

# HOUSE BILL No. 5813

September 16, 2014, Introduced by Reps. Price and Genetski and referred to the Committee on Education.

A bill to amend 1966 PA 331, entitled  
"Community college act of 1966,"  
by amending sections 11, 21, 31, 34, 34a, 41, 51, 52, 54, 61, 82,  
85, and 111 (MCL 389.11, 389.21, 389.31, 389.34, 389.34a, 389.41,  
389.51, 389.52, 389.54, 389.61, 389.82, 389.85, and 389.111),  
section 21 as amended by 2013 PA 53, sections 34, 34a, 51, 52, and  
54 as amended by 2003 PA 306, section 41 as amended by 2004 PA 446,  
section 61 as amended and section 85 as added by 2000 PA 488,  
section 82 as amended by 1992 PA 20, and section 111 as amended by  
1997 PA 135.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 11. (1) ~~One~~ **SUBJECT TO SUBSECTION (2), 1 or more**  
2 ~~contiguous counties , excepting any portion previously included in~~

1 ~~an existing community college district,~~ may join to form a  
 2 community college district by a majority vote of the electors  
 3 ~~thereof.~~ **RESIDING IN THE PROPOSED DISTRICT.** Before the election is  
 4 held, **THE BOARD OR JOINT BOARDS OF EDUCATION OF THE INTERMEDIATE**  
 5 **SCHOOL DISTRICTS OF THE COUNTIES AFFECTED MUST OBTAIN THE** approval  
 6 of the formation of the proposed community college district and the  
 7 proposed maximum annual tax rate ~~shall be obtained from the state~~  
 8 ~~board of education by the board or joint boards of education of the~~  
 9 ~~intermediate school districts of the counties~~  
 10 ~~affected.~~ **SUPERINTENDENT OF PUBLIC INSTRUCTION.**

11 (2) For the purposes of this chapter, a county is eligible ~~for~~  
 12 ~~the formation of~~ **TO FORM** a community college district even though a  
 13 portion ~~thereof~~ **OF THAT COUNTY** is a part of an existing community  
 14 college district. ~~Such~~ **THAT** portion **OF THE COUNTY** shall not be  
 15 included in the area of the proposed community college district ~~nor~~  
 16 ~~shall persons residing in such areas be~~ **AND THE ELECTORS WHO RESIDE**  
 17 **IN THAT PORTION OF THE COUNTY ARE NOT** eligible to vote at the  
 18 organizational election or at any succeeding community college  
 19 district elections.

20 Sec. 21. (1) By adoption of a resolution, the board of  
 21 trustees of a community college district organized under this  
 22 chapter may initiate annexation to the community college district,  
 23 in the manner provided in this act, **OF THAT PORTION** of a ~~contiguous~~  
 24 county, ~~contiguous~~ township, ~~contiguous~~ intermediate school  
 25 district, or ~~contiguous~~ local school district **THAT IS** not already  
 26 included within the area of a community college district. ~~, subject~~  
 27 ~~to the following:~~

~~1 (a) A community college district located in the Upper  
2 Peninsula may annex a county, township, intermediate school  
3 district, or local school district that is not contiguous.~~

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

9 (2) Before an annexation election **DESCRIBED IN SUBSECTION (3)**,  
10 the board of trustees shall obtain approval of the proposed  
11 annexation from the superintendent of public instruction. ~~Upon~~  
12 ~~receipt of the~~ **IF THE BOARD RECEIVES THAT** approval, the secretary  
13 of the board of trustees shall file certified copies of the  
14 annexation resolution and the approval with the clerk of the county  
15 or township to be annexed, or the secretary of the board of the  
16 intermediate school district or local school district and the  
17 school district filing official of the school district to be  
18 annexed, as applicable.

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

1 **LEAST** 49 days after the special election is requested.

2 (4) An annexation is effective on the date of the election if  
3 both propositions receive majority approval of the electors voting  
4 on the propositions. The final results of the annexation election  
5 shall be canvassed by the appropriate board of county canvassers as  
6 provided in section 24a of the Michigan election law, MCL 168.24a.

