

HOUSE BILL No. 4632

May 20, 2015, Introduced by Rep. Driskell and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
 "The revised school code,"
 by amending section 901 (MCL 380.901), as amended by 1992 PA 140.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 901. (1) A school district shall be annexed to another
 2 school district if ~~the~~ **EITHER OF THE FOLLOWING OCCURS:**

3 **(A) THE** board of the annexing school district adopts a
 4 resolution approving the annexation and a majority of the school
 5 electors of the **SCHOOL** district to be annexed **VOTING ON THE**
 6 **QUESTION** approve the annexation. ~~The~~

7 **(B) BOTH OF THE FOLLOWING OCCUR:**

8 **(i) THE BOARD OF THE ANNEXING SCHOOL DISTRICT ADOPTS A**
 9 **RESOLUTION CALLING FOR THE SUBMISSION OF THE QUESTION OF APPROVAL**
 10 **OF THE ANNEXATION TO THE SCHOOL ELECTORS OF THE ANNEXING SCHOOL**
 11 **DISTRICT UNDER SECTION 11A(9) AND THAT QUESTION IS APPROVED BY A**

1 MAJORITY OF THE SCHOOL ELECTORS OF THE ANNEXING SCHOOL DISTRICT
2 VOTING ON THE QUESTION.

3 (ii) THE ANNEXATION IS APPROVED BY A MAJORITY OF THE SCHOOL
4 ELECTORS OF THE SCHOOL DISTRICT TO BE ANNEXED VOTING ON THE
5 QUESTION.

6 (2) A resolution UNDER SUBSECTION (1) may specify an effective
7 date for the annexation. The vote on ~~the A~~ question PRESENTED TO
8 SCHOOL ELECTORS UNDER SUBSECTION (1) shall be by ballot.

9 (3) Before ~~the AN~~ election UNDER SUBSECTION (1) is held, the
10 board of the annexing school district shall obtain the approval of
11 the state board of the proposed annexation. ~~The AN~~ election UNDER
12 SUBSECTION (1) shall be held within 120 days after passage of ~~the A~~
13 resolution by the board of the annexing school district.

14 (4) ~~(2)~~ Within 10 days after ~~the AN~~ election UNDER SUBSECTION
15 (1) (A), the secretary of the board of the school district ~~in which~~
16 ~~the election was held~~ TO BE ANNEXED shall file a certified
17 statement of the vote ~~for~~ ON THE QUESTION OF annexation with the
18 secretary of the board of the annexing school district. WITHIN 10
19 DAYS AFTER AN ELECTION UNDER SUBSECTION (1) (B), THE SECRETARY OF
20 THE BOARD OF THE ANNEXING SCHOOL DISTRICT SHALL FILE A CERTIFIED
21 STATEMENT OF THE VOTE IN THE ANNEXING SCHOOL DISTRICT ON THE
22 QUESTION OF ANNEXATION WITH THE SECRETARY OF THE BOARD OF THE
23 SCHOOL DISTRICT TO BE ANNEXED AND THE SECRETARY OF THE BOARD OF THE
24 SCHOOL DISTRICT TO BE ANNEXED SHALL FILE A CERTIFIED STATEMENT OF
25 THE VOTE IN THE SCHOOL DISTRICT TO BE ANNEXED ON THE QUESTION OF
26 ANNEXATION WITH THE SECRETARY OF THE BOARD OF THE ANNEXING SCHOOL
27 DISTRICT.

1 (5) ~~(3)~~—Within 15 days after the effective date of the
2 annexation, the officers of the board of the annexed school
3 district shall account to the board of the annexing school district
4 for funds and property of the district. Property and money
5 belonging to the annexed school district shall be the property of
6 the annexing school district. Outstanding indebtedness of the
7 annexed school district shall become the liability of the annexing
8 school district. Upon receipt of the funds and property by the
9 board of the annexing school district, the officers of the annexed
10 school district shall be released from liability for the funds and
11 property and their offices terminated.

12 (6) ~~(4)~~—The annexation is effective on the date of the
13 annexation election or the date specified in the board resolution
14 as the effective date of the annexation, whichever is later, except
15 that if an election is required in the annexing school district
16 under **SUBSECTION (1) (B) OR** section 904, the annexation is effective
17 on the date of the official canvass in the annexing school district
18 or the date specified in the board resolution as the effective date
19 of the annexation, whichever is later.

20 (7) ~~(5)~~—Except as provided in this section, the annexation of
21 2 or more school districts may be by concurrent proceedings.
22 Elections in the annexed school districts may be held on the same
23 or different days.

24 (8) ~~(6)~~—If the annexing school district and 1 or more of the
25 school districts to be annexed have bonded indebtedness that is to
26 be mutually assumed at the time of annexation under section 907,
27 the annexation of each **SCHOOL** district having bonded debt shall be

1 by separate proceedings that shall not be concurrent with the
2 proceedings for annexation of another school district.

3 (9) ~~(7)~~—If a school district to be annexed has bonded debt
4 that is to be assumed by an annexing school district, annexation of
5 the **SCHOOL** district shall be by separate proceedings that shall not
6 be concurrent with proceedings by which another school district is
7 annexed.