



Senate Fiscal Agency
P. O. Box 30036
Lansing, Michigan 48909-7536

BILL ANALYSIS

Telephone: (517) 373-5383
Fax: (517) 373-1986

Senate Bill 1117 (Substitute S-1 as reported)
Sponsor: Senator Mike Kowall
Committee: Government Operations

CONTENT

The bill would amend provisions of the Drain Code that prescribe the membership of a drainage board for a charter county, to remove the requirement that such a county have a population of more than 2.0 million.

Under Chapter 20 of the Code, which governs intracounty drains, two or more public corporations that will be subject to a special assessment may file a petition with the county drain commissioner to locate, establish, and construct a county drain. For each project subject to a petition, a drainage board must be created.

Except as provided for a charter county, a drainage board must consist of the drain commissioner, the chairperson of the county board of commissioners, and the chairperson of the board of county auditors or, if none, the chairperson of the finance committee of the county board of commissioners. If there is neither a board of county auditors nor a finance committee, the chairperson of the county board of commissioners must select a member.

If a county is organized under a charter and has a population of more than 2.0 million, and the charter prescribes an elected county executive, a drainage board must consist of the following:

- The person designated by the charter to carry out the administrative duties of the drain commissioner or that person's designee.
- The county commissioner whose district will be assessed for the greatest portion of the cost of the project, or that person's designee.
- A person appointed by the county executive with the advice and consent of a majority of the members of the county board of commissioners.

The bill would delete the requirement that a charter county have a population of more than 2.0 million in order for these provisions to apply.

MCL 280.464

Legislative Analyst: Suzanne Lowe

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Date Completed: 10-19-16

Fiscal Analyst: Elizabeth Pratt