

HOUSE BILL No. 4761

June 8, 1999, Introduced by Reps. Rick Johnson, Sheltroun, Kuipers, Allen, Bovin, Rivet and DeHart and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1966 PA 261, entitled

"An act to provide for the apportionment of county boards of commissioners; to prescribe the size of the board; to provide for appeals; to prescribe the manner of election of the members of the county board of commissioners; to provide for compensation of members; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,"

by amending sections 10 and 12 (MCL 46.410 and 46.412), section 12 as amended by 1982 PA 504.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 10. (1) The term OF OFFICE of each commissioner
2 ELECTED BEFORE THE 2002 GENERAL NOVEMBER ELECTION shall be con-
3 current with that of state representatives ~~as specified in arti-~~
4 ~~cle 4, section 3 of the state constitution~~ UNDER SECTION 3 OF
5 ARTICLE IV OF THE STATE CONSTITUTION OF 1963.

6 (2) THE TERM OF OFFICE OF EACH COMMISSIONER ELECTED AT OR
7 AFTER THE 2002 GENERAL NOVEMBER ELECTION SHALL BE CONCURRENT WITH

1 THAT OF THE GOVERNOR UNDER SECTION 21 OF ARTICLE V OF THE STATE
2 CONSTITUTION OF 1963.

3 Sec. 12. (1) ~~When~~ IF a vacancy occurs in the office of
4 COUNTY commissioner by death, resignation, removal from the dis-
5 trict, or removal from office, the vacancy shall be filled by
6 appointment within 30 days by the county board of commissioners
7 of a resident and registered voter of that district. A person
8 who has been convicted of a violation of section 12a(1) of ~~Act~~
9 ~~No. 370 of the Public Acts of 1941, being section 38.412a of the~~
10 ~~Michigan Compiled Laws, shall not be~~ 1941 PA 370, MCL 38.412A,
11 IS NOT eligible for appointment to the office of county commis-
12 sioner for a period of 20 years after conviction. ~~The~~

13 (2) A person appointed to fill a vacancy ~~which~~ THAT
14 occurred in ~~an odd numbered year~~ A YEAR THAT IS NOT A REGULAR
15 ELECTION YEAR FOR THAT OFFICE OF COUNTY COMMISSIONER shall serve
16 until the vacancy is filled in a special election. ~~That~~ THE
17 special election shall be called by the county board of
18 commissioners. ~~The~~ A person appointed to fill a vacancy ~~which~~
19 ~~occurs~~ THAT OCCURRED in a year ~~which is an~~ THAT IS A REGULAR
20 election year for ~~the~~ THAT office of county commissioner shall
21 serve for the remainder of the unexpired term. If the county
22 board of commissioners does not fill the vacancy by appointment
23 within 30 days, that vacancy shall be filled by a special elec-
24 tion regardless of ~~whether the year is an election year or an~~
25 ~~odd year~~ WHEN THE VACANCY OCCURRED.