

# Legislative Analysis

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## SCHOOLS COOPERATIVE ARRANGEMENTS: FOOD COMMODITIES

Mitchell Bean, Director  
Phone: (517) 373-8080  
<http://www.house.mi.gov/hfa>

### Senate Bill 1398

**Sponsor: Sen. Wayne Kuipers**

**House Committee: Education**

**Senate Committee: Education**

**Complete to 11-28-06**

### A SUMMARY OF SENATE BILL 1398 AS PASSED BY THE SENATE 9-20-06

The Revised School Code permits a general powers school district to enter into agreements or cooperative arrangements with other public and private entities or to join organizations as part of performing the functions of the school district. The bill would amend the code to allow such agreements or cooperative arrangements to include cooperatives for the receipt and distribution of *food commodities under a federal program*, and to specify that an agreement or cooperative arrangement would not have to comply with the Urban Cooperation Act.

Under the bill, cooperatives could receive, warehouse, allocate, and distribute food commodities to any school district in the state under a U.S. Department of Agriculture food program administered in whole or in part by the state.

Also, under the bill, an agreement or cooperative arrangement would not have to comply with the Urban Cooperation Act, as provided in Section 3 of that act. (The Urban Cooperation Act allows a public agency of the state to exercise jointly with any other public agency of this or any other state, with a public agency of Canada, or with a public agency of the United States government, any power, privilege, or authority that the agencies share in common and that each might exercise separately. Section 503 specifies that if any provision of that act conflicts with any other state statute providing for joint or cooperative agreements or undertakings between state public agencies or between state public agencies and public agencies of other states or of Canada, the provisions of the other statute control.)

MCL 380.11a

### FISCAL IMPACT:

The bill would have no fiscal impact on State or local government because it explicitly allows food commodity cooperatives under a provision under which school districts are already allowed to enter into agreements and cooperative arrangements.

Legislative Analyst: J. Hunault  
Fiscal Analyst: Mary Ann Cleary  
Bethany Wicksall

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