

# Legislative Analysis

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## TRANSFER POWERS OF ROAD COMMISSIONERS TO COUNTY BOARD OF COMMISSIONERS

Mary Ann Cleary, Director  
Phone: (517) 373-8080  
<http://www.house.mi.gov/hfa>

### House Bill 5125

Sponsor: Rep. Jon Switalski

### House Bill 5126

Sponsor: Rep. Dale Zorn

Committee: Transportation

Complete to 11-1-11

## A SUMMARY OF HOUSE BILLS 5125 & 5126 AS INTRODUCED 10-26-11

House Bills 5125 and 5126 would allow the county board of commissioners of a county to pass a resolution transferring the powers, duties, and functions otherwise provided by law for a board of county road commissioners to the county board of commissioners. The bills are tie-barred to each other, meaning that neither can take effect unless both are enacted.

Under House Bill 5125, would allow the County Road Law so that the powers, duties, and functions that are otherwise provided by law for a board of county road commissioners could be transferred to the county board of commissioners by a resolution as allowed under Section 11 of Public Act 156 of 1851. The county board of commissioners would be authorized to receive and spend funds as allowed under the Michigan Transportation Act. (This applies to all counties except Wayne and Macomb, which do not have separate road commissions. They are cited in the act as counties with a population of 750,000 or more organized under the Charter County Act.)

House Bill 5126 would amend Section 11 of Public Act 156 of 1851 to allow a county board of commissioners, by majority vote of the members elected and serving, to pass a resolution transferring the powers, duties, and functions that are otherwise provided by law for a board of road commissioners to the county board of commissioners. The board of county road commissioners would be dissolved on the date specified in the resolution.

MCL 224.6 and MCL 46.11

### FISCAL IMPACT:

As written, the bills would have no state or local fiscal impact.

Legislative Analyst: E. Best

Fiscal Analyst: Jim Stansell

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