

**SUBSTITUTE FOR
SENATE BILL NO. 444**

A bill to amend 1966 PA 331, entitled "Community college act of 1966," by amending sections 2, 12, 16, 17, 21, 32, 34, 34a, 36, 37, 38, 39, 42, 51, 52, 54, 55, 56, 57, 58, 59, 62, 83, 84, 86, 105, 107, 122, 144, and 152 (MCL 389.2, 389.12, 389.16, 389.17, 389.21, 389.32, 389.34, 389.34a, 389.36, 389.37, 389.38, 389.39, 389.42, 389.51, 389.52, 389.54, 389.55, 389.56, 389.57, 389.58, 389.59, 389.62, 389.83, 389.84, 389.86, 389.105, 389.107, 389.122, 389.144, and 389.152), section 2 as added by 1998 PA 153, sections 17, 21, 34, 37, 42, 54, 57, and 62 as amended and section 86 as added by 2000 PA 488, section 34a as amended by 1982 PA 381, section 83 as amended by 1992 PA 20, section 122 as amended by 2002 PA 72, section 144 as amended by 2002 PA 73, and section 152 as amended by 1990 PA 11; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2. A petition under section 83 or 152, including the
2 circulation and signing of the petition, is subject to ~~section~~
3 ~~488 of~~ the Michigan election law. ~~, 1954 PA 116, MCL 168.488.~~
4 A person who violates a provision of the Michigan election law ~~,~~
5 ~~1954 PA 116, MCL 168.1 to 168.992,~~ applicable to a petition
6 described in this section is subject to the penalties prescribed
7 for that violation in the Michigan election law. ~~, 1954 PA 116,~~
8 ~~MCL 168.1 to 168.992.~~

9 Sec. 12. (1) ~~When~~ IF approval of a proposed community
10 college district is filed with the appropriate county clerks at
11 least ~~75~~ 77 days but not more than 6 months ~~prior to~~ BEFORE
12 the next general state election, the clerks shall include the
13 necessary community college propositions with the proceedings for
14 the general election.

15 (2) ~~When~~ IF approval of a proposed community college dis-
16 trict is filed with the appropriate county clerks more than 6
17 months ~~prior to the holding of~~ BEFORE the next general state
18 election, each county clerk shall call a special election for the
19 purpose of submitting to the electors the propositions relating
20 to the establishment of the community college district TO BE HELD
21 ON THE NEXT STANDARD ELECTION DAY THAT IS NOT LESS THAN 77 DAYS
22 AFTER THE APPROVAL IS FILED.

23 Sec. 16. The general election laws, including the voting of
24 absent voters, ~~and all laws of the state relating to~~ THE DAYS
25 ON WHICH ELECTIONS ARE HELD, the hours for the opening and
26 closing of the polls at elections, and provisions for preserving

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1 the purity of elections and for preventing fraud and corruption,
2 ~~shall~~ govern all elections under this act so far as the same
3 are applicable and not inconsistent with ~~the provisions of~~ this
4 act. ~~All county~~ COUNTY and local election officials shall per-
5 form their election duties for ~~all~~ regular and special elec-
6 tions held in accordance with ~~the provisions of~~ this chapter,
7 including the proper giving of notices of registration and
8 election.

9 Sec. 17. ~~Except as otherwise provided in this chapter~~
10 SUBJECT TO SECTION 24A OF THE MICHIGAN ELECTION LAW, MCL 168.24A,
11 the county board of canvassers shall conduct ~~a~~ THE canvass of
12 the results of ~~any~~ AN organizational election or other election
13 of ~~the~~ A community college district ORGANIZED UNDER THIS
14 CHAPTER. ~~If the election area involves more than 1 county, the~~
15 ~~county board of canvassers of the county containing the highest~~
16 ~~valuation of the community college district or proposed community~~
17 ~~college district shall conduct the canvass.~~

18 Sec. 21. (1) ~~The~~ BY ADOPTION OF A RESOLUTION, THE board
19 of trustees of a community college district ~~comprised of a~~
20 ~~county or counties by resolution may annex~~ ORGANIZED UNDER THIS
21 CHAPTER MAY INITIATE ANNEXATION to the community college
22 district, in the manner provided in this act, ~~any~~ OF A contigu-
23 ous county, contiguous township, contiguous intermediate school
24 district, or contiguous local school district not already
25 included within the area of a community college district, subject
26 to the following:

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1 (a) A community college district located in the Upper
2 Peninsula may annex a county, township, intermediate school
3 district, or local school district that is not contiguous.

4 (b) A community college district that has been offering
5 classes at a federal military installation located in a noncon-
6 tiguous county for a period of at least 20 years may annex that
7 noncontiguous county or that portion of the noncontiguous county
8 that is not within another community college district.

9 (2) ~~Prior to the~~ BEFORE AN annexation election, the board
10 of trustees shall obtain approval of the proposed annexation from
11 the superintendent of public instruction. Upon receipt of the
12 approval, the secretary of the board of trustees shall file cer-
13 tified copies of the annexation resolution and the approval with
14 the clerk of the county or township to be annexed, or the secre-
15 tary of the board of the intermediate school district or local
16 school district to be annexed, as applicable.

17 (3) ~~If~~ AFTER the resolution and approval are filed ~~more~~
18 ~~than 90 days before the date of the next general state election,~~
19 ~~then~~ UNDER SUBSECTION (2), the county board of commissioners,
20 the township board, or the board of the intermediate or local
21 school district, as applicable, shall call a special election for
22 the purpose of voting on the question of annexation to the commu-
23 nity college district and of approving the maximum tax rate
24 existing in the community college district. ~~If the resolution~~
25 ~~and approval are filed less than 90 days but more than 20 days~~
26 ~~prior to the next general state election, then the propositions~~
27 ~~shall be presented at that election.~~ A SPECIAL ELECTION CALLED

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1 UNDER THIS SUBSECTION SHALL BE HELD ON A STANDARD ELECTION DAY
2 THAT IS NOT LESS THAN 49 DAYS AFTER THE SPECIAL ELECTION IS
3 REQUESTED.

4 (4) ~~Annexation becomes~~ AN ANNEXATION IS effective on the
5 date of the election if both propositions receive majority
6 approval of the electors voting on the propositions. The final
7 results of the annexation election shall be canvassed ~~as~~
8 ~~follows:~~ BY THE APPROPRIATE BOARD OF CANVASSERS AS PROVIDED IN
9 SECTION 24A OR 30A OF THE MICHIGAN ELECTION LAW, MCL 168.24A AND
10 168.30A.

11 ~~(a) If a county is the subject of annexation, the county~~
12 ~~board of canvassers shall conduct the canvass as provided in sec-~~
13 ~~tion 17.~~

14 ~~(b) If a township is the subject of annexation, the township~~
15 ~~board of canvassers shall conduct the canvass.~~

16 ~~(c) If a local or intermediate school district is the~~
17 ~~subject of annexation, the board of canvassers of the local or~~
18 ~~intermediate school district shall conduct the canvass.~~

19 (5) By virtue of annexation, unless otherwise provided in
20 the approved annexation propositions, ~~any~~ territory annexed to
21 a community college district is subject to taxes levied for prin-
22 cipal and interest of outstanding bonded indebtedness of the com-
23 munity college district.