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

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

18 Sec. 31. (1) A school district or 2 or more ~~contiguous~~-school  
19 districts ~~which~~-**THAT** operate grades kindergarten through 12 may  
20 form a community college district. ~~When~~-**IF** resolutions of the  
21 boards of education of ~~contiguous~~-school districts requesting the  
22 organization of the community college district are filed with the  
23 secretary of the board of education of the intermediate school  
24 district having the highest valuation in the proposed community  
25 college district area, he **OR SHE** shall refer the questions of  
26 organizing the community college district and the proposed annual  
27 tax rate to the ~~state board of education~~-**SUPERINTENDENT OF PUBLIC**

1 **INSTRUCTION** for approval. ~~When~~ **IF** the board of education of a  
2 single school district adopts a resolution requesting the  
3 organization of a community college district, the secretary of the  
4 board of education of that district shall refer ~~such~~ **THOSE**  
5 questions to the ~~state board of education~~ **SUPERINTENDENT OF PUBLIC**  
6 **INSTRUCTION** for approval.

7 (2) For the purpose of this chapter, a school district  
8 operating grades kindergarten through 12 ~~shall be~~ **IS** eligible ~~for~~  
9 ~~the formation of~~ **TO FORM** a community college district even though a  
10 part of the district is within an existing community college  
11 district. Except as provided in section 46, ~~the~~ **THAT** part **OF THE**  
12 **SCHOOL DISTRICT** shall not be included in the area of the community  
13 college district ~~nor shall a person residing in the part be~~ **AND AN**  
14 **ELECTOR WHO RESIDES IN THAT PART OF THE SCHOOL DISTRICT IS NOT**  
15 eligible to vote at the organizational election or at any community  
16 college district election.

17 Sec. 34. (1) If the community college district consists of a  
18 single school district, the community college district is directed  
19 and governed by a board of trustees consisting of 7 members,  
20 elected at large in the territory of the district or proposed  
21 district on a nonpartisan basis. At the organizational election,  
22 the electors shall elect 3 members for 6-year terms, 2 for 4-year  
23 terms, and 2 for 2-year terms. After the initial terms, at the next  
24 regular community college election immediately preceding the  
25 expiration of a member's term of office, the electors shall elect  
26 the member's successor for a term of 6 years.

27 (2) If an organizational election is held at the same time as

1 a regular school election in ~~May~~, **NOVEMBER**, the term of office of  
 2 each member elected shall commence on ~~July~~ **JANUARY** 1 following the  
 3 organizational election. ~~If the regular school election is held in~~  
 4 ~~November, the term of each member elected shall commence on the~~  
 5 ~~January 1 following the organizational election.~~

6 (3) If an organizational election is held on a date other than  
 7 the date of a regular school election, each board member shall take  
 8 office on the fifteenth day following the date of the  
 9 organizational election. Regular terms of office shall commence on  
 10 ~~July 1 following the next regular school election in May. If the~~  
 11 ~~next regular school election is held in November, the regular terms~~  
 12 ~~of office shall commence on the~~ January 1 following the ~~annual~~  
 13 **REGULAR** school election **IN NOVEMBER**. If the organizational election  
 14 is held on a date other than the regular election date of the  
 15 component school district, the first year of the term of office of  
 16 each of the members elected to the first board of trustees shall  
 17 extend for the period of time remaining until ~~July 1 or~~ January 1 ~~7~~  
 18 ~~whichever is applicable under this subsection,~~ following the date  
 19 of the regular election of the component district held not less  
 20 than 1 year nor more than 2 years after the date of the  
 21 organizational election.

