

**SUBSTITUTE FOR
HOUSE BILL NO. 5159**

A bill to amend 1966 PA 298, entitled

"An act to establish and provide a board of civil service commissioners for sheriffs' departments in certain counties; to provide a civil service system based upon examination and investigation as to merit, efficiency and fitness for appointment, employment and promotion of all officers and men appointed in the departments; to regulate the transfer, reinstatement, suspension and discharge of said officers; and to provide for referendums,"

(MCL 51.351 to 51.367) by amending the title and section 16 (MCL 51.366).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1

TITLE

2

An act to establish and provide a board of civil service

3

commissioners for sheriffs' departments in certain counties; to

4

provide a civil service system based upon examination and inves-

5

tigation as to merit, efficiency and fitness for appointment,

6

employment and promotion of all officers and men OR WOMEN

7

appointed in the departments; to regulate the transfer,

HB5159, As Passed House, April 23, 1998

House Bill No. 5159

2

1 reinstatement, suspension and discharge of said officers; ~~and~~
2 to provide for referendums; AND TO PRESCRIBE PENALTIES AND PRO-
3 VIDE REMEDIES.

4 Sec. 16. (1) This act shall not take effect in any county
5 until approved by a majority of the electors voting ~~thereon~~ ON
6 THE QUESTION at an election at which the question of adoption of
7 this act for that county is properly submitted.

8 (2) The board of supervisors, by resolution, shall submit
9 the ~~same~~ QUESTION to the electors at any regular election upon
10 the filing of a petition requesting ~~such~~ THE submission OF THE
11 QUESTION with the board signed by REGISTERED ELECTORS OF THE
12 COUNTY EQUAL TO NOT LESS THAN 10% of the total vote cast in the
13 county for the office of secretary of state at the most recent
14 general election. A PETITION UNDER THIS SUBSECTION, INCLUDING
15 THE CIRCULATION AND SIGNING OF THE PETITION, IS SUBJECT TO SEC-
16 TION 488 OF THE MICHIGAN ELECTION LAW, 1954 PA 116, MCL 168.488.
17 A PERSON WHO VIOLATES A PROVISION OF THE MICHIGAN ELECTION LAW,
18 1954 PA 116, MCL 168.1 TO 168.992, APPLICABLE TO A PETITION
19 DESCRIBED IN THIS SUBSECTION IS SUBJECT TO THE PENALTIES PRE-
20 SCRIBED FOR THAT VIOLATION IN THE MICHIGAN ELECTION LAW, 1954 PA
21 116, MCL 168.1 TO 168.992.

22 (3) The form of ballot shall be AS FOLLOWS:

23 Shall ~~Act No. of the Public Acts of 1966~~ 1966 PA
24 298, entitled "An act to establish and provide a board of civil
25 service commissioners for sheriffs' departments in certain coun-
26 ties; to provide a civil service system based upon examination
27 and investigation as to merit, efficiency and fitness for

HB5159, As Passed House, April 23, 1998

House Bill No. 5159

3

1 appointment, employment and promotion of all officers and men OR
2 WOMEN appointed in the departments; to regulate the transfer,
3 reinstatement, suspension and discharge of said officers; ~~and~~
4 to provide for referendums; AND TO PRESCRIBE PENALTIES AND PRO-
5 VIDE REMEDIES," be adopted?

6 Yes()

7 No ()

8 (4) ~~Such ballots~~ BALLOTS shall be cast and canvassed and
9 the results of the election certified in the same manner as bal-
10 lots on any questions submitted to the electors. If the majority
11 of the qualified electors vote in favor of the adoption of this
12 act, then the provisions ~~thereof~~ OF THIS ACT shall be in full
13 force and effect in the county. ~~, and not otherwise.~~

14 Enacting section 1. This amendatory act does not take
15 effect unless House Bill No. 5138 of the 89th Legislature is
16 enacted into law.