

HOUSE BILL No. 6209

November 12, 1992, Introduced by Reps. Jondahl, Hollister and Byrum and referred to the Committee on Colleges and Universities.

A bill to amend section 144 of Act No. 331 of the Public Acts of 1966, entitled "Community college act of 1966," as amended by Act No. 287 of the Public Acts of 1990, being section 389.144 of the Michigan Compiled Laws; and to add chapter 6.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 144 of Act No. 331 of the Public Acts of
2 1966, as amended by Act No. 287 of the Public Acts of 1990, being
3 section 389.144 of the Michigan Compiled Laws, is amended and
4 chapter 6 is added to read as follows:

CHAPTER 6

REORGANIZED COMMUNITY COLLEGE DISTRICTS

SEC. 91. (1) IF THE REORGANIZATION WILL RESULT IN THE EXPANSION OF ITS EXISTING BOUNDARIES, A COMMUNITY COLLEGE DISTRICT ESTABLISHED UNDER CHAPTER 1, 2, OR 3 MAY REORGANIZE TO FORM A REORGANIZED COMMUNITY COLLEGE DISTRICT UNDER THIS CHAPTER BY RESOLUTION OF THE BOARD OF TRUSTEES AND APPROVAL OF THAT RESOLUTION BY THE STATE BOARD OF EDUCATION AND A MAJORITY OF THE ELECTORS OF THE PROPOSED REORGANIZED COMMUNITY COLLEGE DISTRICT VOTING ON THE QUESTION.

(2) UPON ADOPTION OF THE RESOLUTION DESCRIBED IN SUBSECTION (1) AND BEFORE AN ELECTION IS HELD PURSUANT TO THE RESOLUTION, THE BOARD OF TRUSTEES OF THE COMMUNITY COLLEGE DISTRICT SHALL SUBMIT THE RESOLUTION TO AND OBTAIN THE APPROVAL OF THE STATE BOARD OF EDUCATION.

(3) THE RESOLUTION DESCRIBED IN SUBSECTION (1) SHALL INCLUDE AT LEAST ALL OF THE FOLLOWING:

(A) A PROPOSED DATE FOR THE ELECTION REQUIRED BY SUBSECTION (1) THAT IS NOT LESS THAN 90 DAYS AFTER THE DATE THE RESOLUTION IS ADOPTED.

(B) THE BOUNDARIES OF THE PROPOSED REORGANIZED COMMUNITY COLLEGE DISTRICT.

(C) AN IDENTIFICATION OF ANY BONDED INDEBTEDNESS FOR WHICH TAXES ARE LEVIED WITHOUT LIMITATION AS TO RATE OR AMOUNT THAT IS TO BE ASSUMED BY THE PROPOSED REORGANIZED COMMUNITY COLLEGE DISTRICT.

1 (D) THE PROPOSED MAXIMUM ANNUAL TAX RATE TO BE AUTHORIZED
2 UNDER SECTION 95(1).

3 (E) THE MANNER OF CONDUCTING ELECTIONS FOR THE PROPOSED
4 REORGANIZED COMMUNITY COLLEGE DISTRICT.

5 (F) THE TIME AT WHICH A NEW BOARD OF TRUSTEES WILL BE
6 ELECTED.

7 (4) THE BOUNDARIES OF THE PROPOSED REORGANIZED COMMUNITY
8 COLLEGE DISTRICT SHALL INCLUDE THE AREA WITHIN THE EXISTING COM-
9 MUNITY COLLEGE DISTRICT AND ANY AREA CONTIGUOUS TO THE EXISTING
10 COMMUNITY COLLEGE DISTRICT THAT IS IDENTIFIED IN THE RESOLUTION.
11 IF PRACTICABLE AND TO THE EXTENT POSSIBLE, THE BOUNDARIES OF THE
12 PROPOSED REORGANIZED COMMUNITY COLLEGE DISTRICT SHALL CONFORM TO
13 COUNTY, SCHOOL DISTRICT, OR INTERMEDIATE SCHOOL DISTRICT
14 BOUNDARIES. HOWEVER, THE BOUNDARIES OF THE PROPOSED REORGANIZED
15 COMMUNITY COLLEGE DISTRICT SHALL NOT INCLUDE ANY TERRITORY THAT
16 IS INCLUDED WITHIN ANOTHER EXISTING COMMUNITY COLLEGE DISTRICT.
17 (5) FOR PURPOSES OF THIS CHAPTER, A COMMUNITY COLLEGE DIS-
18 TRICT ESTABLISHED BY PETITION PURSUANT TO CHAPTER 4 SHALL BE CON-
19 SIDERED TO BE ESTABLISHED UNDER THE CHAPTER UNDER WHICH THE PRO-
20 CEEDINGS FOR ESTABLISHING THE DISTRICT WERE HELD.

