

# HOUSE BILL No. 5229

December 14, 2011, Introduced by Reps. Santana, Olumba, Jackson, Durhal, Stapleton, Hobbs, Irwin and Tlaib and referred to the Committee on Government Operations.

A bill to amend 1999 PA 212, entitled

"An act to restrict certain governmental entities from requiring individuals to reside within certain geographic areas or specified distances or travel times from their place of employment as a condition of employment or promotion,"

by amending section 2 (MCL 15.602).

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 2. (1) Except as ~~provided in subsection (2)~~ **OTHERWISE**  
2       **PROVIDED IN THIS SECTION**, a public employer shall not require, by  
3       collective bargaining agreement or otherwise, that a person reside  
4       within a specified geographic area or within a specified distance  
5       or travel time from his or her place of employment as a condition  
6       of employment or promotion by the public employer.

7       (2) Subsection (1) does not prohibit a public employer from  
8       requiring, by collective bargaining agreement or otherwise, that a

1 person reside within a specified distance from the nearest boundary  
2 of the public employer. However, the specified distance shall be 20  
3 miles or another specified distance greater than 20 miles.

4 (3) A requirement described in subsection (2) does not apply  
5 to a person if the person is married and both of the following  
6 conditions are met:

7 (a) The person's spouse is employed by another public  
8 employer.

9 (b) The person's spouse is subject to a condition of  
10 employment or promotion that, if not for this section, would  
11 require him or her to reside a distance of less than 20 miles from  
12 the nearest boundary of the public employer.

13 (4) Subsection (1) does not apply if the person is a volunteer  
14 or paid on-call firefighter, an elected official, or an unpaid  
15 appointed official.

16 (5) A PUBLIC EMPLOYER IN A CITY WITH A POPULATION GREATER THAN  
17 500,000 MAY REQUIRE A POLICE OFFICER, FIREFIGHTER, OR CIVIL SERVANT  
18 EMPLOYED BY THE PUBLIC EMPLOYER TO RESIDE WITHIN THE CITY LIMITS.