24 (6) If ~~any~~ A portion of a county, township, or intermedi-
25 ate or local school district to be annexed lies within a commu-
26 nity college district at the time of the annexation election,
27 then the electors residing in that territory are not eligible to

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1 vote on the propositions and that territory does not become a
2 part of the community college district.

3 Sec. 32. (1) ~~In the case of~~ IF 2 or more school districts
4 FILE RESOLUTIONS TO ORGANIZE A COMMUNITY COLLEGE DISTRICT, the
5 secretary of the board of education of the intermediate school
6 district shall file a copy of the approval specified in section
7 31 with the secretary of the board of education of each component
8 school district. When the filing WITH EACH COMPONENT SCHOOL
9 DISTRICT, or receipt of approval from the state board of educa-
10 tion by the secretary of the board of education of a single
11 school district, occurs at least 60 days but not more than 6
12 months ~~prior to~~ BEFORE the next annual school election, the
13 secretaries shall include the necessary community college propo-
14 sitions in the proceedings for the annual election.

15 (2) When the approval is filed with the secretaries of the
16 component school districts or approval is received by the secre-
17 tary of the board of education of a single school district more
18 than 6 months ~~prior to~~ BEFORE the date of the annual school
19 election, each board of education shall call a special election
20 to be held ~~on a date~~ IN NOT LESS THAN 60 DAYS ON A STANDARD
21 ELECTION DAY AS designated by the secretary of the intermediate
22 board of education of the school district having the highest val-
23 uation within the proposed community college district, for the
24 purpose of submitting the propositions relating to the establish-
25 ment of a community college district, or ~~in the case of~~ FOR a
26 single school district, the board of education shall call a
27 special election TO BE HELD IN NOT LESS THAN 60 DAYS on a ~~date~~

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1 ~~it determines~~ STANDARD ELECTION DAY. A majority of the electors
2 of the school district voting thereon shall approve the organiza-
3 tion of the community college district.

4 Sec. 34. (1) If the community college district consists of
5 a single school district, the community college district is
6 directed and governed by a board of trustees consisting of 7 mem-
7 bers, elected at large in the territory of the district or pro-
8 posed district on a nonpartisan basis. At the organizational
9 election, the electors shall elect 3 members for 6-year terms, 2
10 for 4-year terms, and 2 for 2-year terms. After the initial
11 terms, at the next regular community college election immediately
12 preceding the expiration of a member's term of office, the elec-
13 tors shall elect the member's successor for a term of 6 years.

14 (2) If an organizational election is held at the same time
15 as ~~an annual~~ A REGULAR school election IN MAY, the term of
16 office of each member elected shall commence on July 1 following
17 the organizational election. However, if the ~~annual~~ REGULAR
18 school election is held in November, the term of each member
19 elected shall commence on the January 1 following the organiza-
20 tional election.

21 (3) When an organizational election is held on a date other
22 than the date of ~~an annual~~ A REGULAR school election, each
23 board member shall take office on the fifteenth day following the
24 date of the organizational election. Regular terms of office
25 shall commence on July 1 following the next ~~annual~~ REGULAR
26 school election IN MAY. However, if the next ~~annual~~ REGULAR
27 school election is held in November, the regular terms of office

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1 shall commence on the January 1 following the annual school
2 election. If the organizational election is held on a date other
3 than the ~~annual~~ REGULAR election date of the component school
4 district, the first year of the term of office of each of the
5 members elected to the first board of trustees shall extend for
6 the period of time remaining until July 1 or January 1, whichever
7 is applicable under this subsection, following the date of the
8 ~~annual~~ REGULAR election of the component district held not less
9 than 1 year nor more than 2 years after the date of the organiza-
10 tional election.

11 Sec. 34a. (1) If the community college district consists of
12 2 or more school districts, the community college district shall
13 be directed and governed by a board of trustees consisting of 7
14 members, elected at large in the proposed community college dis-
15 trict on a nonpartisan basis. At the organizational election,
16 there shall be elected 3 members for 6-year terms, 2 members for
17 4-year terms, and 2 members for 2-year terms. Thereafter, at the
18 next regular community college election immediately preceding the
19 expiration of their terms of office, their successors shall be
20 elected for terms of 6 years.

21 (2) When the organizational election is held at the same
22 time as the ~~annual~~ REGULAR school election IN MAY, the term of
23 office of each member elected shall commence on July 1 following
24 the organizational election. However, if the ~~annual~~ REGULAR
25 school election is held in November, the term of each member
26 elected shall commence on the January 1 following the
27 organizational election.

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1 (3) When the organizational election is held on a date other
2 than the date of the ~~annual~~ REGULAR school election, each board
3 member shall take office on the fifteenth day following the date
4 of the organizational election. Regular terms of office shall
5 commence on July 1 following the next ~~annual~~ REGULAR school
6 election IN MAY. However, if the next ~~annual~~ REGULAR school
7 election is held in November, the regular terms of office shall
8 commence on the January 1 following the ~~annual~~ REGULAR school
9 election. When the organizational election is held on a date
10 other than the ~~annual~~ REGULAR school election, the first year
11 of the term of office of each of the members elected to the first
12 board of trustees shall extend for the period of time remaining
13 until July 1 or January 1, whichever is applicable under this
14 subsection, following the date of the ~~annual~~ REGULAR school
15 election.

16 ~~(4) In the case of an existing community college district~~
17 ~~consisting of 2 or more school districts, the board of trustees~~
18 ~~as presently constituted shall continue to serve until the next~~
19 ~~regular community college election which occurs after April 5,~~
20 ~~1978. At that time, additional members shall be elected in num-~~
21 ~~bers and for terms so that, together with existing board members~~
22 ~~whose terms are not expiring, there will be 2 members whose terms~~
23 ~~expire 2 years after the election, 3 members whose terms expire 4~~
24 ~~years after the election, and 2 members whose terms expire 6~~
25 ~~years after the election.~~

26 ~~(5) The term of any member serving on the effective date of~~
27 ~~this subsection, in a district which elects members in November,~~

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1 ~~shall terminate on January 1 of the calendar year in which the~~
2 ~~member's term otherwise would have expired, but for this~~
3 ~~subsection.~~

4 Sec. 36. ~~(1) The provisions of sections 531 to 540 of Act~~
5 ~~No. 269 of the Public Acts of 1955, as amended, being sections~~
6 ~~340.531 to 340.540 of the Compiled Laws of 1948, shall govern the~~
7 ~~conduct and procedures of the community college election con-~~
8 ~~ducted by local school boards under this chapter. (2) Where IF~~
9 ~~part of a local school district is in another community college~~
10 ~~district, only those electors residing in the remainder THAT~~
11 ~~PART of the school district shall be NOT IN THE OTHER COMMUNITY~~
12 ~~COLLEGE DISTRICT ARE eligible to vote in the organizational elec-~~
13 ~~tion or in subsequent community college elections.~~