21 SEC. 92. (1) UPON NOTIFICATION BY THE BOARD OF TRUSTEES OF
22 THE COMMUNITY COLLEGE DISTRICT THAT THE RESOLUTION DESCRIBED IN
23 SECTION 91 HAS BEEN APPROVED BY THE STATE BOARD OF EDUCATION, THE
24 COUNTY CLERK OF EACH OF THE COUNTIES IN WHICH A PORTION OF THE
25 PROPOSED REORGANIZED COMMUNITY COLLEGE DISTRICT IS LOCATED SHALL
26 INCLUDE THE PROPOSITION OF APPROVING THE REORGANIZATION ON THE
27 BALLOT FOR THE NEXT GENERAL ELECTION OCCURRING NOT LESS THAN 75

1 DAYS AFTER THE DATE OF THE STATE BOARD APPROVAL. IF APPROVAL OF
2 THE STATE BOARD OF EDUCATION IS RECEIVED MORE THAN 6 MONTHS
3 BEFORE THE NEXT QUALIFYING GENERAL ELECTION, THE BOARD OF TRUST-
4 EES OF THE COMMUNITY COLLEGE DISTRICT MAY CALL A SPECIAL ELECTION
5 FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS THE PROPOSITION OF
6 APPROVING THE REORGANIZATION.

7 (2) IF THE BOARD OF TRUSTEES OF A COMMUNITY COLLEGE DISTRICT
8 CALLS A SPECIAL ELECTION UNDER SUBSECTION (1), THE COMMUNITY COL-
9 LEGE DISTRICT SHALL PAY THE INCREMENTAL COST OF THAT SPECIAL
10 ELECTION. THE APPROPRIATE LOCAL ELECTIONS OFFICIALS SHALL TAKE
11 ALL NECESSARY STEPS TO PLACE THE PROPOSITION OR PROPOSITIONS ON
12 THE BALLOT AS DIRECTED BY THE BOARD OF TRUSTEES.

13 (3) ONLY THE ELECTORS OF THE PROPOSED REORGANIZED COMMUNITY
14 COLLEGE DISTRICT ARE ELIGIBLE TO VOTE ON A PROPOSITION DESCRIBED
15 IN SUBSECTION (1) AND IN A BOARD OF TRUSTEES ELECTION UNDER SEC-
16 TION 93(3).

17 (4) THE PROPOSITION PRESENTED TO THE ELECTORS OF THE PRO-
18 POSED REORGANIZED COMMUNITY COLLEGE DISTRICT SHALL READ SUBSTAN-
19 TIALY AS FOLLOWS:

20 "SHALL THE _____ COMMUNITY COLLEGE DISTRICT, COMPRISED OF
21 _____ [SCHOOL DISTRICT OR DISTRICTS/COUNTY OR
22 COUNTIES/INTERMEDIATE SCHOOL DISTRICT OR DISTRICTS] AS OF (DATE),
23 BE REORGANIZED AS A COMMUNITY COLLEGE DISTRICT SUBJECT TO THE
24 PROVISIONS OF CHAPTER 6 OF ACT NO. 331 OF THE PUBLIC ACTS OF 1966
25 TO BE COMPRISED OF ALL OR A PORTION OF _____ [COUNTY OR
26 COUNTIES/SCHOOL DISTRICT OR DISTRICTS/ INTERMEDIATE SCHOOL
27 DISTRICT OR DISTRICTS], AND SHALL THE MAXIMUM ANNUAL TAX RATE FOR

1 THE REORGANIZED COMMUNITY COLLEGE DISTRICT BE ____ MILLS (\$ ____
2 PER \$1,000 OF STATE EQUALIZED VALUATION) FOR THE YEAR ____ AND
3 THEREAFTER, TO BE USED FOR ALL PURPOSES AUTHORIZED BY LAW?"