22 Sec. 34a. (1) If the community college district **ORGANIZED**  
 23 **UNDER THIS CHAPTER** consists of 2 or more school districts, the  
 24 community college district shall be directed and governed by a  
 25 board of trustees ~~consisting~~ **THAT CONSISTS** of 7 members, elected at  
 26 large in the proposed community college district on a nonpartisan  
 27 basis. At the organizational election, ~~there shall be elected~~ 3

1 members **SHALL BE ELECTED** for 6-year terms, 2 members for 4-year  
2 terms, and 2 members for 2-year terms. Thereafter, at the next  
3 regular community college election immediately preceding the  
4 expiration of their terms of office, their successors shall be  
5 elected for terms of 6 years.

6 (2) If the organizational election is held at the same time as  
7 the regular school election ~~in May, the term of office of each~~  
8 ~~member elected shall commence on July 1 following the~~  
9 ~~organizational election. If the regular school election is held in~~  
10 November, the term of each member elected shall commence on the  
11 January 1 following the organizational election.

12 (3) If the organizational election is held on a date other  
13 than the date of the regular school election, each board member  
14 shall take office on the fifteenth day following the date of the  
15 organizational election. Regular terms of office shall commence on  
16 ~~July~~ **JANUARY** 1 following the next regular school election in ~~May.~~  
17 ~~If the next regular school election is held in November, the~~  
18 ~~regular terms of office shall commence on the January 1 following~~  
19 ~~the regular school election.~~ **NOVEMBER.** If the organizational  
20 election is held on a date other than the regular school election,  
21 the first year of the term of office of each of the members elected  
22 to the first board of trustees shall extend for the period of time  
23 remaining until ~~July 1 or January 1, whichever is applicable under~~  
24 ~~this subsection,~~ following the date of the regular school election.

25 Sec. 41. (1) ~~The~~ **BY ADOPTION OF A RESOLUTION, THE** board of  
26 trustees ~~by resolution may annex to a community college district~~  
27 ~~any contiguous~~ **OF A COMMUNITY COLLEGE DISTRICT ORGANIZED UNDER THIS**

1 CHAPTER MAY INITIATE ANNEXATION TO THE COMMUNITY COLLEGE DISTRICT,  
2 IN THE MANNER PROVIDED IN THIS ACT, OF THAT PORTION OF A local  
3 school district, ~~contiguous~~-intermediate school district, ~~or~~  
4 ~~contiguous~~-county, OR TOWNSHIP THAT IS not already included within  
5 IN a community college district.

6 (2) ~~The~~BEFORE AN ANNEXATION ELECTION DESCRIBED IN SUBSECTION  
7 (3), THE board of trustees shall obtain the approval of the  
8 proposed annexation from the superintendent of public instruction.  
9 ~~Upon receipt of the~~IF THE BOARD RECEIVES THAT approval, the  
10 secretary of the board of trustees shall file certified copies of  
11 the annexation resolution and the approval with the secretary of  
12 the board of education AND SCHOOL DISTRICT FILING OFFICIAL of the  
13 local school district to be annexed, the secretary AND SCHOOL  
14 DISTRICT FILING OFFICIAL of the intermediate school board of the  
15 intermediate school district to be annexed, ~~and~~the county clerk of  
16 the county to be annexed, OR THE TOWNSHIP CLERK OF THE TOWNSHIP TO  
17 BE ANNEXED, as applicable.

18 (3) AFTER THE RESOLUTION AND APPROVAL ARE FILED UNDER  
19 SUBSECTION (2), THE COUNTY BOARD OF COMMISSIONERS, THE TOWNSHIP  
20 BOARD, OR THE BOARD OF THE INTERMEDIATE OR LOCAL SCHOOL DISTRICT,  
21 AS APPLICABLE, SHALL REQUEST THAT THE SCHOOL DISTRICT FILING  
22 OFFICIAL CALL A SPECIAL ELECTION FOR THE PURPOSE OF VOTING ON THE  
23 QUESTION OF ANNEXATION TO THE COMMUNITY COLLEGE DISTRICT AND OF  
24 APPROVING THE MAXIMUM TAX RATE EXISTING IN THE COMMUNITY COLLEGE  
25 DISTRICT. A SPECIAL ELECTION CALLED UNDER THIS SUBSECTION SHALL BE  
26 HELD ON THE NEXT REGULAR ELECTION DAY THAT IS AT LEAST 49 DAYS  
27 AFTER THE SPECIAL ELECTION IS REQUESTED.



