

HOUSE BILL No. 4113

January 24, 2007, Introduced by Reps. Moss and Knollenberg and referred to the Committee on Government Operations.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 971 (MCL 380.971), as amended by 1995 PA 289.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 971. (1) One or more resident owners of land considered
2 for transfer from 1 school district to another, or the board of a
3 school district whose territory is affected, may appeal the action
4 of the intermediate school board or joint intermediate school
5 boards in transferring the land, the failure to transfer the land,
6 or action relative to the accounting determination to the ~~state~~
7 ~~board~~ **CIRCUIT COURT** within 10 days after the action or
8 determination by the intermediate school board or the joint
9 intermediate school boards. If the intermediate school board or the

1 joint intermediate school boards fail to take action within the
2 time limit under section 951, the appeal may be made to the ~~state~~
3 ~~board~~**CIRCUIT COURT** within 10 days following the termination of the
4 period. The pendency of an appeal shall suspend the action or
5 determination of the intermediate school board or joint
6 intermediate school boards.

7 (2) The ~~state board~~**SCOPE OF REVIEW OF AN APPEAL TO THE**
8 **CIRCUIT COURT IS DE NOVO. THE CIRCUIT COURT** may confirm, modify, or
9 set aside the order of the intermediate school board or the joint
10 intermediate school boards. In considering an appeal, the ~~state~~
11 ~~board~~**CIRCUIT COURT** shall consider the welfare of the affected
12 pupil, including, but not limited to, the length of the pupil's
13 commute to and from school, on a school bus or otherwise. The
14 action of the ~~state board~~**CIRCUIT COURT** on the appeal is final.