4 SEC. 93. (1) A REORGANIZED COMMUNITY COLLEGE DISTRICT
5 ESTABLISHED UNDER THIS CHAPTER SHALL BE DIRECTED AND GOVERNED BY
6 A BOARD OF TRUSTEES CONSISTING OF THE SAME NUMBER OF MEMBERS AS
7 THE NUMBER OF MEMBERS ON THE BOARD OF TRUSTEES OF THE COMMUNITY
8 COLLEGE DISTRICT BEFORE REORGANIZATION, TO BE ELECTED AT LARGE IN
9 THE REORGANIZED COMMUNITY COLLEGE DISTRICT ON A NONPARTISAN
10 BASIS.

11 (2) EXCEPT AS PROVIDED IN SUBSECTION (3), UPON APPROVAL OF
12 THE REORGANIZATION PROPOSITION SUBMITTED PURSUANT TO SECTION 92,
13 THE BOARD OF TRUSTEES OF THE COMMUNITY COLLEGE DISTRICT BEFORE
14 REORGANIZATION SHALL SERVE FOR THE REMAINDER OF THEIR TERMS AS
15 THE BOARD OF TRUSTEES OF THE REORGANIZED COMMUNITY COLLEGE DIS-
16 TRICT ESTABLISHED UNDER THIS CHAPTER. AT THE EXPIRATION OF A
17 MEMBER'S TERM OF OFFICE, THE MEMBER'S SUCCESSOR SHALL BE ELECTED
18 FOR A TERM OF 6 YEARS BY THE ELECTORS OF THE REORGANIZED COMMU-
19 NITY COLLEGE DISTRICT. UNLESS THE RESOLUTION ADOPTED PURSUANT TO
20 SECTION 91 SPECIFIES THE DATE ON WHICH THE TERM OF EACH NEW BOARD
21 MEMBER SHALL END AND THE DATE ON WHICH THE TERM OF A BOARD MEMBER
22 ELECTED THEREAFTER SHALL COMMENCE, THE TERMS OF OFFICE OF MEMBERS
23 ELECTED TO THE BOARD OF TRUSTEES OF A REORGANIZED COMMUNITY COL-
24 LEGE DISTRICT UNDER THIS SUBSECTION SHALL END AND COMMENCE ON THE
25 SAME DATE AS THE TERMS OF OFFICE OF THE MEMBERS OF THE BOARD OF
26 TRUSTEES OF THE COMMUNITY COLLEGE DISTRICT BEFORE
27 REORGANIZATION.

1 (3) IF AUTHORIZED BY THE RESOLUTION ADOPTED PURSUANT TO
2 SECTION 91, THE ELECTION HELD TO APPROVE THE REORGANIZATION OF
3 THE COMMUNITY COLLEGE DISTRICT MAY INCLUDE THE ELECTION OF THE
4 FIRST BOARD OF TRUSTEES OF THE REORGANIZED COMMUNITY COLLEGE
5 DISTRICT. OF THE MEMBERS ELECTED PURSUANT TO THIS SUBSECTION, 3
6 SHALL BE ELECTED FOR 6-YEAR TERMS, 2 SHALL BE ELECTED FOR 4-YEAR
7 TERMS, AND 2 SHALL BE ELECTED FOR 2-YEAR TERMS. THEREAFTER, AT
8 THE REGULAR COMMUNITY COLLEGE ELECTION IMMEDIATELY PRECEDING THE
9 EXPIRATION OF A MEMBER'S TERM OF OFFICE, THE MEMBER'S SUCCESSOR
10 SHALL BE ELECTED FOR A TERM OF 6 YEARS. THE RESOLUTION ADOPTED
11 PURSUANT TO SECTION 91 SHALL SPECIFY THE DATE ON WHICH THE TERM
12 OF EACH NEW BOARD MEMBER SHALL COMMENCE AND THE MEMBERS OF THE
13 BOARD OF TRUSTEES OF THE COMMUNITY COLLEGE DISTRICT BEFORE REOR-
14 GANIZATION SHALL SERVE UNTIL THAT DATE.

