

# HOUSE BILL No. 4208

February 7, 2013, Introduced by Reps. Zorn, LaVoy, Jenkins, Kurtz and Somerville and referred to the Committee on Local Government.

A bill to amend 1986 PA 59, entitled  
"Resort district rehabilitation act,"  
by amending sections 2 and 6 (MCL 125.2202 and 125.2206).

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 2. As used in this act:

2       (a) "Authority" means a resort district authority created  
3 pursuant to this act.

4       (b) "Board" means the governing body of an authority.

5       (c) "Operation" means office maintenance, including salaries  
6 and expenses of employees, office supplies, consultation fees,  
7 design costs, and other expenses incurred in the daily management  
8 of the authority and planning of its activities.

9       (d) "Rehabilitation" means construction, reconstruction,

1 repair, or maintenance of a road, street lighting, a sanitary  
 2 sewer, a storm sewer, storm water drainage **FACILITIES**, or a flood  
 3 control project within a resort district, or establishment and  
 4 operation of a system of garbage collection within the resort  
 5 district.

6 (e) "Rehabilitation plan" means ~~the information and~~  
 7 ~~requirements set forth~~ **A PLAN AS DESCRIBED** in section 15.

8 (f) "Resort district" means an area ~~which~~ **THAT** encompasses a  
 9 natural geographic feature used for recreation, such as an inland  
 10 lake or the Great Lakes shoreline, ~~which~~ **THAT** is specifically  
 11 designated by resolution and approved as provided in this act, and  
 12 a portion of which ~~area~~ is land that is or was a part of a resort  
 13 association incorporated under 1 of the following:

14 ~~—— (i) Act No. 230 of the Public Acts of 1897, being sections~~  
 15 ~~455.1 to 455.24 of the Michigan Compiled Laws.~~

16 ~~—— (ii) Act No. 39 of the Public Acts of 1889, being sections~~  
 17 ~~455.51 to 455.72 of the Michigan Compiled Laws.~~

18 ~~—— (iii) Act No. 69 of the Public Acts of 1887, being sections~~  
 19 ~~455.101 to 455.113 of the Michigan Compiled Laws.~~

20 ~~—— (iv) Act No. 137 of the Public Acts of 1929, being sections~~  
 21 ~~455.201 to 455.220 of the Michigan Compiled Laws.~~

22 (i) 1931 PA 327, MCL 450.98 TO 450.192.

23 (ii) **THE NONPROFIT CORPORATION ACT, 1982 PA 162, MCL 450.2101**  
 24 **TO 450.3192.**

25 (iii) 1897 PA 230, MCL 455.1 TO 455.24.

26 (iv) 1889 PA 39, MCL 455.51 TO 455.72.

27 (v) 1887 PA 69, MCL 455.101 TO 455.113.

1           (vi) 1929 PA 137, MCL 455.201 TO 455.220.

2           Sec. 6. (1) The authority shall be under the supervision and  
3 control of a board. ~~consisting~~ **THE BOARD SHALL CONSIST** of 2 elected  
4 officials of the township, 2 residents of ~~an area that is or was a~~  
5 ~~resort association as described in section 2(f),~~ **THE RESORT**  
6 **DISTRICT**, and 1 individual designated by the industrial or  
7 commercial facility, located within the township, ~~which~~ **THAT** has  
8 the highest state equalized valuation as of December 31 of the year  
9 preceding the year of the designation. The board members shall be  
10 appointed or designated within 30 days after adoption of the  
11 ordinance or resolution under section 5.

12           (2) A member shall be appointed by the township supervisor  
13 subject to approval by the township board. Of the 2 resident  
14 members first appointed, 1 shall be appointed for a term expiring  
15 December 31 of the year after the year of appointment and 1 for a  
16 term expiring December 31 of the third year after the year of  
17 appointment. Thereafter, each resident member shall serve for a  
18 term of 4 years. A member shall hold office until the member's  
19 successor is appointed. An appointment to fill a vacancy shall be  
20 made by the township supervisor for the unexpired term.

21           (3) If approved by the township board, a board member shall  
22 receive compensation limited to a reasonable per diem which shall  
23 include actual and necessary expenses.

24           (4) The chairperson of the board shall be elected by the board  
25 from among its members. Before assuming the duties of office, a  
26 board member shall qualify by taking and subscribing to the  
27 constitutional oath of office provided in section 1 of article XI

1 of the state constitution of 1963.