

PROPANE COMMISSION ACT (EXCERPT)
Act 332 of 2020

460.631 Referendum requirements.

Sec. 11. (1) All of the following apply to a referendum held under subsection (2) or (3):

(a) Each retail propane marketer with customers in this state is entitled to 1 vote representing a single firm, individual proprietorship, corporation, company, association, partnership, or spouse- or family-owned business, regardless of the number of bulk plants or retail sales outlets owned.

(b) Votes must be submitted by mail.

(c) Passage of the referendum requires more than 50% of the votes of all of the retail propane marketers with customers in this state, as described in subdivision (a).

(d) Subject to subdivisions (a) to (c), the director may promulgate rules for conducting the referendum.

(2) Within 60 days after the effective date of this act, the director shall hold a referendum on the question of whether the initial assessment described in section 7(1) will be levied.

(3) If the initial referendum under subsection (2) passes, notwithstanding any other provision of this act, the director shall hold a subsequent referendum on the question of whether the assessment will be terminated if the director receives a petition signed by not less than 33-1/3% of all retail propane marketers with customers in this state, as described in subsection (1)(a).

(4) If the referendum described in subsection (2) fails to pass, or if a referendum terminating the assessment under subsection (3) passes, the commission shall do all of the following:

(a) Recommend to the legislature that it repeal this act effective 6 months after the date of the referendum.

(b) Phase out the commission's operations in the 6 months following the date of the referendum.

(c) After 6 months from the date of the referendum, take no further action to further the purposes of this act.

History: 2020, Act 332, Imd. Eff. Dec. 29, 2020.