

SENATE BILL No. 631

October 24, 1989, Introduced by Senators CROPSEY, BARCIA, MACK, BINSFELD, N. SMITH, ARTHURHULTZ, EHLERS, GEAKE, SEDERBURG, DI NELLO, IRWIN, FAUST, GAST, FESSLER, J. HART, VAUGHN, CONROY, POSTHUMUS, CARL and SHINKLE and referred to the Committee on Local Government and Veterans.

A bill to amend sections 10, 11, and 12 of Act No. 261 of the Public Acts of 1966, entitled as amended

"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; and to repeal certain acts and parts of acts,"

sections 11 and 12 as amended by Act No. 504 of the Public Acts of 1982, being sections 46.410, 46.411, and 46.412 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 10, 11, and 12 of Act No. 261 of the
2 Public Acts of 1966, sections 11 and 12 as amended by Act No. 504
3 of the Public Acts of 1982, being sections 46.410, 46.411, and
4 46.412 of the Michigan Compiled Laws, are amended to read as
5 follows:

1 Sec. 10. The term of each commissioner ELECTED AFTER
2 DECEMBER 31, 1990 shall be concurrent with that of state
3 ~~representatives~~ SENATORS as specified in SECTION 2 OF article
4 IV ~~4, section 3~~ of the state constitution OF 1963.

5 Sec. 11. ~~Candidates~~ A CANDIDATE for the office of commis-
6 sioner shall be ~~residents~~ A RESIDENT and registered ~~voters~~
7 VOTER of the district ~~which they seek~~ THAT THE CANDIDATE SEEKS
8 to represent and shall remain so to hold their office, if
9 elected. ~~Nominations and elections for~~ THE NOMINATION AND
10 ELECTION OF commissioners shall be by partisan ~~elections~~
11 ELECTION. To obtain the printing of the name of ~~any~~ A person
12 as a candidate for nomination for the office of commissioner upon
13 the official primary ballot OF A PARTY, there shall be filed with
14 the county clerk ~~of each county~~ a filing fee of \$100.00 or nom-
15 ination petitions signed by a number of qualified and registered
16 electors residing within the district ~~—~~ equal to not less than
17 1% nor more than 4% of the number of votes cast in the district
18 ~~by such party~~ FOR THAT PARTY'S CANDIDATE for the office of sec-
19 retary of state at the last general election in which a secretary
20 of state was elected. The deadline for filing nomination peti-
21 tions or A filing ~~fees shall be~~ FEE IS the same as FOR candi-
22 dates for state representative SEEKING ELECTION IN THE SAME YEAR
23 AS the candidate for the office of commissioner. A person ~~who~~
24 ~~has been~~ convicted of a violation of section 12a(1) of Act No.
25 370 of the Public Acts of 1941, being section 38.412a of the
26 Michigan Compiled Laws, ~~shall not be~~ IS NOT eligible for

1 election to the office of county commissioner for a period of 20
2 years after conviction.

3 Sec. 12. ~~When~~ IF a vacancy occurs in the office of com-
4 missioner by death, resignation, removal from the district, or
5 removal from office, the vacancy shall be filled by appointment
6 within 30 days by the county board of commissioners of a resident
7 and registered voter of that district. A person ~~who has been~~
8 convicted of a violation of section 12a(1) of Act No. 370 of the
9 Public Acts of 1941, being section 38.412a of the Michigan
10 Compiled Laws, ~~shall not be~~ IS NOT eligible for appointment to
11 the office of ~~county~~ commissioner for a period of 20 years
12 after conviction. The person appointed to fill a vacancy ~~which~~
13 ~~occurred in an odd numbered~~ THAT OCCURS IN A year THAT IS NOT AN
14 ELECTION YEAR FOR THE OFFICE OF COMMISSIONER shall serve until
15 the vacancy is filled in a special election. That special elec-
16 tion shall be called by the county board of commissioners. The
17 person appointed to fill a vacancy ~~which~~ THAT occurs in a year
18 ~~which~~ THAT is an election year for the office of county commis-
19 sioner shall serve for the remainder of the unexpired term. If
20 the county board of commissioners does not fill the vacancy by
21 appointment within 30 days, that vacancy shall be filled by a
22 special election regardless of whether the year is OR IS NOT an
23 election year ~~or an odd year~~ FOR THE OFFICE OF COUNTY
24 COMMISSIONER.

25 Section 2. This amendatory act shall not take effect unless
26 submitted to the qualified electors of the state in the same
27 manner as provided by law for proposed amendments to the state

1 constitution of 1963 at the next statewide special, primary, or
2 general election following the enactment of this amendatory act
3 by not less than 60 days and unless approved by a majority of the
4 electors voting on the question.