

SENATE BILL No. 754

August 19, 2009, Introduced by Senator KAHN and referred to the Committee on Education.

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending section 644g (MCL 168.644g), as amended by 2004 PA 293.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 644g. (1) A term of office shall not be shortened by the
2 provisions of sections 641 to 644i. An officer scheduled by prior
3 law to be elected at a time other than the odd year general
4 election shall not be elected on the date scheduled but shall
5 continue in office until a successor takes office after being
6 elected in the first odd year general election following that date.
7 If the regular election date for holding a jurisdiction's regular
8 election is changed under section 642, ~~or~~ 642a, **OR 642C**, the term
9 of an official who was elected before the effective date of the
10 change continues until a successor is elected and qualified at the
11 next regular election.

1 (2) Notwithstanding a law or charter provision to the
2 contrary, an officer required to be elected at the odd year general
3 election, who by law or charter is elected for a term of an odd
4 number of years shall, after September 1, 2004, be elected for a
5 term of 1 year longer than provided by law or charter.

6 (3) In home rule cities where the charter provides for the
7 election of city officers at a time other than at the odd year
8 general election and provides that members of the governing body
9 are not all to be elected in the same year, the governing body by
10 ordinance adopted prior to April 1, 1971 may alter the length of
11 terms now provided by charter to provide that the city may continue
12 to elect part of the governing body at each election. A term shall
13 not be extended beyond January 1 following the first odd year
14 general election at which the officer would be elected as provided
15 by charter. A term shall not be for more than 4 years.

16 Enacting section 1. This amendatory act takes effect January
17 1, 2010.

18 Enacting section 2. This amendatory act does not take effect
19 unless all of the following bills of the 95th Legislature are
20 enacted into law:

21 (a) Senate Bill No. 751.

22
23 (b) Senate Bill No. 752.

24
25 (c) Senate Bill No. 753.