



# HOUSE BILL No. 5108

November 9, 1999, Introduced by Rep. Law and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled  
"The revised school code,"  
by amending sections 504a and 1311h (MCL 380.504a and 380.1311h),  
section 504a as amended by 1995 PA 289 and section 1311h as added  
by 1999 PA 23.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 504a. (1) In addition to other powers set forth in  
2 this part, a public school academy may take action to carry out  
3 the purposes for which it was incorporated under this part,  
4 including, but not limited to, all of the following:

5           (a) To sue and be sued in its name.

6           (b) To acquire, hold, and own in its own name real and per-  
7 sonal property, or interests in real or personal property, for  
8 educational purposes by purchase, gift, grant, devise, bequest,  
9 lease, sublease, installment purchase agreement, land contract,

1 option, or condemnation, and subject to mortgages, security  
2 interests, or other liens; and to sell or convey the property as  
3 the interests of the public school academy require.

4 (c) To receive and disburse funds for lawful purposes.

5 (d) ~~To~~ SUBJECT TO SUBSECTION (2), TO enter into binding  
6 legal agreements with persons or entities as necessary for the  
7 operation, management, and maintenance of the public school  
8 academy.

9 (e) To incur temporary debt in accordance with  
10 section 1225.

11 (f) To solicit and accept any grants or gifts for educa-  
12 tional purposes and to establish or permit to be established on  
13 its behalf 1 or more nonprofit corporations the purpose of which  
14 is to assist the public school academy in the furtherance of its  
15 public purposes.

16 (2) A PUBLIC SCHOOL ACADEMY SHALL NOT CONTRACT WITH A  
17 FOR-PROFIT BUSINESS ENTITY FOR MANAGEMENT SERVICES.

18 Sec. 1311h. (1) In addition to other powers set forth in  
19 sections 1311b to 1311l, a strict discipline academy may take  
20 action to carry out the purposes for which it was incorporated  
21 under sections 1311b to 1311l, including, but not limited to, all  
22 of the following:

23 (a) To sue and be sued in its name.

24 (b) To acquire, hold, and own in its own name real and per-  
25 sonal property, or interests in real or personal property, for  
26 educational purposes by purchase, gift, grant, devise, bequest,  
27 lease, sublease, installment purchase agreement, land contract,

1 option, or condemnation, and subject to mortgages, security  
2 interests, or other liens; and to sell or convey the property as  
3 the interests of the strict discipline academy require.

4 (c) To receive and disburse funds for lawful purposes.

5 (d) ~~To~~ SUBJECT TO SUBSECTION (2), TO enter into binding  
6 legal agreements with persons or entities as necessary for the  
7 operation, management, and maintenance of the strict discipline  
8 academy.

9 (e) To incur temporary debt in accordance with  
10 section 1225.

11 (f) To solicit and accept any grants or gifts for educa-  
12 tional purposes and to establish or permit to be established on  
13 its behalf 1 or more nonprofit corporations the purpose of which  
14 is to assist the strict discipline academy in the furtherance of  
15 its public purposes.

16 (2) A STRICT DISCIPLINE ACADEMY SHALL NOT CONTRACT WITH A  
17 FOR-PROFIT BUSINESS ENTITY FOR MANAGEMENT SERVICES.