

SENATE BILL No. 641

September 20, 2001, Introduced by Senators NORTH and GOSCHKA and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending sections 613 and 623 (MCL 380.613 and 380.623), section 623 as amended by 1995 PA 289.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 613. (1) ~~The~~ EXCEPT AS OTHERWISE PROVIDED IN SUBSEC-
2 TION (2), THE intermediate school board shall meet annually on or
3 before the fourth Monday of July and shall organize by electing a
4 president, a vice-president, a secretary, and a treasurer. The
5 president and vice-president shall be members of the intermediate
6 school board, but the secretary and treasurer need not be. The
7 officers shall perform duties provided by law and prescribed by
8 the policies and regulations of the intermediate school board not
9 inconsistent with this part or other laws of the state. The
10 treasurer shall post with the secretary a bond in an amount

1 approved by the intermediate school board, conditioned upon the
2 faithful performance of the treasurer's duties.

3 (2) AN INTERMEDIATE SCHOOL BOARD MAY ADOPT BYLAWS ALLOWING
4 ITS MEMBERS TO VOTE TO ELECT OFFICERS AS REQUIRED UNDER SUBSEC-
5 TION (1) BY MAIL, BY PROXY, OR BY ANOTHER METHOD THAT DOES NOT
6 REQUIRE ATTENDANCE AT A MEETING. THE BYLAWS SHALL BE LIMITED TO
7 THOSE INSTANCES WHEN ALL OF THE OFFICES ARE UNCONTESTED. IF AN
8 INTERMEDIATE SCHOOL BOARD ADOPTS THESE BYLAWS, IF THE OFFICES ARE
9 UNCONTESTED, AND IF VOTES ARE CAST IN ACCORDANCE WITH THE BYLAWS,
10 THE MEETING UNDER SUBSECTION (1) IS NOT REQUIRED AND THE OFFICERS
11 REQUIRED UNDER SUBSECTION (1) MAY BE ELECTED WITHOUT HOLDING THE
12 MEETING OTHERWISE REQUIRED UNDER SUBSECTION (1).

13 Sec. 623. (1) The intermediate school board shall do all of
14 the following:

15 (a) Perform duties required by law and by the state board,
16 but shall not supersede or replace the board of a constituent
17 district, nor shall the intermediate school board control or oth-
18 erwise interfere with the rights of constituent districts or
19 public school academies except as provided in this part.

20 (b) Employ a superintendent, assistants, and other employees
21 the intermediate school board considers necessary and fix their
22 compensation. The compensation of the intermediate superinten-
23 dent, assistants, and other employees shall include salaries,
24 travel expenses incurred in the discharge of their official
25 duties, and other benefits the board approves. The necessary
26 contingent expenses of the office of the intermediate school
27 board and the intermediate superintendent shall be paid by the

1 treasurer subject to the authorization of the intermediate school
2 board. The intermediate superintendent shall have the qualifica-
3 tions prescribed in section 651 and perform the duties provided
4 by law and by the intermediate school board.

5 (2) ~~The~~ EXCEPT AS OTHERWISE PROVIDED FOR ELECTION OF
6 INTERMEDIATE SCHOOL BOARD OFFICERS UNDER SECTION 613, THE busi-
7 ness the intermediate school board is authorized to perform shall
8 be conducted at a public meeting of the board held in compliance
9 with the open meetings act, ~~Act No. 267 of the Public Acts of~~
10 ~~1976, being sections 15.261 to 15.275 of the Michigan Compiled~~
11 ~~Laws~~ 1976 PA 267, MCL 15.261 TO 15.275. ~~An~~ EXCEPT AS OTHER-
12 WISE PROVIDED FOR ELECTION OF INTERMEDIATE SCHOOL BOARD OFFICERS
13 UNDER SECTION 613, AN act of the board shall not be valid unless
14 voted at a meeting by a majority vote of the members elected and
15 serving on the board and a record made of the vote. An action of
16 an intermediate school board on matters of personnel, property
17 transfers, bonding, expenditures of money, or other matters des-
18 ignated by the board's bylaws shall be by yea and nay vote
19 entered upon its record. Public notice of the time, date, and
20 place of the meeting shall be given in the manner required by
21 section 5 of ~~Act No. 267 of the Public Acts of 1976, being sec-~~
22 ~~tion 15.265 of the Michigan Compiled Laws~~ THE OPEN MEETINGS ACT,
23 1976 PA 267, MCL 15.265.