HOUSE BILL No. 4943

July 2, 2003, Introduced by Rep. Robertson and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1966 PA 261, entitled

"An act to provide for the apportionment of county boards of commissioners; to prescribe the size of the board; to provide for appeals; to prescribe the manner of election of the members of the county board of commissioners; to provide for compensation of members; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,"

by amending section 12 (MCL 46.412), as amended by 1982 PA 504.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 12. When a vacancy occurs in the office of

2 commissioner by death, resignation, removal from the district, or

3 removal from office, the vacancy shall be filled by appointment

4 within 30 days by the county board of commissioners of a resident

5 and registered voter of that district. A person who has been

6 convicted of a violation of section 12a(1) of ~~Act No. 370 of the~~

7 ~~Public Acts of 1941, being section 38.412a of the Michigan~~

8 ~~Compiled Laws~~ **1941 PA 370, MCL 38.412a**, ~~shall~~ **is** not ~~be~~

9 eligible for appointment to the office of county commissioner for

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1 a period of 20 years after conviction. The person appointed to

2 fill a vacancy ~~which~~ **that** occurred in an odd numbered year

3 shall serve until the vacancy is filled in a special election.

4 That special election shall be called by the county board of

5 commissioners. The person appointed to fill a vacancy ~~which~~

6 **that** occurs in a year ~~which~~ **that** is an election year for the

7 office of county commissioner shall serve for the remainder of

8 the unexpired term. If the county board of commissioners does

9 not fill the vacancy by appointment within 30 days, that vacancy

10 shall be filled by a special election regardless of whether the

11 year is an election year or an odd year**, subject to section 641**

12 **of the Michigan election law, 1954 PA 116, MCL 168.641**.