15 SEC. 94. AN ELECTION HELD UNDER THIS CHAPTER SHALL BE CON-
16 DUCTED IN THE SAME MANNER AND AT THE SAME TIMES AS AN ELECTION
17 HELD UNDER CHAPTER 1, 2, OR 3, AND IS GOVERNED BY THE PROVISIONS
18 RELATING TO AN ELECTION HELD UNDER CHAPTER 1, 2, OR 3, AND THE
19 TERMS OF THE RESOLUTION ADOPTED PURSUANT TO SECTION 91.

20 SEC. 95. (1) THE BOARD OF TRUSTEES OF A REORGANIZED COMMU-
21 NITY COLLEGE DISTRICT ESTABLISHED UNDER THIS CHAPTER MAY LEVY FOR
22 AUTHORIZED PURPOSES AD VALOREM PROPERTY TAXES AT A RATE AUTHO-
23 RIZED BY THE RESOLUTION ADOPTED PURSUANT TO SECTION 91 AND
24 APPROVED BY THE ADOPTION OF THE PROPOSITION SUBMITTED PURSUANT TO
25 SECTION 92.

26 (2) IN ADDITION TO THE TAX AUTHORIZED TO BE LEVIED BY
27 SUBSECTION (1), THE BOARD OF A REORGANIZED COMMUNITY COLLEGE

1 DISTRICT ESTABLISHED UNDER THIS CHAPTER MAY LEVY FOR AUTHORIZED
2 PURPOSES MILLS ALLOCATED TO THE COMMUNITY COLLEGE DISTRICT IN
3 ACCORDANCE WITH THE PROPERTY TAX LIMITATION ACT, ACT NO. 62 OF
4 THE PUBLIC ACTS OF 1933, BEING SECTIONS 211.201 TO 211.217A OF
5 THE MICHIGAN COMPILED LAWS. THE RATE OF TAX AUTHORIZED TO BE
6 LEVIED UNDER THIS SUBSECTION PLUS THE RATE OF TAX AUTHORIZED
7 UNDER SUBSECTION (1) SHALL NOT EXCEED 5 MILLS.

8 (3) TAXES IMPOSED PURSUANT TO THIS SECTION SHALL BE LEVIED
9 AGAINST ALL PROPERTY SUBJECT TO AD VALOREM PROPERTY TAXES WITHIN
10 THE REORGANIZED COMMUNITY COLLEGE DISTRICT.

11 (4) THE RATE OF AD VALOREM PROPERTY TAXES AUTHORIZED TO BE
12 IMPOSED BY THIS SECTION MAY BE INCREASED TO THE MAXIMUM RATE
13 AUTHORIZED BY SECTION 144 IF APPROVED BY A MAJORITY OF THE QUALI-
14 FIED ELECTORS OF THE REORGANIZED COMMUNITY COLLEGE DISTRICT
15 VOTING ON THE QUESTION AT A GENERAL OR SPECIAL ELECTION.

16 SEC. 96. (1) ALL INDEBTEDNESS OF THE COMMUNITY COLLEGE DIS-
17 TRICT BEFORE REORGANIZATION, EXCEPT INDEBTEDNESS DESCRIBED IN
18 SUBSECTION (2), SHALL BE ASSUMED BY THE REORGANIZED COMMUNITY
19 COLLEGE DISTRICT ESTABLISHED UNDER THIS CHAPTER UPON APPROVAL OF
20 THE PROPOSITION UNDER SECTION 92.

21 (2) THE RESOLUTION ADOPTED PURSUANT TO SECTION 91 OR A RESO-
22 LUTION OF A BOARD OF TRUSTEES OF A REORGANIZED COMMUNITY COLLEGE
23 DISTRICT ESTABLISHED UNDER THIS CHAPTER MAY PROVIDE THAT ANY
24 BONDED INDEBTEDNESS FOR WHICH TAXES ARE LEVIED WITHOUT LIMITATION
25 AS TO RATE OR AMOUNT OF THE COMMUNITY COLLEGE DISTRICT BEFORE
26 REORGANIZATION SHALL BE ASSUMED BY THE REORGANIZED COMMUNITY
27 COLLEGE DISTRICT AND THAT ANY LEVY OF DEBT RETIREMENT TAXES BE

