

HOUSE BILL No. 5156

September 5, 2007, Introduced by Reps. Lemmons, Dean, Young and Scott and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 375 (MCL 380.375), as amended by 2004 PA 303.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 375. After the expiration of 5 years after the initial
2 appointment of a school reform board in a qualifying school
3 district under this part, all of the following apply:

4 (a) The question under section 410 shall be presented to the
5 school electors of the school district as provided in that section.
6 Effective on the next January 1 occurring at least 1 year after
7 that question is presented to the school electors under section
8 410, the school district shall be governed by the system of school
9 board governance or combined chief executive officer and school

1 board governance, as applicable, as in effect in the school
2 district as a result of that ballot question.

3 (b) Effective on the next January 1 occurring at least 1 year
4 after the question under section 410 is presented to the school
5 electors, the powers of the school reform board established for the
6 qualifying school district under this part, of the chief executive
7 officer appointed under this part, and of all other officers
8 appointed under this part cease. This subdivision does not prohibit
9 the chief executive officer from serving as the interim chief
10 executive officer under section 420, and does not prohibit the
11 chief executive officer from retaining an officer or employee
12 appointed or hired by the chief executive officer.

13 (c) Effective on the next January 1 occurring at least 1 year
14 after the question under section 410 is presented to the school
15 electors, the provisions of this part do not apply to that
16 qualifying school district.

17 **(D) WITHIN 30 DAYS AFTER THE NEXT JANUARY 1 OCCURRING AT LEAST**
18 **1 YEAR AFTER THE QUESTION UNDER SECTION 410 IS PRESENTED TO THE**
19 **SCHOOL ELECTORS, THE STATE BOARD SHALL CONDUCT OR ARRANGE FOR A**
20 **FORENSIC AUDIT OF THE QUALIFYING SCHOOL DISTRICT'S OPERATIONS AND**
21 **RECORDS. AS USED IN THIS SECTION, "FORENSIC AUDIT" MEANS AN AUDIT**
22 **THAT IS DESIGNED TO DETERMINE WHETHER THERE HAS BEEN ANY VIOLATION**
23 **OF LAW OR OF GENERALLY ACCEPTED GOVERNMENTAL ACCOUNTING PRACTICES.**