14 Sec. 37. The APPROPRIATE board of canvassers ~~of the local~~
15 ~~or intermediate school districts whose electors are eligible to~~
16 ~~vote in an election UNDER SECTION 24A OR 30A OF THE MICHIGAN~~
17 ~~ELECTION LAW, MCL 168.24A AND 168.30A, shall conduct a canvass of~~
18 ~~the results of the AN election UNDER THIS CHAPTER. THE BOARD~~
19 ~~OF CANVASSERS SHALL CONDUCT THE CANVASS within 3 days of the~~
20 ~~election. For an organizational election, the board of canvass-~~
21 ~~ers appointed by the secretaries of the boards of the component~~
22 ~~school districts meeting jointly shall conduct the final~~
23 ~~canvass. For a community college district election, other than~~
24 ~~an organizational election, except as otherwise provided in this~~
25 ~~chapter, the board of canvassers appointed by the board of trust-~~
26 ~~ees of the community college district shall conduct the final~~
27 ~~canvass. In the case of a community college district consisting~~

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1 ~~entirely of 1 school district, the board of canvassers for~~
2 ~~elections in that school district shall conduct the final~~
3 ~~canvass.~~

4 Sec. 38. (1) The regular community college election shall
5 be held at the same time as the ~~annual~~ REGULAR school elections
6 of the constituent school districts held ~~in the odd numbered~~
7 ~~years on the date prescribed for annual school elections in sec-~~
8 ~~tions 34, 72 and 108 of Act No. 269 of the Public Acts of 1955,~~
9 ~~as amended~~ ON THE DAY DETERMINED UNDER SECTION 642A OF THE
10 MICHIGAN ELECTION LAW, MCL 168.642A. If any component school
11 district holds its annual school election on a different date,
12 the board of such district shall call a special election to be
13 held on the same day as that ~~above prescribed.~~ The election
14 ~~shall be conducted in the same manner provided by sections 531 to~~
15 ~~540 of Act No. 269 of the Public Acts of 1955, as amended.~~
16 PRESCRIBED BY THIS SUBSECTION.

17 (2) At the regular elections separate propositions may be
18 submitted to the electors in addition to the election of trustees
19 of the community college district when authorized by the board of
20 trustees.

21 Sec. 39. (1) ~~Special elections of the community college~~
22 ~~district may be called by the~~ THE board of trustees OF A COMMU-
23 NITY COLLEGE DISTRICT ORGANIZED UNDER THIS CHAPTER MAY REQUEST
24 THAT THE APPROPRIATE CLERK UNDER THE MICHIGAN ELECTION LAW CALL A
25 SPECIAL ELECTION. The secretary of the board shall file a copy
26 of the resolution of the board ~~calling the~~ REQUESTING THE CALL
27 OF A SPECIAL election with the secretaries of ~~the~~ EACH

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1 component LOCAL AND INTERMEDIATE school ~~districts~~ DISTRICT AND
2 THE CLERK OF EACH COMPONENT COUNTY, AS APPLICABLE, at least 60
3 days ~~prior to~~ BEFORE the date of the election. The REQUEST TO
4 THE APPROPRIATE LOCAL CLERK AND THE resolution of the board shall
5 contain a statement of the propositions to be submitted to the
6 electors.

7 (2) The board of education of each component LOCAL AND
8 INTERMEDIATE school district AND THE CLERK OF EACH COMPONENT
9 COUNTY, AS APPLICABLE, shall REQUEST THAT THE APPROPRIATE CLERK
10 UNDER THE MICHIGAN ELECTION LAW call the special election on the
11 ~~date~~ STANDARD ELECTION DAY specified in the resolution of the
12 board of trustees.

13 Sec. 42. (1) In the annexation of a local school district,
14 if the resolution and approval are filed with the secretary more
15 than 90 OR LESS THAN 21 days before the date of ~~the annual~~ A
16 REGULAR SCHOOL election, ~~of the district to be annexed,~~ the
17 board of education of the district shall REQUEST THAT THE APPRO-
18 PRIATE CLERK UNDER THE MICHIGAN ELECTION LAW call a special
19 SCHOOL election for voting on the annexation on ~~a date~~ THE
20 STANDARD ELECTION DAY specified by the secretary of the board of
21 trustees of the community college district. If the resolution
22 and approval are filed more than 20 days but less than ~~90~~ 91
23 days ~~prior to~~ BEFORE the date of the ~~annual~~ REGULAR SCHOOL
24 election, ~~of the district to be annexed,~~ the board of education
25 of the LOCAL SCHOOL district shall REQUEST THAT THE APPROPRIATE
26 CLERK UNDER THE MICHIGAN ELECTION LAW submit the annexation

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1 proposition to the electors at the ~~annual~~ REGULAR SCHOOL
2 election.

3 (2) In the annexation of an intermediate school district,
4 the secretary of the intermediate school board of the intermedi-
5 ate school district in writing shall direct the board of educa-
6 tion of each component LOCAL school district to submit the annex-
7 ation propositions to the electors of the school district. Each
8 school district shall CALL AND hold the election at the time of
9 the ~~annual school elections~~ REGULAR SCHOOL ELECTION if notifi-
10 cation is given more than 20 but less than ~~90~~ 91 days before
11 the ~~annual~~ DATE OF THE REGULAR SCHOOL election. ~~date.~~
12 Otherwise, each board of education shall REQUEST THAT THE APPRO-
13 PRIATE LOCAL CLERK UNDER THE MICHIGAN ELECTION LAW call a special
14 election ~~,~~ to consider the annexation propositions. ~~, on a~~
15 ~~date specified by the secretary of the intermediate school~~
16 ~~board.~~

17 (3) In the annexation of a county, if the resolution and
18 approval are filed MORE THAN 90 days ~~or more, or 20 days~~ or
19 less ~~,~~ THAN 21 DAYS before the date of the next general elec-
20 tion, ~~then~~ the county ~~board of commissioners~~ CLERK shall call
21 a special election within the county to consider the annexation
22 propositions. If the resolution and approval are filed less than
23 ~~90~~ 91 days but more than 20 days before the next general elec-
24 tion, then the annexation propositions shall be submitted to the
25 electors of the county at that election.

26 Sec. 51. ~~(1) The board of education of an intermediate~~
27 ~~school district or the boards of 2 or more adjoining intermediate~~

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1 ~~school districts acting as a single board may direct that the~~
2 ~~question of coming under the provisions of this act be submitted~~
3 ~~to the school electors of the territory affected at the annual~~
4 ~~school elections or at special school elections held in the local~~
5 ~~school districts of such territory. If any school district holds~~
6 ~~its annual election on a different date, it shall call a special~~
7 ~~election to be held on the same day of the annual elections.~~

8 ~~(2) The board of education of the intermediate school dis-~~
9 ~~trict or the joint board of 2 or more intermediate school dis-~~
10 ~~tricts shall designate the territory to be included in the pro-~~
11 ~~posed community college district and a uniform property tax ques-~~
12 ~~tion for the support of the community college, both propositions~~
13 ~~being subject to the approval of the state board of education.~~

