

HOUSE BILL No. 4823

June 10, 2003, Introduced by Reps. Brandenburg, Hummel, Farhat, Garfield, Drolet, Hoogendyk, Amos, Casperson, Emmons, Wenke, Tabor, Palsrok, Vander Veen, Acciavatti, LaJoy, Steil, Walker, Pastor, Stakoe, Meyer, Voorhees, Taub, Ward, Ruth Johnson, Rocca, Kooiman, Robertson, Moolenaar and Richardville and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1989 PA 292, entitled
"Metropolitan councils act,"
by amending section 27 (MCL 124.677), as amended by 1998 PA 373.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 27. (1) A proposal for a tax authorized to be levied
2 by a council under this act shall not be placed on the ballot
3 unless the proposal is adopted by a resolution of the council and
4 certified by the council not later than 70 days before the
5 election to the county clerk of each county in which all or part
6 of a participating city, village, or township is located for
7 inclusion on the ballot. The proposal shall state the amount and
8 duration of the millage and shall be certified for inclusion on
9 the ballot at the next general election, the state primary
10 immediately preceding the general election, or a special election
11 at a proposed date not within 45 days of a state primary or a

1 general election, as specified by the council's resolution. A
2 proposed special election date shall be ~~approved by the county~~
3 ~~election scheduling committee of the largest county in the manner~~
4 ~~required by section 639 of~~ **scheduled in compliance with** the
5 Michigan election law, 1954 PA 116, MCL ~~168.639~~ **168.1 to**
6 **168.992.**

7 (2) The county election commission shall provide ballots for
8 an election for a tax proposal for each city, village, or
9 township or part of a city, village, or township located within
10 the county that is participating in a council under this act.

11 (3) Except as otherwise provided in subsections (4) and (5),
12 an election for a tax shall be conducted by the city and township
13 clerks and election officials of the cities and townships
14 participating in a council under this act.

15 (4) If an election on a proposal for a tax is to be held in
16 conjunction with a general election or state primary election and
17 if a village participating in a council under this act is located
18 within a nonparticipating township, the township clerk and
19 election officials shall conduct the election. On the
20 forty-fifth day preceding the election, the village clerk or
21 other official maintaining a file of qualified and registered
22 electors of the village shall provide to the township clerk a
23 list containing the name, address, and birth date of each
24 qualified and registered elector of the village. By the
25 fifteenth day preceding the election, the village clerk or other
26 official providing the list shall provide to the township clerk
27 information updating the list as of the close of registration.

1 Persons appearing on the list as updated are eligible to vote in
2 the election by special ballot.

3 (5) If a tax is to be voted on at a special election not held
4 in conjunction with a general election or state primary election
5 and if a village participating in a council under this act is
6 located within a nonparticipating township, the village clerk and
7 election officials shall conduct the election.

8 Enacting section 1. This amendatory act takes effect
9 January 1, 2005.

10 Enacting section 2. This amendatory act does not take
11 effect unless all of the following bills of the 92nd Legislature
12 are enacted into law:

13 (a) Senate Bill No. _____ or House Bill No. 4821 (request
14 no. 01919'03 *).

15 (b) Senate Bill No. _____ or House Bill No. 4824 (request
16 no. 01920'03 *).