

SENATE BILL No. 587

October 10, 1989, Introduced by Senators VAUGHN and O'BRIEN and referred to the Committee on Education and Mental Health.

A bill to establish an Indian school advisory council; to prescribe the powers and duties of the council; to prescribe the powers and duties of certain state agencies and departments; and to repeal the act on a specific date.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the
2 "Indian school advisory council act".

3 Sec. 3. (1) The Indian school advisory council is estab-
4 lished in the department of education. The Indian school
5 advisory council consists of 15 members, appointed as follows:

6 (a) Eight members shall have not less than 1/4 quantum
7 Indian blood and be appointed by the governor. Of these 8 mem-
8 bers, 3 shall be from the Indian affairs commission created under
9 section 1 of Act No. 195 of the Public Acts of 1972, being
10 section 16.711 of the Michigan Compiled Laws.

1 (b) Five members shall be from local school boards and shall
2 be appointed by the governor.

3 (c) Two members shall be appointed by the state board of
4 education from its own membership.

5 (2) Members of the Indian school advisory council shall be
6 appointed for a term of 2 years.

7 (3) The Indian school advisory council shall elect a chair-
8 person and a vice-chairperson.

9 (4) The Indian school advisory council shall hold regular
10 quarterly meetings at places and on dates fixed by the council.

11 (5) A majority of the members of the Indian school advisory
12 council constitutes a quorum for the transaction of business.

13 (6) The legislature annually shall fix the per diem compen-
14 sation of the members of the Indian school advisory council.
15 Expenses of members incurred in the performance of official
16 duties shall be reimbursed by the department of education.

17 (7) The department shall furnish administrative services to
18 the Indian school advisory council, have charge of the
19 committee's offices, records, and accounts, and provide necessary
20 secretarial and other staff to the committee.

21 Sec. 5. (1) The business which the Indian school advisory
22 council may perform shall be conducted at a public meeting of the
23 board held in compliance with the open meetings act, Act No. 267
24 of the Public Acts of 1976, being sections 15.261 to 15.275 of
25 the Michigan Compiled Laws. Public notice of the time, date, and
26 place of the meeting shall be given in the manner required by Act
27 No. 267 of the Public Acts of 1976.

1 (2) A writing prepared, owned, used, in the possession of,
2 or retained by the Indian school advisory council in the per-
3 formance of an official function shall be made available to the
4 public in compliance with the freedom of information act, Act
5 No. 442 of the Public Acts of 1976, being sections 15.231 to
6 15.246 of the Michigan Compiled Laws.

7 Sec. 7. (1) The Indian school advisory council shall make
8 recommendations to the state board of education regarding all of
9 the following:

10 (a) The feasibility of distinct schools and programs for
11 Indian education, including, but not limited to, the participa-
12 tion of tribal governments in the administration of the schools
13 and programs.

14 (b) Various methods of forming schools and programs
15 described in subdivision (a) including, but not limited to, all
16 of the following:

17 (i) Forming a school within an existing school district, but
18 with a separate governing board.

19 (ii) Forming a school district by dividing an existing
20 school district.

21 (iii) Forming a special purpose school district.

22 (iv) Forming a state school.

23 (c) Financing of schools and programs for Indian education
24 including, but not limited to, all of the following:

25 (i) The distribution of local property taxes.

26 (ii) State aid.

1 (iii) Federal sources of funding.

2 (d) Ways to acquire and maintain facilities and equipment
3 including, but not limited to, leasing existing facilities and
4 equipment.

5 (e) Administration and staffing needs.

6 (f) Curriculum needs.

7 (g) Student admission standards and procedures.

8 (h) Transportation needs.

9 (i) Increasing the number of teachers who are Indians.

10 (2) The Indian school advisory council shall make the recom-
11 mendations required under subsection (1) to the state board of
12 education within 18 months after the effective date of this act.
13 The state board of education shall transmit copies of the recom-
14 mendations to the standing committees in the senate and house of
15 representatives with jurisdiction over matters pertaining to
16 education.

17 Sec. 9. This act is repealed effective upon the expiration
18 of 2 years after its effective date.