14 THE BOARD OF AN INTERMEDIATE SCHOOL DISTRICT OR THE BOARDS OF 2
15 OR MORE CONTIGUOUS INTERMEDIATE SCHOOL DISTRICTS ACTING AS A
16 SINGLE BOARD MAY FORM A COMMUNITY COLLEGE DISTRICT UNDER THIS
17 CHAPTER. THE BOARD OF THE INTERMEDIATE SCHOOL DISTRICT OR JOINT
18 BOARD OF THE CONTIGUOUS INTERMEDIATE SCHOOL DISTRICTS SHALL DES-
19 IGNATE THE TERRITORY OF THE PROPOSED COMMUNITY COLLEGE DISTRICT
20 AND REFER THE QUESTIONS OF ORGANIZING THE COMMUNITY COLLEGE DIS-
21 TRICT AND THE PROPOSED ANNUAL TAX RATE TO THE SUPERINTENDENT OF
22 PUBLIC INSTRUCTION FOR APPROVAL. IF THE SUPERINTENDENT OF PUBLIC
23 INSTRUCTION APPROVES, HE OR SHE SHALL NOTIFY THE BOARD OF THE
24 INTERMEDIATE SCHOOL DISTRICT OR JOINT BOARD, WHICH SHALL REQUEST
25 THAT THE APPROPRIATE CLERK UNDER THE MICHIGAN ELECTION LAW
26 INCLUDE THE NECESSARY PROPOSITIONS FOR FORMING THE COMMUNITY
27 COLLEGE DISTRICT TO THE ELECTORS IN THE DESIGNATED TERRITORY AT

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1 THE REGULAR SCHOOL ELECTION OR AT A SPECIAL ELECTION CALLED FOR
2 THAT PURPOSE.

3 Sec. 52. (1) The secretary of the board of ~~education of~~
4 the intermediate school district, OR THE SECRETARY OF THE BOARD
5 OF THE INTERMEDIATE SCHOOL DISTRICT having the highest valuation
6 in the proposed community college district FOR A COMMUNITY COL-
7 LEGE FORMED BY 2 OR MORE CONTIGUOUS INTERMEDIATE SCHOOL
8 DISTRICTS, shall file a copy of the approval OF THE SUPERINTEN-
9 DENT OF PUBLIC INSTRUCTION, specified in section 51 together with
10 the propositions to be submitted TO THE ELECTORS, with the secre-
11 tary of the board of education of each component LOCAL school
12 district. ~~When~~

13 (2) IF THE SECRETARY OF A LOCAL SCHOOL BOARD RECEIVES the
14 filing ~~is made~~ DESCRIBED IN SUBSECTION (1) at least 60 days but
15 not more than 6 months ~~prior to~~ BEFORE the next ~~annual~~
16 REGULAR school election, ~~each~~ THAT secretary shall REQUEST THAT
17 THE APPROPRIATE CLERK UNDER THE MICHIGAN ELECTION LAW include the
18 necessary community college propositions FOR FORMING THE COMMU-
19 NITY COLLEGE DISTRICT with the proceedings for the ~~annual~~
20 NOVEMBER school election.

21 (3) ~~(2) When the approval is filed with~~ IF the secretary
22 of ~~each~~ A component ~~district~~ LOCAL SCHOOL DISTRICT RECEIVES
23 THE FILING DESCRIBED IN SUBSECTION (1) more than 6 months ~~prior~~
24 ~~to~~ OR LESS THAN 60 DAYS BEFORE the date of the ~~annual~~ REGULAR
25 school election, ~~each board of education~~ THE BOARD OF THAT
26 DISTRICT shall REQUEST THAT THE APPROPRIATE CLERK UNDER THE
27 MICHIGAN ELECTION LAW call a special election. ~~, to be held on a~~

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1 ~~date designated by the secretary of the intermediate board of~~
2 ~~education of the school district having the highest valuation~~
3 ~~within the proposed community college district for the purpose of~~
4 ~~submitting~~ AT THE ELECTION, the propositions relating to the
5 establishment of the community college district SHALL BE SUBMIT-
6 TED TO THE ELECTORS.

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

15 (2) If an organizational election is held at the same time
16 as ~~an annual~~ A REGULAR school election IN MAY, the term of
17 office of each member elected shall commence on July 1 following
18 the organizational election.

19 (3) When an organizational election is held on a date other
20 than the date of ~~an annual~~ A REGULAR school election, each
21 board member shall take office on the fifteenth day following the
22 date of the organizational election. Regular terms of office
23 shall commence on July 1 following the next ~~annual~~ REGULAR
24 school election. If the organizational election is held on a
25 date other than the ~~annual~~ REGULAR election date of the compo-
26 nent school districts, the first year of the term of office of
27 each of the members elected to the first board of trustees shall

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1 extend for the period of time remaining until July 1 following
2 the date of the ~~annual~~ REGULAR election of the component dis-
3 tricts held not less than 1 year nor more than 2 years from the
4 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
9 county on a nonpartisan basis for a term of 6 years. The term of
10 office of an additional member shall commence 15 days after the
11 date of certification of his or her election, at either a general
12 election or a special election of the annexed county held within
13 6 months ~~of~~ AFTER the election approving of the annexation.
14 Each additional member, and his or her replacement if a vacancy
15 occurs during the 6-year term, shall be an elector of the annexed
16 county. After the initial 6-year term, the 2 additional board
17 positions are abolished, and the board of trustees shall consist
18 of 7 members, elected as provided in subsection (1).

19 Sec. 55. (1) A community college district ~~shall be estab-~~
20 ~~lished if a~~ IS ESTABLISHED UNDER THIS CHAPTER ONLY IF BOTH OF
21 THE FOLLOWING OCCUR:

22 (A) A majority of the electors voting in the proposed commu-
23 nity college district area approve the organization of the
24 district. ~~and elect a~~

25 (B) A board of trustees in the proper number IS ELECTED BY A
26 MAJORITY OF THE VOTING ELECTORS.

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1 (2) A majority of the electors ~~of~~ VOTING IN the community
2 college district shall approve ~~the establishment~~ of THE
3 PROPOSITION ESTABLISHING the maximum annual tax rate FOR THE COM-
4 MUNITY COLLEGE DISTRICT. If the proposition to establish the
5 maximum annual tax rate ~~fails to~~ DOES NOT receive ~~approval of~~
6 ~~a proper majority of the electors voting in the proposed commu-~~
7 ~~nity college district area and a community college district is~~
8 ~~established under the provisions of this section~~ THE REQUIRED
9 VOTE OF THE ELECTORS, the proposition to establish the maximum
10 annual tax rate may be resubmitted at a regular election or at a
11 special election called by THE APPROPRIATE CLERK UNDER THE
12 MICHIGAN ELECTION LAW AT THE REQUEST OF the board of trustees.
13 ~~for that purpose.~~ If the proposition to establish the maximum
14 annual tax rate fails after being submitted 3 times, the commu-
15 nity college district is dissolved.

16 Sec. 56. ~~(1) The provisions of sections 531 to 540 of Act~~
17 ~~No. 269 of the Public Acts of 1955, as amended, shall govern the~~
18 ~~conduct and procedures of the community college election con-~~
19 ~~ducted by local school boards under this chapter. (2) In those~~
20 ~~instances where~~ IF part of a local school district is in another
21 community college district, only those electors residing in ~~the~~
22 ~~remainder~~ THAT PART of the school district ~~shall be~~ NOT IN THE
23 OTHER COMMUNITY COLLEGE DISTRICT ARE eligible to vote in the
24 organizational election and in subsequent elections of the commu-
25 nity college district.

