

# SENATE BILL No. 421

April 19, 2007, Introduced by Senators BROWN, JANSEN, BIRKHOLZ, KUIPERS, GILBERT, HARDIMAN, GEORGE, CROPSEY, VAN WOERKOM, GARCIA, PAPPAGEORGE and BISHOP and referred to the Committee on Local, Urban and State Affairs.

A bill to amend 1966 PA 331, entitled  
"Community college act of 1966,"  
by amending sections 123 and 124 (MCL 389.123 and 389.124), section  
123 as amended by 1980 PA 5 and section 124 as amended by 1997 PA  
135.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1       Sec. 123. The board of trustees may:
- 2       (a) Have the care and custody of the community college
- 3       property and provide suitable facilities, sanitary conditions, and
- 4       medical inspection for the community college of the district.
- 5       (b) Establish and collect tuition and fees for resident and
- 6       nonresident students. A waiver of tuition shall not be granted by

1 the board, except:

2 (i) The board of trustees may waive tuition for a student  
3 participating in a reciprocal agreement for exchange of educational  
4 services, if the agreement is approved by the state board of  
5 education.

6 (ii) The board of trustees may waive tuition for a student who  
7 meets the admission requirements of the board and is 60 years of  
8 age or older.

9 (c) Establish and maintain or continue a library or museum,  
10 which may be separately operated if desired, for the community  
11 college, if the board of trustees considers it advisable to  
12 establish and maintain or continue a library or museum and to  
13 provide for its care and management.

14 **(D) SELECT AND EMPLOY ADMINISTRATIVE OFFICERS, TEACHERS, AND**  
15 **OTHER EMPLOYEES IT FINDS NECESSARY TO OPERATE THE COMMUNITY COLLEGE**  
16 **DISTRICT AND ESTABLISH THE TERMS AND CONDITIONS OF THEIR SERVICE OR**  
17 **EMPLOYMENT. IF THE BOARD OF TRUSTEES PROVIDES MEDICAL, OPTICAL, OR**  
18 **DENTAL BENEFITS TO EMPLOYEES AND THEIR DEPENDENTS, THE BOARD SHALL**  
19 **PROVIDE THOSE BENEFITS IN ACCORDANCE WITH THE PUBLIC EMPLOYEES**  
20 **HEALTH BENEFIT ACT AND SHALL COMPLY WITH THAT ACT.**

21 Sec. 124. The board of trustees may do all of the following:

22 (a) Contract with, appoint, and employ a suitable person as  
23 chief executive officer of the community college. The person  
24 employed as chief executive officer shall not be a member of the  
25 board of trustees and shall possess at least an earned bachelor's  
26 degree from an accredited college or university. The chief  
27 executive officer shall hold office for a term fixed by the board

1 of trustees, not to exceed 5 years, shall perform duties as the  
2 board of trustees may determine, and shall make reports in writing  
3 to the board of trustees and to the department of education  
4 annually, or more often if required, in regard to all matters  
5 pertaining to the educational interests of the community college  
6 district.

7 (b) Delegate to the chief executive officer of the community  
8 college the board's authority to do any of the following:

9 (i) Select and employ personnel of the community college. **IF**  
10 **THE CHIEF EXECUTIVE OFFICER PROVIDES MEDICAL, OPTICAL, OR DENTAL**  
11 **BENEFITS TO EMPLOYEES AND THEIR DEPENDENTS UNDER THIS SUBPARAGRAPH,**  
12 **THE CHIEF EXECUTIVE OFFICER SHALL PROVIDE THOSE BENEFITS IN**  
13 **ACCORDANCE WITH THE PUBLIC EMPLOYEES HEALTH BENEFIT ACT AND SHALL**  
14 **COMPLY WITH THAT ACT.**

15 (ii) Pay claims and demands against the community college.

16 (iii) Purchase, lease, or otherwise acquire personal property  
17 for the community college.

18 (iv) Invest community college funds.

19 (v) Subject to terms and conditions established by the board  
20 of directors, accept contributions, capital grants, gifts,  
21 donations, services, or other financial assistance from any public  
22 or private entity.

23 (c) Appoint and employ a business manager responsible to the  
24 chief executive officer of the community college for the community  
25 college district and fix his or her term of office.

26 (d) Select and employ other administrative officers, teachers,  
27 and other employees and engage services as necessary to effectuate

Senate Bill No. 421 as amended September 11, 2007  
its purposes.

Enacting section 1. This amendatory act does not take effect  
unless all of the following bills of the 94th Legislature are  
enacted into law:

(a) Senate Bill No. 419.

(b) Senate Bill No. 418.

(c) Senate Bill No. 420.

[Enacting section 2. This amendatory act does not take effect  
unless Senate Bill No. 549 of the 94th Legislature is enacted into law  
and takes effect.]