

HOUSE BILL No. 5762

September 9, 2014, Introduced by Rep. Yonker and referred to the Committee on Local Government.

A bill to amend 1923 PA 118, entitled

"An act to authorize counties to raise by loan, expend from unallocated moneys on hand, or borrow money for permanent improvements, to issue bonds, and to levy taxes to the extent necessary for the repayment of the bonds,"

by amending section 3 (MCL 141.63).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. The county clerk shall, at least 30 days before any
2 election at which the electors are to vote on any county bond
3 issue, serve a copy of ~~said~~**THE** resolution on the sheriff of the
4 county and the sheriff shall, at least 20 days before ~~said~~**THE**
5 election, cause to be posted in 2 of the most public and
6 conspicuous places in each election precinct or district in the
7 county notices of ~~said~~**THE** election containing the full text of the

1 resolution. aforesaid. ~~The county clerk shall also cause to be~~
2 ~~published in at least 1 newspaper having a general circulation in~~
3 ~~the county, one published in the county, if such there be, a like~~
4 ~~notice for 3 successive weeks immediately prior to said election.~~
5 **NOTICE OF THE ELECTION SHALL BE GIVEN IN THE SAME MANNER REQUIRED**
6 **BY SECTION 653A OF THE MICHIGAN ELECTION LAW, 1954 PA 116, MCL**
7 **168.653A.** The county clerk shall also cause to be served on the
8 clerk of each city, village, and township a copy of ~~said~~~~THE~~
9 resolution, ~~at least 30 days before the time fixed for the holding~~
10 ~~of said~~~~THE~~ election. All municipal and township authorities shall
11 take such action relating to ~~said~~~~THE~~ election as shall be ~~IS~~
12 necessary to provide for the holding thereof **OF THE ELECTION**, but
13 no election called under ~~the provisions of this act~~ shall be
14 construed as a special municipal election within the limitations of
15 ~~Act No. 278 or Act No. 279 of the Public Acts of 1909 and~~
16 ~~amendments thereto.~~ **THE HOME RULE CITY ACT, 1909 PA 279, MCL 117.1**
17 **TO 117.38.** The notice required to be ~~posted by the sheriff and~~
18 ~~published by the county clerk shall be deemed~~ **PROVIDED UNDER THIS**
19 **SECTION IS** sufficient notice of ~~said~~~~THE~~ election. All elections
20 ~~herein provided for~~ **PROVIDED UNDER THIS ACT** shall be conducted, all
21 votes shall be received and counted, and all returns shall be made
22 in accordance with the ~~general election laws of the state of~~
23 ~~Michigan,~~ **MICHIGAN ELECTION LAW, 1954 PA 116, MCL 168.1 TO 168.992,**
24 unless herein otherwise provided. ~~Provided, Where in any bond~~
25 ~~issues heretofore approved, the giving and posting of the notices~~
26 ~~required by this section have been made in accordance with the~~
27 ~~provisions of Act No. 351 of the Public Acts of 1925, rather than~~

1 ~~as heretofore provided for in this section, the said bond issues~~
2 ~~and all bonds issued thereunder are hereby validated, approved and~~
3 ~~confirmed as to the giving and posting of such notices.~~

4 Enacting section 1. This amendatory act does not take effect
5 unless Senate Bill No. ____ or House Bill No. 5560 (request no.
6 03796'13) of the 97th Legislature is enacted into law.