1 SPREAD UNIFORMLY OVER THE REORGANIZED COMMUNITY COLLEGE
2 DISTRICT.

3 (3) THE ASSUMPTION OF INDEBTEDNESS AUTHORIZED BY SUBSECTION
4 (2) SHALL NOT BE EFFECTIVE UNLESS APPROVED BY A MAJORITY OF THE
5 ELECTORS OF THE REORGANIZED COMMUNITY COLLEGE DISTRICT ESTAB-
6 LISHED OR TO BE ESTABLISHED UNDER THIS CHAPTER. THE QUESTION MAY
7 BE SUBMITTED TO THE ELECTORS OF THE PROPOSED REORGANIZED COMMU-
8 NITY COLLEGE DISTRICT AT THE SAME TIME AS THE PROPOSITION UNDER
9 SECTION 92 OR MAY BE SUBMITTED AT A GENERAL OR SPECIAL ELECTION
10 HELD OR CALLED BY THE REORGANIZED COMMUNITY COLLEGE DISTRICT.

11 (4) UNTIL THE ASSUMPTION OF BONDED INDEBTEDNESS AUTHORIZED
12 BY SUBSECTION (2) IS APPROVED PURSUANT TO SUBSECTION (3), THE
13 IDENTITY OF THE COMMUNITY COLLEGE DISTRICT AS IT EXISTED BEFORE
14 REORGANIZATION SHALL REMAIN AS A SEPARATE ASSESSING UNIT FOR PUR-
15 POSES OF BONDED INDEBTEDNESS FOR WHICH TAXES ARE LEVIED WITHOUT
16 LIMITATION AS TO RATE OR AMOUNT UNTIL THAT INDEBTEDNESS HAS BEEN
17 RETIRED. THE BOARD AND OFFICERS OF THE REORGANIZED COMMUNITY
18 COLLEGE DISTRICT ESTABLISHED UNDER THIS SECTION SHALL CONSTITUTE
19 THE BOARD AND OFFICERS OF THE COMMUNITY COLLEGE DISTRICT AS IT
20 EXISTED BEFORE REORGANIZATION FOR PURPOSES OF CERTIFYING AND
21 ORDERING THE LEVY OF TAXES FOR THE BONDED INDEBTEDNESS IN THE
22 NAME OF THE COMMUNITY COLLEGE DISTRICT AS IT EXISTED BEFORE
23 REORGANIZATION. ANY DEBT RETIREMENT FUNDS FOR BONDED INDEBTED-
24 NESS THAT ARE NOT ASSUMED SHALL NOT BE COMMINGLED WITH THE DEBT
25 RETIREMENT FUNDS OF THE REORGANIZED COMMUNITY COLLEGE DISTRICT.
26 THE BOARD OF TRUSTEES OF THE REORGANIZED COMMUNITY COLLEGE
27 DISTRICT SHALL PERFORM ALL DUTIES REQUIRED BY LAW AND THE

1 ORIGINAL TERMS OF ISSUE AND SALE RELATIVE TO THE BONDED
2 INDEBTEDNESS NOT ASSUMED.

3 SEC. 97. (1) A REORGANIZED COMMUNITY COLLEGE DISTRICT
4 ESTABLISHED UNDER THIS CHAPTER SHALL BE CONSIDERED THE SUCCESSOR
5 TO THE COMMUNITY COLLEGE DISTRICT THAT ADOPTED THE RESOLUTION
6 UNDER SECTION 91. ANY STATE APPROPRIATION TO THE COMMUNITY COL-
7 LEGE DISTRICT BEFORE REORGANIZATION SHALL BE DISTRIBUTED TO ITS
8 SUCCESSOR REORGANIZED COMMUNITY COLLEGE DISTRICT.

9 (2) EXCEPT AS OTHERWISE PROVIDED IN SECTION 96, ALL ASSETS,
10 PROPERTY, RIGHTS, OBLIGATIONS, COLLECTIVE BARGAINING AGREEMENTS,
11 AND DUTIES OF A COMMUNITY COLLEGE DISTRICT THAT ADOPTED A RESOLU-
12 TION TO REORGANIZE UNDER THIS CHAPTER SHALL BE THE ASSETS, PROP-
13 ERTY, RIGHTS, OBLIGATIONS, COLLECTIVE BARGAINING AGREEMENTS, AND
14 DUTIES OF THE SUCCESSOR REORGANIZED COMMUNITY COLLEGE DISTRICT
15 UPON APPROVAL OF THE RESOLUTION BY THE ELECTORS PURSUANT TO SEC-
16 TION 92.

