

HOUSE BILL No. 4780

May 17, 2007, Introduced by Rep. Condino and referred to the Committee on Intergovernmental, Urban and Regional Affairs.

A bill to require that certain services provided by certain township or charter township officials be provided by certain county officials; to impose duties on certain county, township, and charter township officials; and to provide for reimbursement to the counties for certain services provided to the township or charter township.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the
2 "township services consolidation act".

3 Sec. 3. As used in this act, "rural township" means a township
4 or charter township in existence on the effective date of this act
5 that meets either of the following criteria as determined by the
6 department of treasury:

7 (a) Has a population of less than 10,000.

1 (b) Has a population of 10,000 or more but less than 20,000
2 and does not provide for and make available fire, police on a 24-
3 hour basis either through contracting for or directly employing
4 personnel, water to 50% or more of its residents, and sewer
5 services to 50% or more of its residents.

6 Sec. 5. (1) After December 31, 2008, the clerk of a rural
7 township shall no longer conduct elections. Elections held in a
8 rural township shall be conducted by the county clerk of the county
9 where the rural township is located.

10 (2) The clerk of a rural township shall provide to the county
11 clerk any documents and information necessary to allow the county
12 clerk to conduct elections for the rural township.

13 (3) After December 31, 2008, if the clerk of a rural township
14 is required or has agreed to conduct school elections under the
15 Michigan election law, 1954 PA 116, MCL 168.1 to 168.992, the
16 county clerk shall conduct those school elections for the clerk of
17 the rural township.

18 (4) A county clerk who conducts elections for a rural township
19 pursuant to this act shall comply with the provisions of the
20 Michigan election law, 1954 PA 116, MCL 168.1 to 168.992.

21 (5) A rural township shall pay to the county that conducts a
22 regular or special election for the rural township an amount
23 determined in accordance with this section.

24 (6) If a rural township's regular or special election is held
25 in conjunction with another election conducted by the county, the
26 rural township shall pay the county 100% of the actual additional
27 costs attributable to conducting the rural township's regular or

1 special election. If a rural township's regular or special election
2 is not held in conjunction with another election conducted by the
3 county, the rural township shall pay the county 100% of the actual
4 costs of conducting the rural township's regular or special
5 election.

6 (7) The county shall present to the rural township a verified
7 account of actual costs of conducting the rural township's regular
8 or special election not later than 84 days after the date of the
9 election. The rural township shall pay or disapprove all or a
10 portion of the verified account within 28 days after the rural
11 township receives a verified account of actual costs under this
12 subsection.

13 (8) If the rural township disapproves all or a portion of a
14 verified account of actual costs under subsection (7), the rural
15 township shall send a notice of disapproval along with the reasons
16 for the disapproval to the county. Upon request of the county whose
17 verified account or portion of a verified account was disapproved
18 under this section, the rural township shall review the disapproved
19 costs with the county.

20 (9) If the county and the rural township cannot agree on the
21 actual costs of an election as prescribed by this section, the
22 secretary of state shall determine those actual costs.

23 Sec. 7. (1) After December 31, 2008, the treasurer of a rural
24 township shall no longer collect taxes and the supervisor of a
25 rural township shall no longer assess property for the rural
26 township. Taxes for a rural township shall be collected by the
27 county treasurer of the county where the rural township is located.

1 Property shall be assessed by the county equalization department of
2 the county where the rural township is located.

3 (2) The treasurer, supervisor, assessor, or other assessing
4 officer of a rural township shall provide to the county treasurer
5 and to the county equalization department any documents and
6 information necessary to allow the county treasurer to collect
7 taxes for the rural township and the county equalization department
8 to assess property for the rural township.

9 (3) A county treasurer who collects taxes for a rural township
10 and a county equalization department that assesses property for a
11 rural township pursuant to this act shall comply with the
12 provisions of the general property tax act, 1893 PA 206, MCL 211.1
13 to 211.155.

14 (4) If a rural township has authorized a property tax
15 administration fee under section 44 of the general property tax
16 act, 1893 PA 206, MCL 211.44, the county may retain that portion of
17 the property tax administration fee equal to the actual costs the
18 county incurs in collecting taxes and assessing property for the
19 rural township. If a rural township has not authorized a property
20 tax administration fee under section 44 of the general property tax
21 act, 1893 PA 206, MCL 211.44, or if the amount retained is less
22 than the actual costs incurred, the county shall present to the
23 rural township a verified account of actual costs of collecting
24 taxes and assessing property not later than 84 days after the date
25 of the return of delinquent taxes under section 56 of the general
26 property tax act, 1893 PA 206, MCL 211.56. The rural township shall
27 pay or disapprove all or a portion of the verified account within

1 28 days after the rural township receives a verified account of
2 actual costs under this subsection. If the rural township
3 disapproves all or a portion of a verified account of actual costs
4 under this subsection, the rural township shall send a notice of
5 disapproval along with the reasons for the disapproval to the
6 county. Upon request of the county whose verified account or
7 portion of a verified account was disapproved under this
8 subsection, the rural township shall review the disapproved costs
9 with the county. If the county and the rural township cannot agree
10 on the actual costs incurred, the department of treasury shall
11 determine those costs.

12 Sec. 9. Except as otherwise provided in this act, a rural
13 township shall retain the same powers, duties, and functions that
14 the township or charter township currently has under either 1846 RS
15 16, MCL 41.1a to 41.110c, or the charter township act, 1947 PA 359,
16 MCL 42.1 to 42.34.

17 Enacting section 1. This act does not take effect unless all
18 of the following bills of the 94th Legislature are enacted into
19 law:

20 (a) Senate Bill No.____ or House Bill No. 4781(request no.
21 02329'07 a).

22 (b) Senate Bill No.____ or House Bill No. 4782(request no.
23 02329'07 b).

24 (c) Senate Bill No.____ or House Bill No. 4783(request no.
25 02329'07 c).

26 (d) Senate Bill No.____ or House Bill No. 4784(request no.
27 02329'07 d).

1 (e) Senate Bill No. _____ or House Bill No. 4785 (request no.
2 02329'07 e).

3 (f) Senate Bill No. _____ or House Bill No. 4786 (request no.
4 02329'07 f).

5 (g) Senate Bill No. _____ or House Bill No. 4787 (request no.
6 02329'07 g).

7 (h) Senate Bill No. _____ or House Bill No. 4788 (request no.
8 02329'07 h).