

SENATE BILL NO. 19

January 15, 2019, Introduced by Senator ZORN and referred to the Committee on Local Government.

A bill to amend 1968 PA 317, entitled

"An act relating to the conduct of public servants in respect to governmental decisions and contracts with public entities; to provide penalties for the violation of this act; to repeal certain acts and parts of acts; and to validate certain contracts,"

by amending section 3a (MCL 15.323a), as amended by 2011 PA 106.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 3a. Section 2 ~~shall~~**does** not ~~be construed to~~ do any of
2 the following:
3 (a) Prohibit **a** public ~~servants~~**servant** of a city, village,

1 township, or county with a population of less than ~~25,000~~**40,000**
 2 from serving, with or without compensation, as **an** emergency medical
 3 services personnel as defined in section 20904 of the public health
 4 code, 1978 PA 368, MCL 333.20904.

5 (b) Prohibit **a** public ~~servants~~**servant** of a city, village,
 6 township, or county with a population of less than ~~25,000~~**40,000**
 7 from serving, with or without compensation, as a firefighter, **fire**
 8 **chief, police officer, chief of police, or public safety officer** in
 9 ~~that~~**the** city, village, township, or county if ~~that firefighter is~~
 10 **the public servant does** not any of the following:

11 ~~(i) A full-time firefighter.~~

12 ~~(ii) A fire chief.~~

13 ~~(iii) A person who negotiates~~**negotiate collective bargaining**
 14 **agreements** with the city, village, township, or county on behalf of
 15 the firefighters, **fire chiefs, police officers, chiefs of police,**
 16 **or public safety officers.**

17 (c) Limit the authority of the governing body of a city,
 18 village, township, or county with a population of less than ~~25,000~~
 19 **40,000** to authorize a public servant to perform, with or without
 20 compensation, other additional services for the unit of local
 21 government.

22 (d) Prohibit **a** public ~~servants~~**servant** of this state from
 23 purchasing at a tax sale lands returned as delinquent for taxes
 24 under the general property tax act, 1893 PA 206, MCL 211.1 to
 25 211.155, unless otherwise prohibited by the rules of the Michigan
 26 civil service commission or the department or agency of which that
 27 public servant is an employee.

28 (e) Prohibit a superintendent of an intermediate school
 29 district from serving simultaneously as superintendent of a local

1 school district, or prohibit an intermediate school district from
2 contracting with another person to serve as superintendent of a
3 local school district, even if the local school district is a
4 constituent district of the intermediate school district. As used
5 in this subdivision, "constituent district" means that term as
6 defined in section 3 of the revised school code, 1976 PA 451, MCL
7 380.3.

8 Enacting section 1. This amendatory act takes effect 90 days
9 after the date it is enacted into law.