

HOUSE BILL No. 4873

June 20, 2013, Introduced by Reps. Singh, Irwin, Driskell, Stanley, Robinson and Kivela and referred to the Committee on Local Government.

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)~~, ~~THIS~~
2 **SECTION**, a public employer shall not require, by collective
3 bargaining agreement or otherwise, that a person reside within a
4 specified geographic area or within a specified distance or travel
5 time from his or her place of employment as a condition of
6 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
9 person reside within a specified distance from the nearest boundary

1 of the public employer. However, the specified distance shall be 20
2 miles or another specified distance greater than 20 miles.

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

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

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

12 (3) ~~(4)~~ Subsection (1) does not apply if the person is a
13 volunteer or paid on-call firefighter, an elected official, or an
14 unpaid appointed official.

15 (4) **SUBSECTION (1) DOES NOT PROHIBIT A MUNICIPALITY FROM**
16 **CONDITIONING THE EMPLOYMENT OF AN EMPLOYEE HIRED AFTER THE**
17 **EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SUBSECTION ON**
18 **THE EMPLOYEE'S RESIDING WITHIN THE BOUNDARIES OF THE MUNICIPALITY**
19 **FOR UP TO 7 YEARS AFTER THE DATE OF EMPLOYMENT.**