26 Sec. 57. The ~~boards of canvassers of the school districts~~
27 ~~whose electors are eligible to vote in an election~~ APPROPRIATE

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1 BOARD OF CANVASSERS PRESCRIBED IN SECTION 24A OR 30A OF THE
2 MICHIGAN ELECTION LAW, MCL 168.24A AND 168.30A, shall conduct a
3 canvass of the results of the election within 3 days ~~of the~~
4 AFTER AN election UNDER THIS CHAPTER. ~~For an organizational~~
5 ~~election, the board of canvassers of the intermediate school dis-~~
6 ~~trict having the highest valuation within the proposed community~~
7 ~~college district shall conduct the final canvass. For a commu-~~
8 ~~nity college district election other than an organizational elec-~~
9 ~~tion, except as otherwise provided in this chapter, the board of~~
10 ~~canvassers appointed by the board of trustees of the community~~
11 ~~college shall conduct the final canvass.~~

12 Sec. 58. (1) ~~The first regular election of a community~~
13 ~~college district shall be held at the time of the annual elec-~~
14 ~~tions of the component school districts held not less than 2~~
15 ~~years nor more than 3 years from the date of the organizational~~
16 ~~election. The date of the annual school elections referred to in~~
17 ~~this chapter is the date prescribed for annual school elections~~
18 ~~in sections 34, 72 and 108 of Act No. 269 of the Public Acts of~~
19 ~~1955, as amended. If any school district holds its annual elec-~~
20 ~~tion on a different date, the board of this district shall call a~~
21 ~~special election for the community college district to be held on~~
22 ~~the same day as prescribed in this chapter. The period of time~~
23 ~~between the annual election dates shall be construed as being 1~~
24 ~~year.~~ A REGULAR COMMUNITY COLLEGE ELECTION IS HELD AT THE SAME
25 TIME AS THE REGULAR SCHOOL ELECTION. A CONSTITUENT COUNTY SHALL
26 CALL A SPECIAL ELECTION TO BE HELD ON THE DATE OF THE REGULAR
27 SCHOOL ELECTION.

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1 ~~-(2) Subsequent regular elections of the community college~~
2 ~~district shall be held biennially thereafter on the annual school~~
3 ~~election dates, unless the board of trustees determines to hold~~
4 ~~its election at the same time and in conjunction with a city~~
5 ~~election as provided in section 644k of Act No. 116 of the Public~~
6 ~~Acts of 1954, as added, being section 168.644k of the Compiled~~
7 ~~Laws of 1948.~~

8 (2) ~~-(3) At the regular elections~~ A REGULAR ELECTION, IN
9 ADDITION TO THE ELECTION OF TRUSTEES, special propositions may be
10 submitted to the electors ~~in addition to the election of~~
11 ~~trustees~~ when authorized by the board of trustees.

12 Sec. 59. ~~-(1) Special elections of the community college~~
13 ~~district may be called by the~~ THE board of trustees OF A COMMU-
14 NITY COLLEGE DISTRICT ORGANIZED UNDER THIS CHAPTER MAY REQUEST
15 THAT THE APPROPRIATE CLERK UNDER THE MICHIGAN ELECTION LAW CALL A
16 SPECIAL ELECTION. The secretary of the board shall file a copy
17 of the resolution of the board calling ~~the~~ A SPECIAL election
18 with the secretary of each ~~of the~~ component LOCAL AND
19 INTERMEDIATE school ~~districts~~ DISTRICT AND THE CLERK OF EACH
20 COMPONENT COUNTY, AS APPLICABLE, at least 60 days ~~prior to~~
21 BEFORE the date of the election. The resolution shall contain a
22 statement of the proposition to be submitted to the electors.

23 ~~-(2) The board of education of each component LOCAL AND~~
24 INTERMEDIATE school district AND THE CLERK OF EACH COMPONENT
25 COUNTY, AS APPLICABLE, shall REQUEST THAT THE APPROPRIATE CLERK
26 UNDER THE MICHIGAN ELECTION LAW call the special election. ~~on~~
27 ~~the date specified in the resolution.~~

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1 Sec. 62. (1) In an annexation of 1 or more local school
2 districts, if the resolution and approval are filed with each
3 secretary more than 90 OR LESS THAN 21 days before the date of
4 the ~~annual~~ REGULAR SCHOOL election, ~~of the districts to be~~
5 ~~annexed,~~ the board of education of each district shall REQUEST
6 THAT THE APPROPRIATE CLERK UNDER THE MICHIGAN ELECTION LAW call a
7 special election for voting on the propositions of annexation.
8 If the resolution and approval are filed more than 20 days but
9 less than ~~90~~ 91 days ~~prior to~~ BEFORE the date of the ~~annual~~
10 REGULAR SCHOOL election, ~~of each district to be annexed,~~ the
11 board of education of each district shall REQUEST THAT THE APPRO-
12 PRIATE CLERK UNDER THE MICHIGAN ELECTION LAW submit annexation
13 propositions to ~~its~~ THE electors at the ~~annual~~ REGULAR SCHOOL
14 election.

15 (2) In an annexation of an intermediate school district, the
16 secretary of the intermediate school board of the intermediate
17 school district in writing shall direct the board of education of
18 each component LOCAL school district to submit the annexation
19 propositions to the electors of that component school district.
20 Each school district shall REQUEST THAT THE APPROPRIATE CLERK
21 UNDER THE MICHIGAN ELECTION LAW CALL AND hold the election at the
22 time of ~~its annual school elections~~ THE REGULAR SCHOOL ELECTION
23 if notification is given to each school district more than 20 but
24 less than ~~90~~ 91 days before the ~~annual election~~ date OF THE
25 NOVEMBER SCHOOL ELECTION. Otherwise, each board of education
26 shall REQUEST THAT THE APPROPRIATE CLERK UNDER THE MICHIGAN
27 ELECTION LAW call a special election ~~,~~ to consider the

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1 annexation propositions. ~~, on a date specified by the secretary~~
2 ~~of the intermediate school board.~~

3 (3) In an annexation of a county, if the resolution and
4 approval are filed MORE THAN 90 ~~days or more, or 20 days~~ or
5 less ~~,~~ THAN 21 DAYS before the date of the next general elec-
6 tion, ~~then~~ the county ~~board of commissioners~~ CLERK shall call
7 a special election within the county to consider the annexation
8 propositions. If the resolution and approval are filed less than
9 ~~90~~ 91 days but more than 20 days before the next general elec-
10 tion, then the annexation propositions shall be submitted to the
11 electors of the county at that election.

12 Sec. 83. (1) ~~In the November, 1984 general election and~~
13 ~~every 4 years after that election until the November, 1992 gen-~~
14 ~~eral election, 9 members of the board of trustees of a community~~
15 ~~college district established under this chapter shall be elected~~
16 ~~for a term of 4 years. Each member shall represent a trustee~~
17 ~~district described in section 82. (2) For the members~~ A MEMBER
18 of the board of trustees of a community college established under
19 this chapter ~~elected in the November, 1992 general election, the~~
20 ~~members receiving the 3 highest number of votes in the election~~
21 ~~each shall be elected for a term of 6 years, the members receiv-~~
22 ~~ing the 3 next highest number of votes in the election each shall~~
23 ~~be elected for a term of 4 years, and the members receiving the 3~~
24 ~~lowest number of votes each shall be elected for a 2-year term.~~
25 ~~A member elected after the November, 1992 term~~ shall be elected
26 for a term of 6 years unless he or she is elected to fill a
27 vacancy for the unexpired term under subsection ~~(6)~~ (5).

