

HOUSE BILL No. 4947

July 2, 2003, Introduced by Reps. Gleason, Lipsey, Bieda, DeRoche, Steil, Meisner, Clack, Plakas, Cheeks and Ruth Johnson and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 614 (MCL 380.614), as amended by 2002 PA
157.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 614. (1) Except as provided in section 615, the
2 members of the intermediate school board shall be elected
3 biennially on the first Monday in June by a body composed of 1
4 member of the board of each constituent school district. ~~—, who~~
5 ~~shall be designated by the board of which that person is a~~
6 ~~member.—~~ **The board of a constituent district shall designate its**
7 **representative to this electoral body by resolution adopted not**
8 **earlier than 21 days before the date of this biennial election.**
9 **In its resolution designating its representative, the board of a**
10 **constituent district shall identify the candidate the board**

1 supports for each position to be filled on the intermediate
2 school board and shall direct its representative to vote for that
3 individual or individuals.

4 (2) The secretary of the intermediate school board shall send
5 a notice by certified mail of the hour and place of the meeting
6 of the electoral board described in subsection (1) to the
7 secretary of the board of each constituent district at least 10
8 days before the meeting. The president and secretary of the
9 intermediate school board shall act as chairperson and secretary
10 at the meeting.

11 (3) ~~(2)~~ Except as provided in section 703, the term of
12 office of each member elected to the intermediate school board
13 shall be for 6 years and shall begin on July 1 following
14 election. Not more than 2 members of the intermediate school
15 board shall be from the same school district unless there are
16 fewer districts than there are positions to be filled.

17 (4) ~~(3)~~ A vacancy shall be filled by the remaining members
18 of the intermediate school board until the next biennial election
19 at which time the vacancy shall be filled for the balance of the
20 unexpired term. Notice of the vacancy shall be filed with the
21 state board within 5 days after the vacancy occurs. If the
22 vacancy is not filled within 30 days after it occurs, the vacancy
23 shall be filled by the state board.

24 (5) ~~(4)~~ Subject to subsection ~~(6)~~ (7), a candidate for
25 election to the intermediate school board shall be nominated by
26 petitions that are signed by a number of school electors of the
27 combined constituent school districts of the intermediate school

1 district, as follows:

2 (a) If the population of the intermediate school district is
3 less than 10,000 according to the most recent federal census, a
4 minimum of 6 and a maximum of 20.

5 (b) If the population of the intermediate school district is
6 10,000 or more according to the most recent federal census, a
7 minimum of 40 and a maximum of 100.

8 **(6)** ~~-(5)-~~ A school elector may sign as many petitions as
9 there are vacancies to fill. Nominating petitions and an
10 affidavit as provided in section 558 of the Michigan election
11 law, 1954 PA 116, MCL 168.558, shall be filed with the secretary
12 of the intermediate school board not later than 30 days before
13 the date of the biennial election under subsection (1). The
14 secretary shall determine the sufficiency of the petitions and
15 the eligibility of the candidates nominated. The secretary shall
16 provide ballots for the biennial election, listing on the ballots
17 the names of all candidates properly nominated. The chairperson
18 of the biennial election may accept nominations for a vacancy
19 from the floor only if no nominating petitions have been filed
20 for the vacancy. Section 1066 applies to the form and manner of
21 circulation of nominating petitions for a candidate for
22 membership on the intermediate school board.

23 **(7)** ~~-(6)-~~ Instead of filing nominating petitions, a candidate
24 for election to the intermediate school board may pay a
25 nonrefundable filing fee of \$100.00 to the secretary of the
26 intermediate school board. If this fee is paid by the due date
27 for nominating petitions, the payment has the same effect under

1 this section as the filing of nominating petitions.

2 **(8) —(7)—** The president **of the intermediate school board**
3 shall appoint 2 persons not members of the intermediate school
4 board or candidates for election as a board of canvassers and
5 they shall canvass the vote following balloting. This becomes
6 the official canvass.