

SUBSTITUTE FOR  
SENATE BILL NO. 751

A bill to amend 1954 PA 116, entitled  
"Michigan election law,"  
(MCL 168.1 to 168.992) by adding section 642c.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 642C. (1) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3),  
2        (4), OR (5), BEGINNING MARCH 31, 2011, A SCHOOL DISTRICT THAT IS  
3        NOT LOCATED WHOLLY OR PARTLY IN A COUNTY WITH A POPULATION OF  
4        750,000 OR MORE SHALL HOLD ITS REGULAR ELECTION FOR THE OFFICE OF  
5        SCHOOL BOARD MEMBER ON 1 OF THE FOLLOWING:

6        (A) THE GENERAL NOVEMBER ELECTION.

7        (B) THE EVEN YEAR AUGUST ELECTION.

8        (C) THE ODD YEAR GENERAL ELECTION, BUT ONLY IF ALL OF THE  
9        FOLLOWING CONDITIONS ARE MET:

10        (i) AT LEAST 1 CITY OR COMMUNITY COLLEGE THAT IS LOCATED EITHER

1 WHOLLY OR PARTLY IN THE SCHOOL DISTRICT CONDUCTS AN ODD YEAR  
2 GENERAL ELECTION.

3 (ii) THE CITY, CITIES, OR COMMUNITY COLLEGE DISTRICT DESCRIBED  
4 IN SUBPARAGRAPH (i) CONTAIN MORE THAN 50% OF THE REGISTERED ELECTORS  
5 WHO ARE ELIGIBLE TO VOTE IN THE SCHOOL DISTRICT ELECTION.

6 (2) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (4) OR (5),  
7 BEGINNING MARCH 31, 2011, A SCHOOL DISTRICT THAT IS LOCATED WHOLLY  
8 OR PARTLY IN A COUNTY WITH A POPULATION OF 750,000 OR MORE SHALL  
9 HOLD ITS REGULAR ELECTION FOR THE OFFICE OF SCHOOL BOARD MEMBER ON  
10 1 OF THE FOLLOWING:

11 (A) THE GENERAL NOVEMBER ELECTION.

12 (B) THE ODD YEAR GENERAL ELECTION, BUT ONLY IF ALL OF THE  
13 FOLLOWING CONDITIONS ARE MET:

14 (i) AT LEAST 1 CITY OR COMMUNITY COLLEGE THAT IS LOCATED EITHER  
15 WHOLLY OR PARTLY IN THE SCHOOL DISTRICT CONDUCTS AN ODD YEAR  
16 GENERAL ELECTION.

17 (ii) THE CITY, CITIES, OR COMMUNITY COLLEGE DISTRICT DESCRIBED  
18 IN SUBPARAGRAPH (i) CONTAIN MORE THAN 50% OF THE REGISTERED ELECTORS  
19 WHO ARE ELIGIBLE TO VOTE IN THE SCHOOL DISTRICT ELECTION.

20 (3) IF BEFORE THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT  
21 ADDED THIS SECTION A SCHOOL DISTRICT THAT IS NOT LOCATED WHOLLY OR  
22 PARTLY IN A COUNTY WITH A POPULATION OF 750,000 OR MORE HOLDS IT  
23 REGULAR ELECTION ON THE NOVEMBER REGULAR ELECTION DATE IN BOTH EVEN  
24 AND ODD YEARS, THE SCHOOL DISTRICT SHALL HOLD ITS REGULAR ELECTION  
25 FOR THE OFFICE OF SCHOOL BOARD MEMBER ON 1 OF THE FOLLOWING:

26 (A) THE GENERAL NOVEMBER ELECTION.

27 (B) THE ODD YEAR GENERAL ELECTION, BUT ONLY IF ALL OF THE

1 FOLLOWING CONDITIONS ARE MET:

2 (i) AT LEAST 1 CITY OR COMMUNITY COLLEGE THAT IS LOCATED WHOLLY  
3 OR PARTLY IN THE SCHOOL DISTRICT CONDUCTS AN ODD YEAR GENERAL  
4 ELECTION.

5 (ii) THE CITY, CITIES, OR COMMUNITY COLLEGE DISTRICT DESCRIBED  
6 IN SUBPARAGRAPH (i) CONTAIN MORE THAN 50% OF THE REGISTERED ELECTORS  
7 WHO ARE ELIGIBLE TO VOTE IN THE SCHOOL DISTRICT ELECTION.

8 (4) IF BEFORE THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT  
9 ADDED THIS SECTION A SCHOOL DISTRICT HOLDS ITS REGULAR ELECTION AT  
10 THE GENERAL NOVEMBER ELECTION, THAT SCHOOL DISTRICT SHALL CONTINUE  
11 TO HOLD ITS REGULAR ELECTION AT THE GENERAL NOVEMBER ELECTION. A  
12 SCHOOL DISTRICT THAT IS SUBJECT TO THIS SUBSECTION DOES NOT NEED TO  
13 ADOPT A RESOLUTION AS PROVIDED IN SUBSECTION (6).

14 (5) IF BEFORE THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT  
15 ADDED THIS SECTION A SCHOOL DISTRICT HOLDS ITS REGULAR ELECTION AT  
16 THE ODD YEAR GENERAL ELECTION, THE SCHOOL DISTRICT'S SCHOOL BOARD  
17 MAY CHOOSE TO CONTINUE HOLDING ITS REGULAR ELECTION AT THE ODD YEAR  
18 GENERAL ELECTION BY ADOPTING A RESOLUTION IN COMPLIANCE WITH THIS  
19 SECTION. IF A SCHOOL DISTRICT'S SCHOOL BOARD ADOPTS A RESOLUTION IN  
20 COMPLIANCE WITH THIS SECTION TO HOLD ITS REGULAR ELECTION AT THE  
21 ODD YEAR GENERAL ELECTION, AFTER MARCH 31, 2011, THE SCHOOL  
22 DISTRICT'S REGULAR ELECTION IS AT THE ODD YEAR GENERAL ELECTION.