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1 (2) ~~(3) Each~~ A candidate for trustee shall be nominated at
2 a nonpartisan primary election conducted pursuant to the Michigan
3 election law. ~~, Act No. 116 of the Public Acts of 1954, being~~
4 ~~sections 168.1 to 168.992 of the Michigan Compiled Laws.~~ The
5 nominating petitions shall contain not less than 250 ~~,~~ or more
6 than 500 signatures of registered school electors of the appro-
7 priate trustee district ~~;~~ ~~shall meet the requirements of section~~
8 ~~544c of Act No. 116 of the Public Acts of 1954, being section~~
9 ~~168.544c of the Michigan Compiled Laws;~~ and shall be filed with
10 the clerk of the county in which the community college district
11 is located on or before 4 p.m. of the twelfth Tuesday before the
12 primary election. A signature on a nominating petition ~~shall~~
13 IS not ~~be~~ valid unless the petitioner is a registered school
14 elector of the trustee district in which the candidate is running
15 for election. The county clerk may compare the signatures on the
16 petitions with the signatures appearing on the registration
17 records or in some other proper manner determine whether the sig-
18 natures appearing on the petition are genuine and comply with the
19 requirements of this section. Not more than 2 candidates shall
20 be nominated at the primary election for each trustee district.

21 (3) ~~(4)~~ Each of the 9 trustees shall commence his or her
22 term of office on January 1 following his or her election.

23 (4) ~~(5)~~ A candidate for the office of board member repre-
24 senting a trustee district or a person ELECTED OR appointed to
25 fill a vacancy pursuant to subsection ~~(6)~~ (5) shall be 18 years
26 of age or older at the time of his or her election or appointment
27 and shall be ~~a registered school~~ AN elector residing in the

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1 trustee district in which the person becomes a candidate or which
2 the person is appointed to represent. If a member representing a
3 trustee district ceases to reside in the trustee district during
4 the trustee's term of office, it ~~shall constitute~~ IS a vacating
5 of office.

6 (5) ~~(6)~~ If a vacancy occurs on the board of trustees, the
7 vacancy shall be filled from among ~~registered school~~ electors
8 of the trustee district by majority vote of the remaining board
9 members. If a person is appointed to fill a vacancy in a trustee
10 district for which the unexpired term is more than 1 year and 8
11 months, that person shall serve until January 1 following the
12 next general election. At that next general election the vacancy
13 shall be filled for the unexpired term. A vacancy shall not be
14 filled later than 60 days before a primary election at which
15 voting district board members are to be nominated.

16 (6) ~~(7)~~ Special elections may be called ~~by the board of~~
17 ~~trustees pursuant to~~ IN THE SAME MANNER AS IN chapters 1 and 2.
18 ~~, except that the county or the constituent school districts~~
19 ~~shall pay for the cost of those elections until such time as the~~
20 ~~authorization to levy a tax is established.~~

21 Sec. 84. The board of trustees OF A COMMUNITY COLLEGE DIS-
22 TRICT FORMED UNDER THIS CHAPTER shall submit to the electors of
23 the COMMUNITY COLLEGE district the proposition to establish the
24 maximum annual tax rate. If the proposition to establish the
25 maximum annual tax rate fails to receive a proper majority of the
26 electors voting in the community college district at the first
27 election held for that purpose, the proposition to establish the

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1 maximum annual tax rate may be resubmitted at a regular election
2 or at a special election called by THE APPROPRIATE CLERK UNDER
3 THE MICHIGAN ELECTION LAW AT THE REQUEST OF the board of trustees
4 for that purpose. ~~In no event shall such an election be called~~
5 ~~by the~~ THE board of trustees SHALL NOT REQUEST THAT THE APPRO-
6 PRIATE CLERK UNDER THE MICHIGAN ELECTION LAW CALL AN ELECTION FOR
7 THAT PURPOSE more often than once in any 9-month period.

8 Sec. 86. (1) In the annexation of a local school district,
9 if the resolution and approval are filed with the secretary more
10 than 90 OR LESS THAN 21 days before the date of the ~~annual~~
11 REGULAR SCHOOL election, ~~of the district to be annexed,~~ the
12 board of education of the district shall REQUEST THAT THE APPRO-
13 PRIATE CLERK UNDER THE MICHIGAN ELECTION LAW call a special elec-
14 tion for voting on the propositions of annexation. If the reso-
15 lution and approval are filed more than 20 days but less than
16 ~~90~~ 91 days ~~prior to~~ BEFORE the date of the ~~annual~~ REGULAR
17 SCHOOL election, ~~of the district to be annexed,~~ the board of
18 education of the district shall REQUEST THAT THE APPROPRIATE
19 CLERK UNDER THE MICHIGAN ELECTION LAW submit the annexation prop-
20 ositions to the electors at the ~~annual~~ REGULAR SCHOOL
21 election.

22 (2) In the annexation of an intermediate school district,
23 the secretary of the intermediate school board of the intermedi-
24 ate school district in writing shall direct the board of educa-
25 tion of each component LOCAL school district to submit the annex-
26 ation propositions to the electors of ~~the~~ THAT COMPONENT school
27 district. Each school district shall REQUEST THAT THE

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1 APPROPRIATE CLERK UNDER THE MICHIGAN ELECTION LAW CALL AND hold
2 the election at the time of the ~~annual school elections~~ REGULAR
3 SCHOOL ELECTION if notification is given more than 20 but less
4 than ~~90~~ 91 days before the ~~annual election~~ date OF THE REGU-
5 LAR SCHOOL ELECTION. Otherwise, each board of education shall
6 REQUEST THAT THE APPROPRIATE CLERK UNDER THE MICHIGAN ELECTION
7 LAW call a special election ~~—~~ to consider the annexation
8 propositions. ~~—, on a date specified by the secretary of the~~
9 ~~intermediate school board.~~

10 Sec. 105. ~~(1) A community college means an educational~~
11 ~~institution providing, primarily for all persons above the~~
12 ~~twelfth grade age level and primarily for those within commuting~~
13 ~~distance, collegiate and noncollegiate level education including~~
14 ~~area vocational-technical education programs which may result in~~
15 ~~the granting of diplomas and certificates including those known~~
16 ~~as associate degrees but not including baccalaureate or higher~~
17 ~~degrees.~~

18 ~~(2) An area vocational education program means a program of~~
19 ~~organized systematic instruction designed to prepare the follow-~~
20 ~~ing individuals for useful employment in recognized occupations:~~

21 ~~(a) Persons who have completed or left high school and who~~
22 ~~are available for full-time study in preparation for entering the~~
23 ~~labor market.~~

24 ~~(b) Persons who have already entered the labor market and~~
25 ~~who need training to achieve stability or advancement in~~
26 ~~employment.~~

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1 ~~(c) Persons enrolled in high school.~~

2 ~~(3) When programs or courses are provided for persons~~
3 ~~enrolled in high school, the provision of the programs or courses~~
4 ~~shall be requested for each of the individuals by the superinten-~~
5 ~~dent or his designated representative of the school district in~~
6 ~~which the person is enrolled.~~

7 ~~(4) The word "area" AS USED IN THIS ACT:~~

8 (A) "AREA", in the ~~phrase~~ TERM "area vocational-technical
9 education program", ~~refers to~~ MEANS the geographical territory
10 of the district, and ~~whatever~~ ANY territory ~~without~~ OUTSIDE
11 OF the district ~~as~~ THAT is designated as the service area of
12 the district by the ~~state board of education~~ SUPERINTENDENT OF
13 PUBLIC INSTRUCTION. A community college is eligible to receive
14 ~~such~~ state aid and assistance ~~as may be~~ appropriated by the
15 legislature for the aid and support of junior colleges or commu-
16 nity colleges.