(4) AN ANNEXATION IS EFFECTIVE ON THE DATE OF THE ELECTION IF BOTH PROPOSITIONS RECEIVE MAJORITY APPROVAL OF THE ELECTORS VOTING ON THE PROPOSITIONS. THE FINAL RESULTS OF THE ANNEXATION ELECTION SHALL BE CANVASSED BY THE APPROPRIATE BOARD OF COUNTY CANVASSERS AS PROVIDED IN SECTION 24A OF THE MICHIGAN ELECTION LAW, MCL 168.24A.

(5) BY VIRTUE OF ANNEXATION, UNLESS OTHERWISE PROVIDED IN THE APPROVED ANNEXATION PROPOSITIONS, TERRITORY ANNEXED TO A COMMUNITY COLLEGE DISTRICT IS SUBJECT TO TAXES LEVIED FOR PRINCIPAL AND INTEREST OF OUTSTANDING BONDED INDEBTEDNESS OF THE COMMUNITY COLLEGE DISTRICT.

(6) IF A PORTION OF A COUNTY, TOWNSHIP, OR INTERMEDIATE OR LOCAL SCHOOL DISTRICT TO BE ANNEXED LIES WITHIN A COMMUNITY COLLEGE DISTRICT AT THE TIME OF THE ANNEXATION ELECTION, THEN THE ELECTORS RESIDING IN THAT TERRITORY ARE NOT ELIGIBLE TO VOTE ON THE PROPOSITIONS AND THAT TERRITORY DOES NOT BECOME A PART OF THE COMMUNITY COLLEGE DISTRICT.

(7) ~~(3)~~—If a school district that operates grades kindergarten through 12 is annexed to a community college district before July 1, 2004, the school district is entitled to elect a member to the board of trustees of the community college district for a term of 6 years. The first member shall be elected at the **FIRST** regular community college election ~~next succeeding~~ **AFTER** the annexation election.

Sec. 51. The board of an intermediate school district or the boards of 2 or more ~~contiguous~~ intermediate school districts acting as a single board may form a community college district under this chapter. The board of the intermediate school district or joint

1 board of the ~~contiguous~~ intermediate school districts shall  
2 designate the territory of the proposed community college district  
3 and refer the questions of organizing the community college  
4 district and the proposed annual tax rate to the superintendent of  
5 public instruction for approval. If the superintendent of public  
6 instruction approves, he or she shall notify the board of the  
7 intermediate school district or joint board, which shall request  
8 that the school district filing official include the necessary  
9 propositions for forming the community college district to the  
10 electors in the designated territory at the regular school election  
11 or at a special election called for that purpose.

12       Sec. 52. (1) The secretary of the board of the intermediate  
13 school district, or the secretary of the board of the intermediate  
14 school district ~~having~~ **THAT HAS** the highest valuation in the  
15 proposed community college district for a community college formed  
16 by 2 or more ~~contiguous~~ intermediate school districts, shall file a  
17 copy of the approval of the superintendent of public instruction ~~7~~  
18 ~~specified~~ **DESCRIBED** in section 51 together with the propositions to  
19 be submitted to the electors ~~7~~ **DESCRIBED IN SECTION 51** with the  
20 secretary of the board of education of each component local school  
21 district and the school district filing official.

22       (2) If the secretary of a local school board receives the  
23 filing described in subsection (1) at least 60 days but not more  
24 than 6 months before the next regular school election, that  
25 secretary shall request that the school district filing official  
26 include the necessary community college propositions for forming  
27 the community college district with the proceedings for the regular

1 school election.

2 (3) If the secretary of a component local school district  
3 receives the filing described in subsection (1) more than 6 months  
4 or less than 60 days before the date of the regular school  
5 election, the board of that district shall request that the school  
6 district filing official call a special election. At the special  
7 election, the propositions relating to the establishment of the  
8 community college district shall be submitted to the electors.

