

**SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4317**

A bill to amend 1973 PA 139, entitled

"An act to provide forms of county government; to provide for county managers and county executives and to prescribe their powers and duties; to abolish certain departments, boards, commissions, and authorities; to provide for transfer of certain powers and functions; to prescribe powers of a board of county commissioners and elected officials; to provide organization of administrative functions; to transfer property; to retain ordinances and laws not inconsistent with this act; to provide methods for abolition of a unified form of county government; and to prescribe penalties and provide remedies,"

by amending section 12 (MCL 45.562).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 12. (1) Upon the date an optional unified form of county
2 government becomes effective, the following officials shall
3 exercise the powers and functions as provided by law, unless other
4 powers or functions are delegated to an official by the board of
5 county commissioners:

House Bill No. 4317 as amended December 7, 2005

1 (a) The sheriff.

2 (b) The clerk-register or clerk and the register of deeds.

3 (c) The treasurer.

4 (d) The prosecuting attorney. ~~Where~~ **IF** a county employs an
5 attorney ~~pursuant to Act No. 15 of the Public Acts of 1941, as~~
6 ~~amended, being sections 49.71 and 49.72 of the Michigan Compiled~~
7 ~~Laws~~ **UNDER 1941 PA 15, MCL 49.71 TO 49.73**, the prosecuting
8 attorney shall not act ~~<<relative thereto~~ **RELATIVE TO 1941 PA 15,**
9 **MCL 49.71 TO 49.73.>>**

10 (e) The drain commissioner.

11 (f) The boards of county road commissioners. **MEMBERS OF THE**
12 **COUNTY ROAD COMMISSION SHALL BE APPOINTED AS PROVIDED UNDER SECTION**
13 **6 OF 1909 PA 283, MCL 224.6. <<IN A COUNTY WITH A POPULATION OF 1,000,000**
OR MORE, THE BOARD OF COUNTY ROAD COMMISSIONERS SHALL NOT EXCEED 3
MEMBERS.>>

14 (2) The officials named in subsection (1) shall be elected or
15 appointed in ~~such~~ **THE** manner and for ~~such~~ **A** term as provided by
16 law.