

Senate Fiscal Agency
P. O. Box 30036
Lansing, Michigan 48909-7536



Telephone: (517) 373-5383
Fax: (517) 373-1986
TDD: (517) 373-0543

Senate Bill 1005 (Substitute S-2 as reported by the Committee of the Whole)

Sponsor: Senator Leon Stille

Committee: Education

CONTENT

The bill would add Part 4A (Appointment of Chief Executive Officer for a School District Under Court Order), to the Revised School Code to do the following:

- Require the appointment of a chief executive officer (CEO) for a qualifying school district by the Governor, the State Superintendent of Public Instruction, and the superintendent of the intermediate school district (ISD) in which the district was located.
- Transfer the powers and duties of the elected school board to the CEO, and suspend the board's powers and duties unless and until the board was reinstated upon an election.
- Require the elected school board to continue as an advisory board to the CEO, and require the Governor, State Superintendent, and ISD superintendent to appoint three additional members to the advisory board.
- Require the district superintendent to initiate a financial audit of the district.
- Provide that each employee of the qualifying school district whose position was not covered by a collective bargaining agreement would be employed at the will of the CEO.
- Require the CEO to develop a district improvement plan, and report annually on initiatives implemented to improve school quality and measurements to determine school improvement.
- Require that, after five years following the CEO's appointment, the question of retaining the CEO be placed on the ballot in the qualifying school district.
- Permit the question to be placed on the ballot again at least five years after the most recent election on the question, upon submission of petitions.

The bill would define "qualifying school district" as a school district with a pupil membership between 4,500 and 6,500 pupils that was subject to a court desegregation order, unless the desegregation order included a stipulated settlement agreement between the school district and the plaintiffs that was ordered by the court before August 30, 1998, and that provided for the transition to dismissal of that school district from the desegregation litigation. Various provisions would apply on the bill's effective date or 30 or 60 days after that date, as specified; or, if a school district became a qualifying school district after the bill's effective date, beginning on the date on which a school district became a qualifying school district.

MCL 380.376 et al.

Legislative Analyst: L. Arasim

FISCAL IMPACT

The bill would have no fiscal impact on State government. There would be a fiscal impact on the local district due to the costs associated with the financial audit that would be required within 30 days of the bill's effective date. Also, the school district would have to incur the costs associated with the required annual school district improvement plan. There also would be a cost to the local school district for the development of the annual report due to the Governor and the Legislature.

Date Completed: 3-8-00

Fiscal Analyst: J. Carrasco

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Analysis available @ <http://www.michiganlegislature.org>

This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.