITIONS. THE FINAL RESULTS OF THE ANNEXATION ELECTION**
23 **SHALL BE CANVASSED BY THE APPROPRIATE BOARD OF COUNTY CANVASSERS AS**
24 **PROVIDED IN SECTION 24A OF THE MICHIGAN ELECTION LAW, MCL 168.24A.**

25 (5) **BY VIRTUE OF ANNEXATION, UNLESS OTHERWISE PROVIDED IN THE**
26 **APPROVED ANNEXATION PROPOSITIONS, TERRITORY ANNEXED TO A COMMUNITY**
27 **COLLEGE DISTRICT IS SUBJECT TO TAXES LEVIED FOR PRINCIPAL AND**

1 INTEREST OF OUTSTANDING BONDED INDEBTEDNESS OF THE COMMUNITY
2 COLLEGE DISTRICT.

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

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

16 (2) Before April 1, 1992, the board of trustees of a community
17 college established under this chapter shall reapportion the
18 territory of the community college district to determine the
19 boundary lines of the 9 trustee districts, using the 1990 federal
20 decennial census. The trustee districts shall be compact,
21 contiguous, and as equal as possible in population and shall be
22 drawn to adjust for malapportionment by commencing redistricting
23 from existing districts. The trustee districts established under
24 this subsection shall be in effect until reapportionment of the
25 trustee districts under subsection (3). All costs for the
26 reapportionment under this subsection shall be paid by the state
27 until a tax levy is authorized under section 84.

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

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

18 (2) ~~The~~ **BEFORE AN ANNEXATION ELECTION DESCRIBED IN SUBSECTION**
 19 **(3), THE** board of trustees shall obtain the approval of the
 20 proposed annexation from the superintendent of public instruction.
 21 ~~Upon receipt of the~~ **IF IT RECEIVES THAT** approval, the secretary of
 22 the board of trustees shall file certified copies of the annexation
 23 resolution and the approval with the secretary of the intermediate
 24 school board **AND THE SCHOOL DISTRICT FILING OFFICIAL** of the
 25 intermediate school district to be annexed, ~~or~~ with the secretary
 26 of the board of education **AND THE SCHOOL DISTRICT FILING OFFICIAL**
 27 of the local school district to be annexed, **WITH THE COUNTY CLERK**

1 OF THE COUNTY TO BE ANNEXED, OR WITH THE TOWNSHIP CLERK OF THE
2 TOWNSHIP TO BE ANNEXED, AS APPLICABLE.

3 (3) AFTER THE RESOLUTION AND APPROVAL ARE FILED UNDER
4 SUBSECTION (2), THE COUNTY BOARD OF COMMISSIONERS, THE TOWNSHIP
5 BOARD, OR THE BOARD OF THE INTERMEDIATE OR LOCAL SCHOOL DISTRICT,
6 AS APPLICABLE, SHALL REQUEST THAT THE SCHOOL DISTRICT FILING
7 OFFICIAL CALL A SPECIAL ELECTION FOR THE PURPOSE OF VOTING ON THE
8 QUESTION OF ANNEXATION TO THE COMMUNITY COLLEGE DISTRICT AND OF
9 APPROVING THE MAXIMUM TAX RATE EXISTING IN THE COMMUNITY COLLEGE
10 DISTRICT. A SPECIAL ELECTION CALLED UNDER THIS SUBSECTION SHALL BE
11 HELD ON THE NEXT REGULAR ELECTION DAY THAT IS AT LEAST 49 DAYS
12 AFTER THE SPECIAL ELECTION IS REQUESTED.

13 (4) AN ANNEXATION IS EFFECTIVE ON THE DATE OF THE ELECTION IF
14 BOTH PROPOSITIONS RECEIVE MAJORITY APPROVAL OF THE ELECTORS VOTING
15 ON THE PROPOSITIONS. THE FINAL RESULTS OF THE ANNEXATION ELECTION
16 SHALL BE CANVASSED BY THE APPROPRIATE BOARD OF COUNTY CANVASSERS AS
17 PROVIDED IN SECTION 24A OF THE MICHIGAN ELECTION LAW, MCL 168.24A.

18 (5) 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 (6) 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.