

HOUSE BILL No. 4170

February 5, 2013, Introduced by Reps. Cotter, Kowall, Haines and Jacobsen and referred to the Committee on Elections and Ethics.

A bill to amend 1966 PA 331, entitled
"Community college act of 1966,"
by amending sections 21, 37, and 57 (MCL 389.21, 389.37, and
389.57), as amended by 2003 PA 306.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 21. (1) By adoption of a resolution, the board of
2 trustees of a community college district organized under this
3 chapter may initiate annexation to the community college district,
4 in the manner provided in this act, of a contiguous county,
5 contiguous township, contiguous intermediate school district, or
6 contiguous local school district not already included within the
7 area of a community college district, subject to the following:

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

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

6 (2) Before an annexation election, the board of trustees shall
7 obtain approval of the proposed annexation from the superintendent
8 of public instruction. Upon receipt of the approval, the secretary
9 of the board of trustees shall file certified copies of the
10 annexation resolution and the approval with the clerk of the county
11 or township to be annexed, or the secretary of the board of the
12 intermediate school district or local school district and the
13 school district filing official of the school district to be
14 annexed, as applicable.

15 (3) After the resolution and approval are filed under
16 subsection (2), the county board of commissioners, the township
17 board, or the board of the intermediate or local school district,
18 as applicable, shall request that the school district filing
19 official call a special election for the purpose of voting on the
20 question of annexation to the community college district and of
21 approving the maximum tax rate existing in the community college
22 district. A special election called under this subsection shall be
23 held on a regular election day that is not less than 49 days after
24 the special election is requested.

25 (4) An annexation is effective on the date of the election if
26 both propositions receive majority approval of the electors voting
27 on the propositions. The final results of the annexation election

1 shall be canvassed by the appropriate board of **COUNTY** canvassers as
2 provided in section 24a ~~or 30a~~ of the Michigan election law, MCL
3 168.24a. ~~and 168.30a.~~

4 (5) By virtue of annexation, unless otherwise provided in the
5 approved annexation propositions, territory annexed to a community
6 college district is subject to taxes levied for principal and
7 interest of outstanding bonded indebtedness of the community
8 college district.

9 (6) If a portion of a county, township, or intermediate or
10 local school district to be annexed lies within a community college
11 district at the time of the annexation election, then the electors
12 residing in that territory are not eligible to vote on the
13 propositions and that territory does not become a part of the
14 community college district.

15 Sec. 37. The appropriate board of **COUNTY** canvassers under
16 section 24a ~~or 30a~~ of the Michigan election law, MCL 168.24a, ~~and~~
17 ~~168.30a,~~ shall conduct a canvass of the results of an election
18 under this chapter. The board of **COUNTY** canvassers shall conduct
19 the canvass within 3 days of the election.

20 Sec. 57. The appropriate board of **COUNTY** canvassers prescribed
21 in section 24a ~~or 30a~~ of the Michigan election law, MCL 168.24a,
22 ~~and 168.30a,~~ shall conduct a canvass of the results of the election
23 within 3 days after an election under this chapter.

24 Enacting section 1. This amendatory act does not take effect
25 unless Senate Bill No. ____ or House Bill No. 4171(request no.
26 00059'13) of the 97th Legislature is enacted into law.