



SENATE BILL No. 116

January 17, 1995, Introduced by Senator STILLE
and referred to the Committee on Education.

A bill to create the Michigan intermediate school district boundary commission; to prescribe its powers and duties; and to prescribe certain powers and duties of certain state officials, departments, and agencies.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. As used in this act:

2 (a) "Commission" means the Michigan intermediate school dis-
3 trict boundary commission created in section 2.

4 (b) "Community college" means a community college created
5 under the community college act of 1966, Act No. 331 of the
6 Public Acts of 1966, being sections 389.1 to 389.195 of the
7 Michigan Compiled Laws, or under part 25 of the school code of
8 1976, Act No. 451 of the Public Acts of 1976, being sections
9 380.1601 to 380.1607 of the Michigan Compiled Laws.

1 (c) "Constituent school district" means a school district
2 that is included within an intermediate school district.

3 (d) "Intermediate school district" means that term as
4 defined in Act No. 451 of the Public Acts of 1976, being
5 sections 380.1 to 380.1852 of the Michigan Compiled Laws.

6 (e) "School district" means a school district or a local act
7 school district as defined in Act No. 451 of the Public Acts of
8 1976.

9 Sec. 2. (1) The Michigan intermediate school district
10 boundary commission is created for the purpose of developing a
11 plan to reorganize the existing intermediate school districts in
12 this state into regional education service agencies. The purpose
13 of this plan is to ensure the most cost-effective delivery of
14 regional educational services to school districts and the citi-
15 zens of this state.

16 (2) The commission shall consist of 11 members appointed as
17 follows:

18 (a) Four members appointed by the governor as follows:

19 (i) One member representing the Upper Peninsula.

20 (ii) One member representing the area north of town line

21 16.

22 (iii) Two members representing the remainder of the state, 1
23 of whom is a resident of 1 of the 3 most populous counties in the
24 state.

25 (b) One member appointed by the senate majority leader.

26 (c) One member appointed by the senate minority leader.

1 (d) Subject to subdivision (f), 1 member appointed by the
2 speaker of the house of representatives.

3 (e) Subject to subdivision (f), 1 member appointed by the
4 minority leader of the house of representatives.

5 (f) If there are co-speakers of the house of representa-
6 tives, instead of the members appointed under subdivisions (d)
7 and (e), each co-speaker shall appoint 1 member.

8 (g) One member appointed by the state board of education.

9 (h) One member appointed by the board of the intermediate
10 school district with the greatest combined total number of pupils
11 enrolled in its constituent school districts among all intermedi-
12 ate school districts.

13 (i) One member appointed by the board of the intermediate
14 school district with the least combined total number of pupils
15 enrolled in its constituent school districts among all intermedi-
16 ate school districts.

17 (3) The governor, legislative leadership, state board of
18 education, and specified intermediate school boards shall com-
19 plete the appointments to the commission under subsection (2) not
20 later than 30 days after the effective date of this act and shall
21 ensure that the appointments reflect a representative geograph-
22 ical distribution of members throughout the state.

23 (4) A vacancy on the commission shall be filled in the same
24 manner as the original appointment.

25 (5) Not later than 10 days after all appointments under
26 subsection (2) have been made and confirmed, the commission shall
27 hold its first meeting. At the meeting, the commission shall

1 elect a chairperson and other officers as it considers necessary
2 from among its members. Following this initial meeting, the com-
3 mission shall hold meetings as considered necessary by the
4 chairperson.

5 (6) A majority of the members of the commission constitutes
6 a quorum for the transaction of business at a meeting of the
7 commission. Action by the commission shall be by a majority of
8 the votes cast.

9 (7) A member of the commission shall be reimbursed for
10 actual and necessary expenses incurred in the performance of
11 official duties.

12 Sec. 3. The commission shall do all of the following:

13 (a) Not later than 12 months after the date of the first
14 meeting of the commission, develop and submit to the governor and
15 the legislature a report with its findings and recommendations on
16 reorganizing intermediate school districts. This report shall
17 include a reorganization plan in compliance with section 4 and a
18 schedule for implementation of the reorganization plan, with con-
19 sideration given to the duration of existing collective bargain-
20 ing agreements and the need for holding new elections for elected
21 officials impacted by the plan.

22 (b) After the submission of the report described in
23 subdivision (a), hold public hearings across the state to provide
24 appropriate information to citizens, to answer questions, and to
25 hear testimony on reorganization.

26 (c) After the completion of the public hearings required by
27 subdivision (b) but not later than 6 months after the date of the

1 first meeting of the commission, revise its findings and
2 recommendations as necessary and publish a final report with its
3 findings and recommendations on reorganization, including the
4 final version of the reorganization plan, and submit a copy of
5 the report to the governor and the legislature.

6 Sec. 4. The reorganization plan required by section 3 shall
7 identify proposed geographic boundaries for intermediate school
8 districts and rationale for those boundaries. In developing the
9 reorganization plan required by section 3, the commission shall
10 take into account all of the following criteria:

11 (a) The most cost-effective manner in which to deliver equi-
12 table regional educational services to all school districts and
13 citizens of this state.

14 (b) The clear identification of the minimum functions each
15 intermediate school district shall perform in an integrated
16 delivery system of educational services.

17 (c) The identification of functions that should not be per-
18 formed by intermediate school districts, but should be performed
19 by other educational service providers in the private sector.

20 (d) The existing intermediate school districts and their
21 funding mechanisms, consumer satisfaction, and potential disloca-
22 tion or other disturbance of existing funding and services that
23 may result from reorganization.

24 (e) That, except as provided in subdivisions (f) and (g) and
25 to the extent practicable considering other criteria, each inter-
26 mediate school district should consist of constituent school

1 districts with a combined total number of pupils of approximately
2 50,000 pupils.

3 (f) That, if an existing intermediate school district has a
4 combined total number of pupils among its constituent school dis-
5 tricts of at least 50,000 pupils, the boundaries of that existing
6 intermediate school district should not be changed except to
7 allow for annexation to the intermediate school district of 1 or
8 more school districts that are contiguous to the intermediate
9 school district upon an affirmative vote of the school electors
10 of the school district.

11 (g) That the combined total number of pupils among the con-
12 stituent school districts of an intermediate school district may
13 be less than 50,000 pupils if warranted by unusual geographic
14 considerations.

15 (h) That the total number of intermediate school districts
16 in the state should be between 20 and 25.

17 (i) That each intermediate school district should have at
18 least 1 community college or state university located within the
19 boundaries of the intermediate school district.

20 (j) That, to the extent practicable, school districts that
21 are currently constituent school districts of the same existing
22 intermediate school district should be constituent school dis-
23 tricts of the same reorganized intermediate school district.

24 Sec. 5. The commission may do either or both of the
25 following:

26 (a) Accept assistance from state departments, agencies, and
27 individuals.

1 (b) Form committees or working groups as appropriate for the
2 performance of its responsibilities.

3 Sec. 6. The department of education and any other state
4 department or agency as requested by the commission shall assist
5 the commission and shall provide staff and services as required
6 by the commission.

7 Sec. 7. The commission shall comply with the open meetings
8 act, Act No. 267 of the Public Acts of 1976, being
9 sections 15.261 to 15.275 of the Michigan Compiled Laws, and the
10 freedom of information act, Act No. 442 of the Public Acts of
11 1976, being sections 15.231 to 15.246 of the Michigan Compiled
12 Laws.