9 Sec. 54. (1) A community college district is directed and  
10 governed by a board of trustees, ~~consisting of~~ **THAT CONSISTS OF** 7  
11 members except as provided in subsection (4), elected at large in  
12 the territory of the district or proposed district on a nonpartisan  
13 basis. At the organizational election, the electors shall elect 3  
14 members for 6-year terms, 2 for 4-year terms, and 2 for 2-year  
15 terms. After the initial terms, the electors shall elect members  
16 for 6-year terms.

17 (2) If an organizational election is held at the same time as  
18 a regular school election in ~~May,~~ **NOVEMBER** the term of office of  
19 each member elected shall commence on ~~July~~ **JANUARY** 1 following the  
20 organizational election.

21 (3) ~~When~~ **IF** an organizational election is held on a date other  
22 than the date of a regular school election, each board member shall  
23 take office on the fifteenth day following the date of the  
24 organizational election. Regular terms of office shall commence on  
25 ~~July~~ **JANUARY** 1 following the next regular school election. If the  
26 organizational election is held on a date other than the regular  
27 election date of the component school districts, the first year of

1 the term of office of each of the members elected to the first  
 2 board of trustees shall extend for the period of time remaining  
 3 until ~~July~~ **JANUARY** 1 following the date of the regular election of  
 4 the component districts held not less than 1 year nor more than 2  
 5 years from the date of the organizational election.

6 (4) If a ~~contiguous~~ county is annexed to a community college  
 7 district under this chapter, the electors of the annexed county  
 8 shall elect 2 additional members to the board of trustees of the  
 9 community college district, elected at large in the annexed county  
 10 on a nonpartisan basis for a term of 6 years. The term of office of  
 11 an additional member shall commence 15 days after the date of  
 12 certification of his or her election, at either a general election  
 13 or a special election of the annexed county held within 6 months  
 14 after the election approving of the annexation. Each additional  
 15 member, and his or her replacement if a vacancy occurs during the  
 16 6-year term, shall be an elector of the annexed county. After the  
 17 initial 6-year term, the 2 additional board positions are  
 18 abolished, and the board of trustees shall consist of 7 members,  
 19 elected as provided in subsection (1).

20 Sec. 61. (1) ~~The board of trustees by resolution may propose~~  
 21 ~~annexation and annex to a community college district any of the~~  
 22 ~~following if not~~ **BY ADOPTION OF A RESOLUTION, THE BOARD OF TRUSTEES**  
 23 **OF A COMMUNITY COLLEGE DISTRICT ORGANIZED UNDER THIS CHAPTER MAY**  
 24 **INITIATE ANNEXATION TO THE COMMUNITY COLLEGE DISTRICT, IN THE**  
 25 **MANNER PROVIDED IN THIS ACT, OF THAT PORTION OF AN INTERMEDIATE**  
 26 **SCHOOL DISTRICT, LOCAL SCHOOL DISTRICT, COUNTY, OR TOWNSHIP THAT IS**  
 27 **NOT** already included within a community college district. ÷

~~1 (a) A contiguous intermediate school district, contiguous  
2 local school district, or contiguous county.~~

~~3 (b) A contiguous intermediate school district and 1 or more  
4 local school districts contiguous to that intermediate school  
5 district, subject to the following:~~

~~6 (i) If a majority of the electors of that intermediate school  
7 district do not approve of both propositions of annexation of that  
8 intermediate school district described in section 63, then the  
9 annexation of that intermediate school district and the annexation  
10 of any of the local school districts are ineffective, and that  
11 intermediate school district and the local school districts do not  
12 become part of the community college district.~~

~~13 (ii) If a majority of the electors of that intermediate school  
14 district approve of both propositions of annexation of that  
15 intermediate school district described in section 63, that  
16 intermediate school district and each of the local school districts  
17 in which a majority of the electors approve of both propositions of  
18 annexation of that local school district become part of the  
19 community college district.~~

