

HOUSE BILL No. 4397

March 7, 2013, Introduced by Reps. VerHeulen, Jacobsen, Price, Pagel, Outman, Kosowski, Victory and Cotter and referred to the Committee on Elections and Ethics.

A bill to amend 1989 PA 292, entitled
"Metropolitan councils act,"
by amending section 27 (MCL 124.677), as amended by 2003 PA 301.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 27. (1) A proposal for a tax authorized to be levied by a
2 council under this act shall not be placed on the ballot unless the
3 proposal is adopted by a resolution of the council and certified by
4 the council not later than ~~70 days~~ **4 P.M. ON THE FIFTEENTH TUESDAY**
5 before the election to the county clerk of each county in which all
6 or part of a participating city, village, or township is located
7 for inclusion on the ballot. The proposal shall state the amount
8 and duration of the millage and shall be certified for inclusion on
9 the ballot at the next general election, the state primary
10 immediately preceding the general election, or a special election

1 at a proposed date not within 45 days of a state primary or a
2 general election, as specified by the council's resolution. A
3 proposed special election date shall be scheduled in compliance
4 with the Michigan election law, 1954 PA 116, MCL 168.1 to 168.992.

5 (2) The county election commission shall provide ballots for
6 an election for a tax proposal for each city, village, or township
7 or part of a city, village, or township located within the county
8 that is participating in a council under this act.

9 (3) Except as otherwise provided in subsections (4) and (5),
10 an election for a tax shall be conducted by the city and township
11 clerks and election officials of the cities and townships
12 participating in a council under this act.

13 (4) If an election on a proposal for a tax is to be held in
14 conjunction with a general election or state primary election and
15 if a village participating in a council under this act is located
16 within a nonparticipating township, the township clerk and election
17 officials shall conduct the election. On the forty-fifth day
18 preceding the election, the village clerk or other official
19 maintaining a file of qualified and registered electors of the
20 village shall provide to the township clerk a list containing the
21 name, address, and birth date of each qualified and registered
22 elector of the village. By the fifteenth day preceding the
23 election, the village clerk or other official providing the list
24 shall provide to the township clerk information updating the list
25 as of the close of registration. Persons appearing on the list as
26 updated are eligible to vote in the election by special ballot.

27 (5) If a tax is to be voted on at a special election not held

1 in conjunction with a general election or state primary election
2 and if a village participating in a council under this act is
3 located within a nonparticipating township, the village clerk and
4 election officials shall conduct the election.

5 Enacting section 1. This amendatory act takes effect 120 days
6 after the date it is enacted into law.

7 Enacting section 2. This amendatory act does not take effect
8 unless Senate Bill No.____ or House Bill No. 4393(request no.
9 01399'13) of the 97th Legislature is enacted into law.