

HOUSE BILL No. 5369

December 13, 1989, Introduced by Reps. Joe Young, Jr. and Mathieu and referred to the Committee on Education.

A bill to amend section 331 of Act No. 451 of the Public Acts of 1976, entitled as amended
"The school code of 1976,"
as amended by Act No. 86 of the Public Acts of 1985, being section 380.331 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 331 of Act No. 451 of the Public Acts of
2 1976, as amended by Act No. 86 of the Public Acts of 1985, being
3 section 380.331 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 331. (1) The school district shall be a body corpo-
6 rate, governed by a board of education; may sue and be sued; and
7 may take, hold, lease, sell, and convey real and personal
8 property, including property outside its corporate limits, and
9 property received by gift, devise, or bequest, as the interest of

1 the school district may require. Land outside the school
2 district shall not be acquired unless approved by a 2/3 vote of
3 members elected to and serving on the board.

4 (2) Tax exemption of the school property shall be governed
5 by section 1141.

6 (3) The school district ~~shall be~~ IS the successor of a
7 school corporation or corporations existing within the limits of
8 the district and ~~shall be~~ IS vested with the title to all prop-
9 erty, real and personal, vested in the school corporation to
10 which it is the successor. ~~It shall be~~ THE SCHOOL DISTRICT IS
11 liable to pay the indebtedness and obligations of the school cor-
12 poration to which it is the successor, in the manner and to the
13 extent provided in this act.

14 (4) The board shall have power to purchase or lease proper-
15 ty, erect and maintain or lease buildings, purchase personal
16 property, employ and pay persons, and do other things in its
17 judgment necessary for the proper establishment, maintenance,
18 management, and carrying on of the public schools of the school
19 district and for the protection of property of the district.

20 (5) The board may retain and employ legal counsel. If an
21 entire city or township is located within a second class school
22 district, the city or township attorney, upon request of the
23 board, shall be the legal advisor of the board and shall repre-
24 sent it in litigation.

25 (6) The board may adopt bylaws and regulations for its own
26 government and for the control and management of schools, school
27 property, and pupils.

1 (7) The board may provide transportation and adequate
2 facilities for transportation of pupils when and to the extent
3 the board ~~deems~~ CONSIDERS advisable.

4 (8) The board, by resolution, may authorize compensation for
5 its members, which shall not exceed \$30.00 per meeting, subcom-
6 mittee meeting, or authorized duty if the duty is related
7 directly to the member's responsibility as a board member and if
8 the duty is authorized in advance by the board. A board member
9 shall not receive compensation for more than a total of 52 meet-
10 ings, subcommittee meetings, and authorized duties per year
11 UNLESS THE MAJORITY OF THE BOARD VOTES TO REMOVE THIS
12 LIMITATION.

13 (9) A board member who wishes to increase the compensation
14 per meeting of the board pursuant to subsection (8) shall intro-
15 duce a resolution to that effect at a regularly scheduled meeting
16 of the board. A public hearing on the merit of the resolution
17 shall be held at the next regularly scheduled meeting of the
18 board, and the board shall not vote on the resolution until after
19 allowing for public testimony.

20 (10) An action of the board involving an incurrence of pecu-
21 niary liabilities or expenditure of money shall be by yea and nay
22 vote entered at large upon the record.