20 (2) ~~The~~ **BEFORE AN ANNEXATION ELECTION DESCRIBED IN SUBSECTION**  
21 **(3), THE** board of trustees shall obtain the approval of the  
22 proposed annexation from the superintendent of public instruction.  
23 ~~Upon receipt of the~~ **IF IT RECEIVES THAT** approval, the secretary of  
24 the board of trustees shall file certified copies of the annexation  
25 resolution and the approval ~~as follows:~~

~~26 (a) For an annexation described in subsection (1)(a), with the  
27 secretary of the intermediate school board~~ **AND THE SCHOOL DISTRICT**

1 FILING OFFICIAL of the intermediate school district to be annexed,  
2 with the secretary of the board of education AND THE SCHOOL  
3 DISTRICT FILING OFFICIAL of the local school district to be  
4 annexed, ~~and~~ with the county clerk of the county to be annexed, OR  
5 WITH THE TOWNSHIP CLERK OF THE TOWNSHIP TO BE ANNEXED, as  
6 applicable.

7 ~~—— (b) For an annexation described in subsection (1)(b), with the~~  
8 ~~secretary of the intermediate school board of the intermediate~~  
9 ~~school district to be annexed and the secretary of the board of~~  
10 ~~education of each local school district to be annexed.~~

11 (3) AFTER THE RESOLUTION AND APPROVAL ARE FILED UNDER  
12 SUBSECTION (2), THE COUNTY BOARD OF COMMISSIONERS, THE TOWNSHIP  
13 BOARD, OR THE BOARD OF THE INTERMEDIATE OR LOCAL SCHOOL DISTRICT,  
14 AS APPLICABLE, SHALL REQUEST THAT THE SCHOOL DISTRICT FILING  
15 OFFICIAL CALL A SPECIAL ELECTION FOR THE PURPOSE OF VOTING ON THE  
16 QUESTION OF ANNEXATION TO THE COMMUNITY COLLEGE DISTRICT AND OF  
17 APPROVING THE MAXIMUM TAX RATE EXISTING IN THE COMMUNITY COLLEGE  
18 DISTRICT. A SPECIAL ELECTION CALLED UNDER THIS SUBSECTION SHALL BE  
19 HELD ON THE NEXT REGULAR ELECTION DAY THAT IS AT LEAST 49 DAYS  
20 AFTER THE SPECIAL ELECTION IS REQUESTED.

21 (4) AN ANNEXATION IS EFFECTIVE ON THE DATE OF THE ELECTION IF  
22 BOTH PROPOSITIONS RECEIVE MAJORITY APPROVAL OF THE ELECTORS VOTING  
23 ON THE PROPOSITIONS. THE FINAL RESULTS OF THE ANNEXATION ELECTION  
24 SHALL BE CANVASSED BY THE APPROPRIATE BOARD OF COUNTY CANVASSERS AS  
25 PROVIDED IN SECTION 24A OF THE MICHIGAN ELECTION LAW, MCL 168.24A.

26 (5) BY VIRTUE OF ANNEXATION, UNLESS OTHERWISE PROVIDED IN THE  
27 APPROVED ANNEXATION PROPOSITIONS, TERRITORY ANNEXED TO A COMMUNITY

1 COLLEGE DISTRICT IS SUBJECT TO TAXES LEVIED FOR PRINCIPAL AND  
2 INTEREST OF OUTSTANDING BONDED INDEBTEDNESS OF THE COMMUNITY  
3 COLLEGE DISTRICT.

4 (6) IF A PORTION OF A COUNTY, TOWNSHIP, OR INTERMEDIATE OR  
5 LOCAL SCHOOL DISTRICT TO BE ANNEXED LIES WITHIN A COMMUNITY COLLEGE  
6 DISTRICT AT THE TIME OF THE ANNEXATION ELECTION, THEN THE ELECTORS  
7 RESIDING IN THAT TERRITORY ARE NOT ELIGIBLE TO VOTE ON THE  
8 PROPOSITIONS AND THAT TERRITORY DOES NOT BECOME A PART OF THE  
9 COMMUNITY COLLEGE DISTRICT.

