

HOUSE BILL No. 4639

March 19, 2009, Introduced by Rep. Johnson and referred to the Committee on Labor.

A bill to amend 1999 PA 212, entitled

"An act to restrict certain governmental entities from requiring individuals to reside within certain geographic areas or specified distances or travel times from their place of employment as a condition of employment or promotion,"

by amending section 2 (MCL 15.602).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2. (1) Except as provided in subsection (2), a public
2 employer ~~shall not~~ **MAY** require, by collective bargaining agreement
3 or otherwise, that a ~~person~~ **AN INDIVIDUAL** reside within a specified
4 geographic area or within a specified distance or travel time from
5 his or her place of employment as a condition of employment or
6 promotion by the public employer.

7 ~~(2) Subsection (1) does not prohibit a public employer from~~
8 ~~requiring, by collective bargaining agreement or otherwise, that a~~

1 ~~person reside within a specified distance from the nearest boundary~~
2 ~~of the public employer. However, the specified distance shall be 20~~
3 ~~miles or another specified distance greater than 20 miles.~~

4 (2) ~~(3)~~A requirement described in subsection ~~(2)~~ **(1)** does not
5 apply to a ~~person~~ **AN INDIVIDUAL** if ~~the person~~ **HE OR SHE** is married
6 and both of the following conditions are met:

7 (a) The ~~person's~~ **INDIVIDUAL'S** spouse is employed by another
8 public employer.

9 (b) The ~~person's~~ **INDIVIDUAL'S** spouse is subject to a condition
10 of employment or promotion that, if not for this section, would
11 require him or her to reside a ~~distance of less than 20 miles from~~
12 ~~the nearest boundary~~ **WITHIN THE BOUNDARIES** of the public employer.

13 ~~Subsection (1) does not apply if the person is a volunteer~~
14 ~~or paid on call firefighter, an elected official, or an unpaid~~
15 ~~appointed official.~~