17 (B) "AREA VOCATIONAL-EDUCATION PROGRAM" MEANS A PROGRAM OF
18 ORGANIZED SYSTEMATIC INSTRUCTION DESIGNED TO PREPARE THE FOLLOW-
19 ING INDIVIDUALS FOR USEFUL EMPLOYMENT IN RECOGNIZED OCCUPATIONS:

20 (i) AN INDIVIDUAL WHO HAS COMPLETED OR LEFT HIGH SCHOOL AND
21 WHO IS AVAILABLE FOR FULL-TIME STUDY IN PREPARATION FOR ENTERING
22 THE LABOR MARKET.

23 (ii) AN INDIVIDUAL WHO HAS ALREADY ENTERED THE LABOR MARKET
24 AND WHO NEEDS TRAINING TO ACHIEVE STABILITY OR ADVANCEMENT IN
25 EMPLOYMENT.

26 (iii) AN INDIVIDUAL ENROLLED IN HIGH SCHOOL. IF A PROGRAM
27 OR COURSE IS PROVIDED FOR A PERSON ENROLLED IN HIGH SCHOOL, THE

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1 SUPERINTENDENT OF THE SCHOOL DISTRICT IN WHICH THE INDIVIDUAL IS
2 ENROLLED OR HIS OR HER DESIGNATED REPRESENTATIVE SHALL REQUEST
3 THAT THE PROGRAM OR COURSE BE PROVIDED TO THE INDIVIDUAL.

4 (C) "COMMUNITY COLLEGE" MEANS AN EDUCATIONAL INSTITUTION
5 PROVIDING COLLEGIATE AND NONCOLLEGIATE LEVEL EDUCATION PRIMARILY
6 TO INDIVIDUALS ABOVE THE TWELFTH GRADE AGE LEVEL WITHIN COMMUTING
7 DISTANCE. THE TERM INCLUDES AN AREA VOCATIONAL-TECHNICAL EDUCA-
8 TION PROGRAM THAT MAY RESULT IN THE GRANTING OF AN ASSOCIATE
9 DEGREE OR OTHER DIPLOMA OR CERTIFICATE, BUT NOT AN EDUCATIONAL
10 INSTITUTION OR PROGRAM GRANTING BACCALAUREATE OR HIGHER DEGREES.

11 (D) "GENERAL ELECTION" OR "GENERAL STATE ELECTION" MEANS THE
12 TERM GENERAL ELECTION AS DEFINED IN SECTION 2 OF THE MICHIGAN
13 ELECTION LAW, MCL 168.2.

14 (E) "MICHIGAN ELECTION LAW" MEANS THE MICHIGAN ELECTION LAW,
15 1954 PA 116, MCL 168.1 TO 168.992.

16 (F) "SPECIAL ELECTION" AND "STANDARD ELECTION DAY" MEAN
17 THOSE TERMS AS DEFINED IN SECTION 4 OF THE MICHIGAN ELECTION LAW,
18 MCL 168.4.

19 Sec. 107. (1) An ~~elector of a community college district~~
20 ~~shall possess the qualifications provided for in article 2 of the~~
21 ~~state constitution~~ ELECTION UNDER THIS ACT SHALL BE CALLED,
22 ADMINISTERED, CONDUCTED, AND CANVASSED AS PROVIDED IN THIS ACT
23 AND THE MICHIGAN ELECTION LAW.

24 (2) A SPECIAL ELECTION UNDER THIS ACT SHALL BE HELD ON A
25 STANDARD ELECTION DAY ESTABLISHED UNDER SECTION 641 OF THE
26 MICHIGAN ELECTION LAW, MCL 168.641.

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1 Sec. 122. The board of trustees may do all of the
2 following:

3 (a) Borrow, subject to the provisions of the revised munic-
4 pal finance act, 2001 PA 34, MCL 141.2101 to 141.2821, for commu-
5 nity college purposes, including capital expenditures, money on
6 the terms it considers desirable and give notes of the district
7 for those purposes. If a newly organized community college dis-
8 trict borrows in anticipation of the collection of the first tax
9 levy of the district, the loan shall not exceed 50% of the esti-
10 mated amount of the first tax levy.

11 (b) Borrow, subject to the revised municipal finance act,
12 2001 PA 34, MCL 141.2101 to 141.2821, money as it considers nec-
13 essary and issue bonds of the community college district, to pur-
14 chase sites for buildings, playgrounds, athletic fields, or agri-
15 cultural farms; to purchase or erect and equip any building or
16 buildings that it is authorized to purchase and erect; or to make
17 any permanent improvement that it is authorized to make. A loan
18 shall not be made and bonds shall not be issued for any sum that,
19 together with the total outstanding bonded indebtedness of the
20 district, including bonds voted but not issued, exceeds the total
21 of 1-<1/2>% of the first \$250,000,000.00 plus 1% of the excess over
22 \$250,000,000.00 of the last confirmed state equalized valuation
23 of all taxable property in the district unless the proposition of
24 making the loan or of issuing bonds has been submitted first to a
25 vote of the qualified electors of the district, at a ~~general~~
26 REGULAR or special election, and approved by the majority of the
27 electors voting at the election, in which event loans may be made

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1 or bonds may be issued in an amount not to exceed 15% of the
2 total state equalized valuation of the district.

3 (c) Provide for energy conservation improvements to be made
4 to community college facilities and ~~may~~ pay for the improve-
5 ments from operating funds of the district or from the savings
6 that result from the energy conservation improvements. Energy
7 conservation improvements may include, but are not limited to,
8 heating system improvements, fenestration improvements, roof
9 improvements, the installation of any insulation, the installa-
10 tion or repair of heating or air conditioning controls, and
11 entrance or exit way closures. The board of trustees may acquire
12 1 or more energy conservation improvements by installment con-
13 tract or may borrow money and issue notes for the purpose of
14 securing funds for the improvements or may enter into contracts
15 in which the cost of the energy conservation improvements is paid
16 from a portion of the savings that result from the energy conser-
17 vation improvements. These contractual agreements may provide
18 that the cost of the energy conservation improvements are paid
19 only if the energy savings are sufficient to cover their cost.
20 An installment contract or notes issued pursuant to this subdivi-
21 sion shall extend for a period of time not to exceed 10 years.
22 Notes issued pursuant to this subdivision shall be full faith and
23 credit, tax limited obligations of the community college dis-
24 trict, payable from tax levies and the general fund as pledged by
25 the board of trustees. The notes are subject to the revised
26 municipal finance act, 2001 PA 34, MCL 141.2101 to 141.2821.