10 Sec. 82. (1) A community college district established under  
11 this chapter shall have a board of trustees composed of 9 members  
12 determined and elected or appointed to fill a vacancy as provided  
13 in section 83. Until January 1, 1993, each member shall represent a  
14 trustee district established under former section 82A. Beginning  
15 January 1, 1993, each member shall represent a trustee district  
16 established under subsection (2) or (3).

17 (2) Before April 1, 1992, the board of trustees of a community  
18 college established under this chapter shall reapportion the  
19 territory of the community college district to determine the  
20 boundary lines of the 9 trustee districts, using the 1990 federal  
21 decennial census. The trustee districts shall be compact,  
22 contiguous, and as equal as possible in population and shall be  
23 drawn to adjust for malapportionment by commencing redistricting  
24 from existing districts. The trustee districts established under  
25 this subsection shall be in effect until reapportionment of the  
26 trustee districts under subsection (3). All costs for the  
27 reapportionment under this subsection shall be paid by the state

1 until a tax levy is authorized under section 84.

2 (3) Beginning with the 2000 federal decennial census, after  
3 each federal decennial census the board of trustees of a community  
4 college established under this chapter shall reapportion the  
5 territory of the community college district to determine the  
6 boundary lines of the 9 trustee districts. The trustee districts  
7 shall be compact ~~, contiguous,~~ and as equal as possible in  
8 population and shall be drawn to adjust for malapportionment by  
9 commencing redistricting from existing districts.

10 Sec. 85. (1) ~~The board of trustees by resolution may annex to~~  
11 ~~a community college district any contiguous intermediate school~~  
12 ~~district or contiguous local school district~~ **BY ADOPTION OF A**  
13 **RESOLUTION, THE BOARD OF TRUSTEES OF A COMMUNITY COLLEGE DISTRICT**  
14 **ORGANIZED UNDER THIS CHAPTER MAY INITIATE ANNEXATION TO THE**  
15 **COMMUNITY COLLEGE DISTRICT, IN THE MANNER PROVIDED IN THIS ACT, OF**  
16 **THAT PORTION OF AN INTERMEDIATE SCHOOL DISTRICT, LOCAL SCHOOL**  
17 **DISTRICT, COUNTY, OR TOWNSHIP THAT IS** not already included within a  
18 community college district.

19 (2) ~~The~~ **BEFORE AN ANNEXATION ELECTION DESCRIBED IN SUBSECTION**  
20 **(3), THE** board of trustees shall obtain the approval of the  
21 proposed annexation from the superintendent of public instruction.  
22 ~~Upon receipt of the~~ **IF IT RECEIVES THAT** approval, the secretary of  
23 the board of trustees shall file certified copies of the annexation  
24 resolution and the approval with the secretary of the intermediate  
25 school board **AND THE SCHOOL DISTRICT FILING OFFICIAL** of the  
26 intermediate school district to be annexed, ~~or~~ with the secretary  
27 of the board of education **AND THE SCHOOL DISTRICT FILING OFFICIAL**



1 of the local school district to be annexed, WITH THE COUNTY CLERK  
2 OF THE COUNTY TO BE ANNEXED, OR WITH THE TOWNSHIP CLERK OF THE  
3 TOWNSHIP TO BE ANNEXED, AS APPLICABLE.

