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Senate Bill 476 (as enrolled)  
Sponsor: Senator Bob Emerson  
Senate Committee: Local, Urban and State Affairs  
House Committee: Local Government and Urban Policy

**PUBLIC ACT 279 of 2003**

Date Completed: 1-28-04

**CONTENT**

**The bill amended the District Library Establishment Act to revise the conditions under which the number of mills, authorized in a library agreement, may be changed; and to repeal Section 25a of the Act, which allowed a county with a population between 400,000 and 500,000 (Genesee County) and one or more municipalities jointly to establish a consolidated district library.**

Under the Act, a municipality or part of a municipality other than a school district may become party to an existing district library agreement if the agreement's requirements concerning the addition of a participating municipality are met or, if there are no such requirements, if the following requirements are met: The legislative body of the municipality resolves by majority vote that the municipality become a participating municipality and that all or a portion of its territory be added to the district; the resolution is conditioned upon the library board's adoption of amendments to the agreement; and the library board amends the agreement by majority vote of its members. If the established district levies a districtwide library tax, the library board must condition acceptance of the municipality or portion of the municipality on the approval of the majority of voters in the municipality or portion voting on the proposal.

The Act allows an existing district library agreement to change the number of mills authorized in the agreement if one or more municipalities or parts of municipalities join the existing district library district. Under the bill, this must be done through a preexisting written agreement with the district library board.

Under the Act, the change in the number of mills to be levied in the district is contingent on approval of a majority of the voters of the existing district and the approval of a majority of the voters of each municipality or part of a municipality seeking to join the existing district. Defeat of the proposal by the electors of the existing district does not have any effect on the validity of the district library's continued levy of the previously authorized millage. The bill also provides that defeat of a proposal will not have any effect on the validity of the continued levy, by a district library board, of previously authorized millage.

The bill took effect on January 8, 2004.

MCL 397.195

Legislative Analyst: George Towne

**FISCAL IMPACT**

The bill will have no fiscal impact on State or local government.

Fiscal Analyst: David Zin

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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.