

HOUSE BILL No. 4945

June 12, 1991, Introduced by Reps. O'Neill, Emerson, Mathieu, Ostling, Richard A. Young, DeMars and Johnson and referred to the Committee on Appropriations.

A bill to amend sections 121 and 126 of Act No. 331 of the Public Acts of 1966, entitled "Community college act of 1966," being sections 389.121 and 389.126 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 121 and 126 of Act No. 331 of the
2 Public Acts of 1966, being sections 389.121 and 389.126 of the
3 Michigan Compiled Laws, are amended to read as follows:

4 Sec. 121. The board of trustees of the community college
5 district ~~shall have the power to~~ MAY make plans for, ~~to~~ pro-
6 mote, or acquire, construct, own, develop, maintain, and operate
7 a community college and an area vocational-technical education
8 program. The board of trustees may:

1 (a) Locate, acquire, purchase, or lease in the name of the
2 district ~~such~~ A site or sites within or without the district
3 for college buildings, libraries, agricultural farms, athletic
4 fields, playgrounds, stadiums, gymnasiums, auditoriums, parking
5 areas, residence halls, and supporting facilities as may be nec-
6 essary; purchase, lease for a term not to exceed 5 years,
7 acquire, erect or build, and equip ~~such~~ buildings, structures,
8 and other improvements for college or area vocational-technical
9 education buildings, libraries, agricultural farms, athletic
10 fields, playgrounds, stadiums, gymnasiums, auditoriums, parking
11 areas, residence halls, and supporting facilities as may be nec-
12 essary; pay for the same out of the funds of the district pro-
13 vided for that purpose; sell or exchange any real or personal
14 property of the district ~~which~~ THAT is no longer required
15 ~~thereby~~ for school purposes ~~and~~ and give proper deeds, bills of
16 sale, or other instruments passing title to ~~the same~~ THAT
17 PROPERTY. HOWEVER, IF AN APPROPRIATIONS ACT OR OTHER STATE STAT-
18 UTE REQUIRES APPROVAL BY THE JOINT CAPITAL OUTLAY SUBCOMMITTEE OF
19 THE APPROPRIATIONS COMMITTEES OF THE SENATE AND HOUSE OF REPRE-
20 SENTATIVES OF A PROJECT OTHERWISE AUTHORIZED UNDER THIS SECTION,
21 THE BOARD OF TRUSTEES SHALL NOT ENTER INTO A CONTRACT FOR THE
22 PROJECT WITHOUT FIRST OBTAINING THAT APPROVAL.

23 (b) Establish and carry on schools and departments or
24 courses of study and other educational programs as may be consis-
25 tent with the purposes of this act ~~and~~ and take over and succeed
26 to the operation of ~~such~~ A community college or
27 vocational-technical department or departments ~~as~~ THAT may

1 previously have been operated by school districts within the
2 community college district.

3 (c) Establish, equip, and maintain agricultural, trade, and
4 other vocational-technical departments and ~~to~~ have general con-
5 trol ~~thereover~~ OVER THEM for community college or area
6 vocational-technical program purposes.

7 Sec. 126. Notwithstanding the provisions of sections 121
8 and 122, the board of trustees may acquire lands or acquire or
9 erect and equip buildings or maintain them to be used as resi-
10 dence halls, apartments, dining facilities, student centers,
11 health centers, parking facilities, stadiums, athletic fields,
12 gymnasiums, auditoriums, and other educational facilities and
13 finance the acquisition ~~thereof~~ by borrowing money and issuing
14 bonds or other obligations ~~therefor~~ under such terms and provi-
15 sions as it ~~deems~~ CONSIDERS best, including the right to refund
16 ~~such~~ THE bonds or obligations, and the board shall obligate
17 itself for the repayment ~~thereof~~ OF THE BONDS OR OBLIGATIONS,
18 together with interest thereon, solely out of the income and rev-
19 enues from ~~such~~ THOSE facilities or other facilities
20 ~~heretofore or hereafter acquired~~ or any combination ~~thereof~~
21 OF THEM or from allocations and pledges of fees and charges
22 required to be paid by students enrolling in the college, or any
23 combination ~~thereof~~ OF FACILITY REVENUES AND STUDENT FEES.
24 HOWEVER, IF AN APPROPRIATIONS ACT OR OTHER STATE STATUTE REQUIRES
25 APPROVAL BY THE JOINT CAPITAL OUTLAY SUBCOMMITTEE OF THE APPRO-
26 PRIATIONS COMMITTEES OF THE SENATE AND HOUSE OF REPRESENTATIVES
27 OF A PROJECT OTHERWISE AUTHORIZED UNDER THIS SECTION, THE BOARD

1 OF TRUSTEES SHALL NOT ENTER INTO A CONTRACT FOR THE PROJECT
2 WITHOUT FIRST OBTAINING THAT APPROVAL. The bonds shall be for a
3 period not to exceed 50 years, and shall never constitute a debt
4 of the state or any political subdivision thereof. The bonds
5 shall not be subject to THE MUNICIPAL FINANCE ACT, Act No. 202 of
6 the Public Acts of 1943, as amended, being sections 131.1 to
7 ~~+3+.3~~ 139.3 of the MICHIGAN Compiled Laws, ~~of 1948,~~ or to THE
8 REVENUE BOND ACT OF 1943, Act No. 94 of the Public Acts of 1933,
9 as amended, being sections 141.101 to ~~+4+.39~~ 141.140 of the
10 MICHIGAN Compiled Laws. ~~of 1948.~~