4 (3) AFTER THE RESOLUTION AND APPROVAL ARE FILED UNDER  
5 SUBSECTION (2), THE COUNTY BOARD OF COMMISSIONERS, THE TOWNSHIP  
6 BOARD, OR THE BOARD OF THE INTERMEDIATE OR LOCAL SCHOOL DISTRICT,  
7 AS APPLICABLE, SHALL REQUEST THAT THE SCHOOL DISTRICT FILING  
8 OFFICIAL CALL A SPECIAL ELECTION FOR THE PURPOSE OF VOTING ON THE  
9 QUESTION OF ANNEXATION TO THE COMMUNITY COLLEGE DISTRICT AND OF  
10 APPROVING THE MAXIMUM TAX RATE EXISTING IN THE COMMUNITY COLLEGE  
11 DISTRICT. A SPECIAL ELECTION CALLED UNDER THIS SUBSECTION SHALL BE  
12 HELD ON THE NEXT REGULAR ELECTION DAY THAT IS AT LEAST 49 DAYS  
13 AFTER THE SPECIAL ELECTION IS REQUESTED.

14 (4) AN ANNEXATION IS EFFECTIVE ON THE DATE OF THE ELECTION IF  
15 BOTH PROPOSITIONS RECEIVE MAJORITY APPROVAL OF THE ELECTORS VOTING  
16 ON THE PROPOSITIONS. THE FINAL RESULTS OF THE ANNEXATION ELECTION  
17 SHALL BE CANVASSED BY THE APPROPRIATE BOARD OF COUNTY CANVASSERS AS  
18 PROVIDED IN SECTION 24A OF THE MICHIGAN ELECTION LAW, MCL 168.24A.

19 (5) BY VIRTUE OF ANNEXATION, UNLESS OTHERWISE PROVIDED IN THE  
20 APPROVED ANNEXATION PROPOSITIONS, TERRITORY ANNEXED TO A COMMUNITY  
21 COLLEGE DISTRICT IS SUBJECT TO TAXES LEVIED FOR PRINCIPAL AND  
22 INTEREST OF OUTSTANDING BONDED INDEBTEDNESS OF THE COMMUNITY  
23 COLLEGE DISTRICT.

24 (6) IF A PORTION OF A COUNTY, TOWNSHIP, OR INTERMEDIATE OR  
25 LOCAL SCHOOL DISTRICT TO BE ANNEXED LIES WITHIN A COMMUNITY COLLEGE  
26 DISTRICT AT THE TIME OF THE ANNEXATION ELECTION, THEN THE ELECTORS  
27 RESIDING IN THAT TERRITORY ARE NOT ELIGIBLE TO VOTE ON THE

1 PROPOSITIONS AND THAT TERRITORY DOES NOT BECOME A PART OF THE  
2 COMMUNITY COLLEGE DISTRICT.

3 Sec. 111. (1) The first meeting of the board of trustees  
4 following the organizational election of a community college  
5 district shall be called by the secretary of the intermediate board  
6 of education of the county ~~having~~ **THAT HAS** the highest valuation  
7 within the community college district. The meeting shall be held  
8 within 15 days following the statutory date ~~upon~~ **ON** which the newly  
9 elected members take office, at a time and place designated by the  
10 secretary. Public notice of the time, date, and place of the  
11 meeting shall be given in the manner required by the open meetings  
12 act, 1976 PA 267, MCL 15.261 to 15.275.

13 (2) The organizational board meeting of a community college  
14 district operating under chapter 1, 2, OR 3 shall be held at the  
15 first meeting of the board of trustees in January following the  
16 date of the regular community college election. ~~The organizational~~  
17 ~~board meeting of a community college district operating under~~  
18 ~~chapters 2 or 3 shall be held at the first board of trustees~~  
19 ~~meeting in July following the date of the regular community college~~  
20 ~~district election.~~

21 (3) At the first meeting of a first or succeeding board of  
22 trustees, the board shall elect a chairperson and a vice  
23 chairperson, who shall be members of the board of trustees, and a  
24 secretary and a treasurer, who need not be members of the board of  
25 trustees. The officers shall be elected for a term of 2 years,  
26 subject to change of officers by resolution of the board.

27 (4) The **BOARD SHALL CONDUCT ITS** business ~~which the board may~~

- 1 ~~perform shall be conducted~~ in compliance with the open meetings
- 2 act, 1976 PA 267, MCL 15.261 to 15.275.