HOUSE BILL No. 5709

February 16, 2006, Introduced by Reps. Casperson, Whitmer, Jones, Vander Veen, LaJoy, Anderson, Miller, Booher, Polidori, Zelenko, Emmons, Pastor, Green, Proos, Stakoe, Nitz, Hansen, Stewart, Huizenga and Pearce and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled

"The revised school code,"

(MCL 380.1 to 380.1852) by adding section 1212a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1   SEC. 1212A. (1) IN ADDITION TO THE PURPOSES SPECIFIED IN

2   SECTION 1212(1), A SCHOOL DISTRICT THAT CREATES A SINKING FUND AND

3   LEVIES A SINKING FUND TAX UNDER SECTION 1212 MAY USE THE SINKING

4   FUND FOR THE PURCHASE OF SCHOOL BUSES OR THE ACQUISITION,

5   INSTALLATION, OR EQUIPPING OR REEQUIPPING OF SCHOOL BUILDINGS FOR

6   TECHNOLOGY.

7   (2) A SCHOOL DISTRICT SHALL NOT LEVY A TAX FOR A SINKING FUND

8   UNDER SECTION 1212 OR USE THE SINKING FUND TO DEFRAY ALL OR PART OF

9   THE COSTS OF ANY OF THE FOLLOWING:

10   (A) UPGRADES TO OPERATING SYSTEM OR APPLICATION SOFTWARE.

1   (B) MEDIA, INCLUDING DISKETTES, COMPACT DISCS, VIDEOTAPES, AND

2 DISKS, UNLESS USED FOR THE STORAGE OF INITIAL OPERATING SYSTEM

3 SOFTWARE OR CUSTOMIZED APPLICATION SOFTWARE INCLUDED IN THE

4 DEFINITION OF TECHNOLOGY UNDER THIS SECTION.

5   (C) TRAINING, CONSULTING, MAINTENANCE, SERVICE CONTRACTS,

6 SOFTWARE UPGRADES, TROUBLESHOOTING, OR SOFTWARE SUPPORT.

7   (3) AS USED IN THIS SECTION:

8   (A) "SCHOOL BUS" MEANS THAT TERM AS DEFINED IN SECTION 7 OF

9 THE PUPIL TRANSPORTATION ACT, 1990 PA 187, MCL 257.1807.

10   (B) "TECHNOLOGY" MEANS ANY OF THE FOLLOWING:

11   (*i*) HARDWARE AND COMMUNICATION DEVICES THAT TRANSMIT, RECEIVE,

12 OR COMPUTE INFORMATION FOR PUPIL INSTRUCTIONAL PURPOSES.

13   (*ii*) THE INITIAL PURCHASE OF OPERATING SYSTEM SOFTWARE OR

14 CUSTOMIZED APPLICATION SOFTWARE, OR BOTH, ACCOMPANYING THE PURCHASE

15 OF HARDWARE AND COMMUNICATION DEVICES UNDER SUBPARAGRAPH (*i*).

16   (*iii*) THE COSTS OF DESIGN AND INSTALLATION OF THE HARDWARE,

17 COMMUNICATION DEVICES, AND INITIAL OPERATING SYSTEM SOFTWARE OR

18 CUSTOMIZED APPLICATION SOFTWARE AUTHORIZED UNDER THIS SECTION.