

# HOUSE BILL No. 4244

February 9, 1999, Introduced by Rep. Jannick and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1968 PA 2, entitled "Uniform budgeting and accounting act," by amending section 2d (MCL 141.422d), as amended by 1996 PA 401.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 2d. (1) "Depository library" means a depository  
2 library designated under section 10 of the library of Michigan  
3 act, ~~Act No. 540 of the Public Acts of 1982, being~~  
4 ~~section 397.20 of the Michigan Compiled Laws~~ 1982 PA 540, MCL  
5 397.20.

6       (2) "Legislative body" means any of the following:

7       (a) The council, commission, or other entity vested with the  
8 legislative power of a village.

9       (b) The council or other entity vested with the legislative  
10 power of a city.

1 (c) The board of education of a local school district.

2 (d) The board of education of an intermediate school  
3 district.

4 (e) The township board of a township.

5 (f) The county board of commissioners of a county.

6 (g) The board of county road commissioners of a county.

7 (h) The official body to which is granted general governing  
8 powers over an authority or organization of government estab-  
9 lished by law that may issue obligations pursuant to the munici-  
10 pal finance act, ~~Act No. 202 of the Public Acts of 1943, being~~  
11 ~~sections 131.1 to 139.3 of the Michigan Compiled Laws~~ 1943 PA  
12 202, MCL 131.1 TO 139.3, and that either may levy a property tax  
13 or may expend funds of the authority or organization. AS USED IN  
14 THIS ACT, LEGISLATIVE BODY DOES NOT INCLUDE AN INTERMUNICIPALITY  
15 COMMITTEE ESTABLISHED UNDER 1957 PA 200, MCL 123.631 TO 123.636.

16 (3) "Library of Michigan" means the library of Michigan cre-  
17 ated under section 3 of ~~Act No. 540 of the Public Acts of 1982,~~  
18 ~~being section 397.13 of the Michigan Compiled Laws~~ THE LIBRARY  
19 OF MICHIGAN ACT, 1982 PA 540, MCL 397.13.

20 (4) "LOCAL UNIT" DOES NOT INCLUDE AN INTERMUNICIPALITY COM-  
21 MITTEE ESTABLISHED UNDER 1957 PA 200, MCL 123.631 TO 123.636.  
22 Except as used in sections 14 to 20a, ~~"local unit"~~ LOCAL UNIT  
23 means a village, city, or township or an authority or commission  
24 established by a county, village, city, or township ordinance or  
25 charter. As used in sections 14 to 20a, ~~"local unit"~~ LOCAL  
26 UNIT means any of the following:

- 1 (a) A village.  
2 (b) A city.  
3 (c) A local school district.  
4 (d) An intermediate school district.  
5 (e) A township.  
6 (f) A county.  
7 (g) A county road commission.  
8 (h) An authority or organization of government established  
9 by law that may issue obligations pursuant to ~~Act No. 202 of the~~  
10 ~~Public Acts of 1943~~ THE MUNICIPAL FINANCE ACT, 1943 PA 202, MCL  
11 131.1 TO 139.3, and that either may levy a property tax or may  
12 expend funds of the authority or organization.
- 13 (5) "Local school district" means the following:  
14 (a) Unless included in subdivision (b) or (c), a school dis-  
15 trict ~~organized~~ OR LOCAL ACT SCHOOL DISTRICT AS DEFINED under  
16 ~~part 2, 3, 4, 5, or 6 of~~ the revised school code, ~~Act No. 451~~  
17 ~~of the Public Acts of 1976, being sections 380.71 to 380.485 of~~  
18 ~~the Michigan Compiled Laws, or a local act school district~~ 1976  
19 PA 451, MCL 380.1 TO 380.1852.
- 20 (b) After December 15, 1981, a school district ~~organized as~~  
21 ~~a~~ OR local act school district ~~or~~ AS DEFINED under ~~part 2, 3,~~  
22 ~~4, 5, or 6 of Act No. 451 of the Public Acts of 1976~~ THE REVISED  
23 SCHOOL CODE, 1976 PA 451, MCL 380.1 TO 380.1852, which levied  
24 35.75 mills, 34.83 mills, 28 mills, 31.2155 mills, 24.19 mills,  
25 22.6027 mills, or 27.90 mills for operating purposes in 1979-80,  
26 and operated under a deficit budget for its 1980-81 fiscal year.  
27 Once a school district is considered a local school district

1 pursuant to this subdivision or subdivision (c), the chief  
2 administrative officer shall comply, if necessary, with the  
3 requirements of section 17 and the local school district shall  
4 amend, if necessary, its budget or general appropriations act to  
5 conform with the requirements of section 16.

6 (c) After December 15, 1981, any school district ~~organized~~  
7 ~~as a~~ OR local act school district ~~or~~ AS DEFINED under ~~part 2,~~  
8 ~~3, 4, 5, or 6 of Act No. 451 of the Public Acts of 1976~~ THE  
9 REVISED SCHOOL CODE, 1976 PA 451, MCL 380.1 TO 380.1852, that  
10 meets all of the following criteria:

11 (i) A deficit in excess of \$150,000.00 was incurred as of  
12 June 30, 1980.

13 (ii) A deficit in excess of \$300,000.00 was anticipated for  
14 the fiscal year of the school district ending June 30, 1981.

15 (6) "Revenue" means an addition to the assets of a fund  
16 ~~which~~ THAT does not increase a liability, does not represent  
17 the recovery of an expenditure, does not represent the cancella-  
18 tion of a liability without a corresponding increase in any other  
19 liability or a decrease in assets, and does not represent a con-  
20 tribution of fund capital in enterprise or in intragovernmental  
21 service funds.

22 (7) "Surplus" means an excess of the assets of a fund over  
23 its liabilities and reserves.