

**LAND RECLAMATION AND IMPROVEMENT AUTHORITY ACT (EXCERPT)**  
**Act 173 of 1992**

**125.2462 Authority board; vacancy.**

Sec. 12. (1) If any of the following occur, a vacancy is created on the authority board:

- (a) The death of an incumbent.
- (b) The resignation of an incumbent.
- (c) The removal of an incumbent pursuant to section 11.
- (d) An incumbent's conviction of a felony or a crime involving the violation of his or her oath of office.
- (e) The decision of a competent tribunal declaring void an individual's election or appointment to the authority board.
- (f) The failure of an individual to satisfy a requirement of section 10(2).
- (g) The failure of an individual to qualify for office as provided by section 10(4).

(2) If an individual appointed to the first authority board under section 8(4)(b)(iv), (c)(iv), (d)(iv), or (d)(v) vacates office, an individual shall be appointed to fill the vacancy for the remainder of the term by the county board of commissioners, or the township board, as the case may be, that nominated the individual vacating office. If an individual appointed to the first authority board under section 8(4)(a)(ii), (a)(iii), (b)(ii), (b)(iii), (c)(ii), (c)(iii), (d)(ii), or (d)(iii), an individual shall be appointed to fill the vacancy for the remainder of the term by the state treasurer. If an individual appointed to the authority board, other than an individual appointed to the first authority board under section 8, vacates office, an individual shall be appointed to fill the vacancy for the remainder of the term by the same person by which the individual vacating office was appointed. An individual shall be appointed to fill a vacancy under this subsection not more than 30 days after the vacancy is created.

(3) If an individual appointed to the first authority board under section 8(4)(a)(i), (b)(i), (c)(i), or (d)(i) or elected pursuant to section 9(2) or (3) vacates office, a successor shall be elected to serve for the remainder of the term. The successor shall be elected at the next regular authority election, if a regular election is scheduled to be held not more than 90 days after the vacancy is created, or at a special election to be held not more than 60 days after the vacancy is created. Except with respect to the date of the election, sections 9(4) and (5) and 10(3) govern an election under this subsection.

**History:** 1992, Act 173, Imd. Eff. July 21, 1992.