

HOUSE BILL No. 4234

February 10, 2011, Introduced by Reps. Huuki, Lindberg, Johnson, McMillin, Brown, Cotter, Somerville, Zorn, Foster, Tyler, Shirkey, Townsend and McBroom and referred to the Committee on Education.

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 1996 PA 203.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3a. Section 2 shall not be construed to do any of the
2 following:

3 (a) Prohibit public servants of a city, village, township, or
4 county with a population of less than 25,000 from serving, with or
5 without compensation, as emergency medical services personnel as
6 defined in section 20904 of the public health code, ~~Act No. 368 of~~
7 ~~the Public Acts of 1978, being section 333.20904 of the Michigan~~
8 ~~Compiled Laws 1978 PA 368, MCL 333.20904.~~

1 (b) Prohibit public servants of a city, village, township, or
2 county with a population of less than 25,000 from serving, with or
3 without compensation, as a firefighter in that city, village,
4 township, or county if that firefighter is not any of the
5 following:

6 (i) A full-time firefighter.

7 (ii) A fire chief.

8 (iii) A person who negotiates with the city, village, township,
9 or county on behalf of the firefighters.

10 (c) Limit the authority of the governing body of a city,
11 village, township, or county with a population of less than 25,000
12 to authorize a public servant to perform, with or without
13 compensation, other additional services for the unit of local
14 government.

15 (d) Prohibit public servants of this state from purchasing at
16 a tax sale lands returned as delinquent for taxes under the general
17 property tax act, ~~Act No. 206 of the Public Acts of 1893, being~~
18 ~~sections 211.1 to 211.157 of the Michigan Compiled Laws, 1893 PA~~
19 **206, MCL 211.1 TO 211.155**, unless otherwise prohibited by the rules
20 of the Michigan civil service commission or the department or
21 agency of which that public servant is an employee.

22 **(E) PROHIBIT A SUPERINTENDENT OF AN INTERMEDIATE SCHOOL**
23 **DISTRICT FROM SERVING SIMULTANEOUSLY AS SUPERINTENDENT OF A LOCAL**
24 **SCHOOL DISTRICT, OR PROHIBIT AN INTERMEDIATE SCHOOL DISTRICT FROM**
25 **CONTRACTING WITH ANOTHER PERSON TO SERVE AS SUPERINTENDENT OF A**
26 **LOCAL SCHOOL DISTRICT, EVEN IF THE LOCAL SCHOOL DISTRICT IS A**
27 **CONSTITUENT DISTRICT OF THE INTERMEDIATE SCHOOL DISTRICT. AS USED**

1 IN THIS SUBDIVISION, "CONSTITUENT DISTRICT" MEANS THAT TERM AS
2 DEFINED IN SECTION 3 OF THE REVISED SCHOOL CODE, 1976 PA 451, MCL
3 380.3.