17 (3) ALL EMPLOYEES OF A COMMUNITY COLLEGE DISTRICT THAT
18 ADOPTED A RESOLUTION TO REORGANIZE UNDER THIS CHAPTER SHALL
19 BECOME EMPLOYEES OF THE SUCCESSOR REORGANIZED COMMUNITY COLLEGE
20 DISTRICT IN THEIR SAME POSITIONS AND SHALL RETAIN ANY ANNUAL
21 LEAVE, SICK LEAVE, SENIORITY, LONGEVITY, OR OTHER BENEFIT ACCUMU-
22 LATED BEFORE REORGANIZATION. THIS SUBSECTION DOES NOT LIMIT THE
23 RIGHT OF A COMMUNITY COLLEGE DISTRICT TO TERMINATE, DISCIPLINE,
24 OR TAKE ANY OTHER ACTION RELATED TO AN EMPLOYEE CONSISTENT WITH
25 LAW AND ANY APPLICABLE COLLECTIVE BARGAINING AGREEMENT.

26 (4) A COLLECTIVE BARGAINING REPRESENTATIVE, AS DESCRIBED IN
27 SECTION 11 OF ACT NO. 336 OF THE PUBLIC ACTS OF 1947, BEING

1 SECTION 423.211 OF THE MICHIGAN COMPILED LAWS, OF A GROUP OF
2 EMPLOYEES OF A COMMUNITY COLLEGE DISTRICT BEFORE REORGANIZATION
3 AS OF THE DATE THE RESOLUTION IS APPROVED BY THE ELECTORS UNDER
4 SECTION 92 SHALL CONTINUE TO BE THE REPRESENTATIVE OF THE GROUP
5 OF EMPLOYEES AFTER THEY BECOME EMPLOYEES OF THE SUCCESSOR REORGA-
6 NIZED COMMUNITY COLLEGE DISTRICT. HOWEVER, THIS SUBSECTION DOES
7 NOT LIMIT THE RIGHT OF EMPLOYEES TO ASSERT UNDER SECTION 12 OF
8 ACT NO. 336 OF THE PUBLIC ACTS OF 1947, BEING SECTION 423.212 OF
9 THE MICHIGAN COMPILED LAWS, THAT A COLLECTIVE BARGAINING REPRE-
10 SENTATIVE PROTECTED BY THIS SUBSECTION IS NO LONGER THEIR
11 REPRESENTATIVE.

12 SEC. 98. (1) UPON APPROVAL BY THE STATE BOARD OF EDUCATION,
13 THE BOARD OF TRUSTEES OF A REORGANIZED COMMUNITY COLLEGE DISTRICT
14 ESTABLISHED UNDER THIS CHAPTER MAY ANNEX TO THE COMMUNITY COLLEGE
15 DISTRICT BY RESOLUTION A CONTIGUOUS COUNTY; INTERMEDIATE SCHOOL
16 DISTRICT; SCHOOL DISTRICT; OR REMAINING PORTION OF A COUNTY,
17 INTERMEDIATE SCHOOL DISTRICT, OR SCHOOL DISTRICT THAT HAS TERRI-
18 TORY WITHIN THE COMMUNITY COLLEGE DISTRICT. HOWEVER, IF ANY POR-
19 TION OF AN AREA TO BE ANNEXED LIES WITHIN ANOTHER COMMUNITY COL-
20 LEGE DISTRICT AT THE TIME OF THE ANNEXATION ELECTION, THAT PART
21 OF THE TERRITORY TO BE ANNEXED SHALL NOT BECOME PART OF THE COM-
22 MUNITY COLLEGE DISTRICT AND ELECTORS RESIDING IN THAT PART OF THE
23 TERRITORY SHALL NOT BE ELIGIBLE TO VOTE ON THE ANNEXATION
24 PROPOSITION.