23 (6) BEFORE FEBRUARY 28, 2011, A SCHOOL DISTRICT'S SCHOOL BOARD  
24 THAT IS THE BOARD OF TRUSTEES OF A COMMUNITY COLLEGE SHALL ADOPT A  
25 RESOLUTION AT A PUBLIC HEARING TO HOLD ITS REGULAR ELECTION ON A  
26 DATE IN COMPLIANCE WITH THIS SECTION. BEFORE MARCH 31, 2011, A  
27 SCHOOL DISTRICT'S SCHOOL BOARD THAT IS NOT THE BOARD OF TRUSTEES OF

1 A COMMUNITY COLLEGE SHALL ADOPT A RESOLUTION AT A PUBLIC HEARING TO  
2 HOLD ITS REGULAR ELECTION ON A DATE IN COMPLIANCE WITH THIS  
3 SECTION. WITHIN 30 DAYS AFTER ADOPTING THE RESOLUTION, THE SCHOOL  
4 BOARD SHALL FILE THE RESOLUTION WITH THE SECRETARY OF STATE AND A  
5 COPY OF THE RESOLUTION WITH THE COUNTY CLERK OF THE COUNTY IN WHICH  
6 THE SCHOOL DISTRICT OR A MAJORITY OF THE SCHOOL DISTRICT IS  
7 LOCATED.

8 (7) IF A SCHOOL DISTRICT'S SCHOOL BOARD FAILS TO ADOPT A  
9 RESOLUTION AS PROVIDED IN SUBSECTION (6) TO HOLD ITS REGULAR  
10 ELECTION ON A DATE IN COMPLIANCE WITH THIS SECTION, BEGINNING MARCH  
11 31, 2011, THAT SCHOOL DISTRICT SHALL HOLD ITS REGULAR ELECTION AT  
12 THE GENERAL NOVEMBER ELECTION.

13 (8) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (9), AFTER  
14 MARCH 30, 2011, A SCHOOL DISTRICT IS NOT PERMITTED TO CHANGE THE  
15 DATE OF ITS REGULAR ELECTION.

16 (9) AFTER MARCH 30, 2011, A SCHOOL DISTRICT THAT HOLDS ITS  
17 REGULAR ELECTION AT A TIME OTHER THAN AT THE GENERAL NOVEMBER  
18 ELECTION MAY CHANGE ITS REGULAR ELECTION TO THE GENERAL NOVEMBER  
19 ELECTION BY ADOPTING A RESOLUTION AT A PUBLIC HEARING TO HOLD ITS  
20 REGULAR ELECTION AT THE GENERAL NOVEMBER ELECTION. WITHIN 30 DAYS  
21 AFTER ADOPTING THE RESOLUTION, THE SCHOOL BOARD SHALL FILE THE  
22 RESOLUTION WITH THE SECRETARY OF STATE AND A COPY OF THE RESOLUTION  
23 WITH THE COUNTY CLERK OF THE COUNTY IN WHICH THE SCHOOL DISTRICT OR  
24 A MAJORITY OF THE SCHOOL DISTRICT IS LOCATED. IF A SCHOOL DISTRICT  
25 ADOPTS A RESOLUTION IN COMPLIANCE WITH THIS SUBSECTION TO HOLD ITS  
26 REGULAR ELECTION AT THE GENERAL NOVEMBER ELECTION, AFTER DECEMBER  
27 31 OF THE YEAR IN WHICH THE RESOLUTION IS ADOPTED, THE SCHOOL

1 DISTRICT SHALL HOLD ITS REGULAR ELECTION AT THE GENERAL NOVEMBER  
2 ELECTION.

3 (10) IF A SCHOOL DISTRICT ADOPTS A RESOLUTION TO HOLD ITS  
4 REGULAR ELECTION AT THE ODD YEAR GENERAL ELECTION BECAUSE IT MEETS  
5 THE CONDITIONS OF SUBSECTION (1) (C) (i) AND (ii) , (2) (B) (i) AND (ii) , OR  
6 (3) (B) (i) AND (ii) AND THE COMMUNITY COLLEGE DISTRICT THAT IS LOCATED  
7 EITHER WHOLLY OR PARTLY IN THAT SCHOOL DISTRICT CHANGES ITS REGULAR  
8 ELECTION UNDER SUBSECTION (9) TO THE GENERAL NOVEMBER ELECTION, THE  
9 SCHOOL DISTRICT IS NOT REQUIRED TO CHANGE ITS REGULAR ELECTION EVEN  
10 THOUGH IT NO LONGER MEETS THE CONDITIONS OF SUBSECTION (1) (C) (i) AND  
11 (ii) , (2) (B) (i) AND (ii) , OR (3) (B) (i) AND (ii) TO HOLD ITS REGULAR  
12 ELECTION AT THE ODD YEAR GENERAL ELECTION.

13 Enacting section 1. This amendatory act does not take effect  
14 unless all of the following bills of the 95th Legislature are  
15 enacted into law:

16 (a) Senate Bill No. 752.

17 (b) Senate Bill No. 753.

18 (c) Senate Bill No. 754.