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1 This subdivision does not limit in any manner the borrowing or
2 bonding authority of a community college as provided by law.

3 Sec. 144. (1) The board of trustees of each community col-
4 lege district may levy for the purposes specified as within the
5 power of the board a tax that does not exceed the rate previously
6 or subsequently authorized by the qualified electors of the dis-
7 trict or the rate derived through the previous adoption by the
8 electors of the district of former 1955 PA 188, or the rate that
9 is allocated to the community college district in accordance with
10 the property tax limitation act, 1933 PA 62, MCL 211.201 to
11 211.217a. The funds may be used for all purposes authorized,
12 except that to the extent permitted under the revised municipal
13 finance act, 2001 PA 34, MCL 141.2101 to 141.2821, taxes imposed
14 for the payment of principal and interest on bonds or other evi-
15 dences of indebtedness or for the payment of assessments or con-
16 tract obligations in anticipation of which bonds are issued may
17 be imposed without limitation as to rate or amount. This limita-
18 tion may be increased to not more than 5 mills if approved by a
19 majority of the qualified electors voting on the question at ~~any~~
20 ~~general~~ A REGULAR or special election of the community college
21 district.

22 (2) Except as provided in subsection (3), the board of
23 trustees shall determine the total taxes required for any year
24 and shall certify the approved tax rate to be levied and the
25 amount of taxes to be raised to the proper assessing officer of
26 each city and township in which the territory of the community
27 college district is situated on or before September 1 of each

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1 year, except that the board of trustees may provide by resolution
2 that taxes to be raised against property within any city or town-
3 ship, any portion of which lies within the community college dis-
4 trict boundaries, may be levied and collected in the same manner
5 and at the same time as the city or township taxes or in the same
6 manner and at the same time as school district or intermediate
7 school district taxes are being collected by the city or township
8 under part 26 of the revised school code, 1976 PA 451,
9 MCL 380.1611 to 380.1615.

10 (3) By resolution of its board on or before May 15 of the
11 year in which it is established, a community college district
12 established under this act between January 1 and May 1 of any
13 calendar year may impose a summer property tax levy of either the
14 total or 1/2 of the community college district property taxes for
15 that tax year. The board resolution shall also determine the
16 total taxes required for that tax year and certify the approved
17 tax rate to be levied and the amount of taxes to be raised to the
18 proper assessing officer of each city or township in which the
19 territory of the community college district is situated. Upon
20 receipt of that board resolution, each city and township in which
21 the community college district is situated that collects a summer
22 property tax levy pursuant to section 1613 of the revised school
23 code, 1976 PA 451, MCL 380.1613, shall collect the summer levy
24 for that year. The reasonable and actual expenses incurred by a
25 city or township in collecting the community college district
26 property taxes under this subsection, to the extent these
27 expenses are in addition to the expense of collecting and

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1 assessing any other taxes at the same time and exceed the amount
2 of any fees imposed for the collection of the community college
3 property taxes, shall be billed to and paid by the community col-
4 lege district. For the purposes of this subsection, reasonable
5 and actual expenses shall not exceed the current collection
6 agreements negotiated with the largest intermediate school dis-
7 trict within the community college district. This subsection
8 applies until December 31, 1992.

9 (4) All money collected by any tax collecting officer from
10 the tax levied pursuant to this section shall be returned to the
11 community college district pursuant to section 43 of the general
12 property tax act, 1893 PA 206, MCL 211.43, or to the county trea-
13 surer who shall pay the taxes so returned immediately to the com-
14 munity college district.

15 (5) The subjects of taxation for the community college dis-
16 trict purposes shall be the same as for state, county, and other
17 school purposes as provided under the general property tax act,
18 1893 PA 206, MCL 211.1 to 211.157.

19 Sec. 152. (1) Candidates for members of the first and suc-
20 ceeding boards shall be nominated by petition signed by not less
21 than 50 or more than 200 qualified and registered electors resid-
22 ing within the geographic area of the community college
23 district. All nominating petitions in community college dis-
24 tricts organized under chapter 1 shall be filed not later than 4
25 p.m. on the one hundred-tenth day ~~prior to~~ BEFORE the date of
26 any election. All nominating petitions in community college
27 districts organized under chapters 2 and 3 shall be filed not

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1 later than 4 p.m. on the ninth Monday ~~prior to~~ BEFORE the date
2 of any election. If the last day for filing nominating petitions
3 falls on a Saturday, Sunday, or legal holiday, the nominating
4 petitions shall be filed not later than 4 p.m. on the next day
5 that is not a Saturday, Sunday, or legal holiday.

6 (2) Nominating petitions for the first ~~board~~ AND SUCCEED-
7 ING BOARDS of trustees of a community college district organized
8 under chapter 1 shall be filed with the county clerk or clerks.
9 Nominating petitions for the first ~~board~~ AND SUCCEEDING BOARDS
10 of trustees organized under chapters 2 and 3 shall be filed with
11 the ~~secretary of the board of education of the intermediate~~
12 ~~school district of the county having the highest valuation within~~
13 ~~the community college district~~ APPROPRIATE CLERK UNDER THE
14 MICHIGAN ELECTION LAW. ~~Nominating petitions for succeeding~~
15 ~~boards of trustees shall be filed with the secretary of the board~~
16 ~~of trustees of the community college district, except that when~~
17 ~~candidates are elected from separate school districts within the~~
18 ~~college district as provided in chapter 2, nominees from school~~
19 ~~district areas shall file nominating petitions with the secre-~~
20 ~~taries of school districts for the first and succeeding boards of~~
21 ~~trustees. In a community college district organized under chap-~~
22 ~~ter 1, the names of all candidates and the terms of office shall~~
23 ~~be certified to the county clerk or clerks by the secretary of~~
24 ~~the board of trustees of the community college district within 5~~
25 ~~days after the last day for filing petitions.~~

26 (3) Upon the filing of nominating petitions with the
27 appropriate official, he or she shall canvass them to ascertain

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1 if they have been signed by the requisite number of qualified
2 ~~and registered~~ electors and ~~for the purpose of determining the~~
3 ~~validity thereof may cause~~ MAY CHECK any doubtful signatures ~~to~~
4 ~~be checked~~ against the registration records of the clerk of any
5 political subdivision in which the petitions were circulated, or
6 may use any other method he or she deems proper for determining
7 the validity of the doubtful signatures. If he or she determines
8 that the nominating petitions of any candidate do not comply with
9 the requirements or if the candidate does not possess the quali-
10 fications as required by the provisions of this act for member-
11 ship on the board of trustees, the official shall notify the can-
12 didate of that fact and of the reasons.

13 (4) This section does not apply to nominating petitions for
14 a candidate for a board of trustees organized under chapter 5.

15 Enacting section 1. Sections 20, 40, and 60 of the commu-
16 nity college act of 1966, 1966 PA 331, MCL 389.20, 389.40, and
17 389.60, are repealed effective January 1, 2002.

18 Enacting section 2. This amendatory act takes effect
19 January 1, 2005.

20 Enacting section 3. This amendatory act does not take
21 effect unless all of the following bills of the 91st Legislature
22 are enacted into law:

23 (a) Senate Bill No. 438.

24 (b) Senate Bill No. 439.

25 (c) Senate Bill No. 440.

26 (d) Senate Bill No. 760.