25 (2) THE PROCEDURE FOR ANNEXATION AND THE EFFECT OF APPROVAL
26 OF AN ANNEXATION SHALL BE THE SAME AS PROVIDED UNDER SECTION 21

1 FOR A COMMUNITY COLLEGE DISTRICT COMPRISED OF A COUNTY OR
2 COUNTIES.

3 Sec. 144. (1) ~~The~~ EXCEPT AS PROVIDED IN SECTION 95 FOR A
4 REORGANIZED COMMUNITY COLLEGE DISTRICT, THE board of trustees of
5 each community college district may levy for the purposes speci-
6 fied as within the power of the board a tax that does not exceed
7 the rate previously or subsequently authorized by the qualified
8 electors of the district or the rate derived through the previous
9 adoption by the electors of the district of former Act No. 188 of
10 the Public Acts of 1955, as amended, or the rate that is allo-
11 cated to the community college district in accordance with the
12 property tax limitation act, Act No. 62 of the Public Acts of
13 1933, as amended, being sections 211.201 to 211.217a of the
14 Michigan Compiled Laws. The funds may be used for all purposes
15 authorized. ~~, except that to~~ TO the extent permitted under the
16 municipal finance act, Act No. 202 of the Public Acts of 1943, as
17 amended, being sections 131.1 to 139.3 of the Michigan Compiled
18 Laws, taxes imposed for the payment of principal and interest on
19 bonds or other evidences of indebtedness or for the payment of
20 assessments or contract obligations in anticipation of which
21 bonds are issued may be imposed without limitation as to rate or
22 amount. This limitation AND THE LIMITATION IMPOSED UNDER SECTION
23 95 may be increased to not more than 5 mills if approved by a
24 majority of the qualified electors voting on the question at any
25 general or special election of the community college district.
26 (2) Except as provided in subsection (3), the board of
27 trustees shall determine the total taxes required for any year

1 and shall certify the approved tax rate to be levied and the
2 amount of taxes to be raised to the proper assessing officer of
3 each city and township in which the territory of the community
4 college district is situated on or before September 1 of each
5 year. ~~, except that~~ HOWEVER, the board of trustees may provide
6 by resolution that taxes to be raised against property within any
7 city or township, any portion of which lies within the community
8 college district boundaries, may be levied and collected in the
9 same manner and at the same time as the city or township taxes or
10 in the same manner and at the same time as school district or
11 intermediate school district taxes are being collected by the
12 city or township pursuant to part 26 of the school code of 1976,
13 Act No. 451 of the Public Acts of 1976, as amended, being sec-
14 tions 380.1611 to 380.1615 of the Michigan Compiled Laws.

15 (3) By resolution of its board on or before May 15 of the
16 year in which it is established, a community college district
17 established under this act between January 1 and May 1 of any
18 calendar year may impose a summer property tax levy of either the
19 total or 1/2 of the community college district property taxes for
20 that tax year. The board resolution shall also determine the
21 total taxes required for that tax year and certify the approved
22 tax rate to be levied and the amount of taxes to be raised to the
23 proper assessing officer of each city or township in which the
24 territory of the community college district is situated. Upon
25 receipt of that board resolution, each city and township in which
26 the community college district is situated that collects a summer
27 property tax levy pursuant to section 1613 of Act No. 451 of the

1 Public Acts of 1976, being section 380.1613 of the Michigan
2 Compiled Laws, shall collect the summer levy for that year. The
3 reasonable and actual expenses incurred by a city or township in
4 collecting the community college district property taxes under
5 this subsection, to the extent these expenses are in addition to
6 the expense of collecting and assessing any other taxes at the
7 same time and exceed the amount of any fees imposed for the col-
8 lection of the community college property taxes, shall be billed
9 to and paid by the community college district. For the purposes
10 of this subsection, reasonable and actual expenses shall not
11 exceed the current collection agreements negotiated with the
12 largest intermediate school district within the community college
13 district. This subsection applies until December 31, 1992.

14 (4) All money collected by any tax collecting officer from
15 the tax levied pursuant to this section shall be returned to the
16 community college district pursuant to section 43 of the general
17 property tax act, Act No. 206 of the Public Acts of 1893, being
18 section 211.43 of the Michigan Compiled Laws, or to the county
19 treasurer who shall pay the taxes so returned immediately to the
20 community college district.

21 (5) The subjects of taxation for the community college dis-
22 trict purposes shall be the same as for state, county, and other
23 school purposes as provided under the general property tax act,
24 Act No. 206 of the Public Acts of 1893, being sections 211.1 to
25 211.157 of the Michigan Compiled Laws.