

HOUSE BILL No. 4317

February 15, 2005, Introduced by Rep. Lipsey and referred to the Committee on Transportation.

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

1 county commissioners:

2 (a) The sheriff.

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

4 (c) The treasurer.

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

11 (e) The drain commissioner.

12 (f) The boards of county road commissioners. **MEMBERS OF THE**
13 **COUNTY ROAD COMMISSION SHALL BE APPOINTED AS PROVIDED UNDER SECTION**
14 **6 OF 1909 PA 283, MCL 224.6.**

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