



# HOUSE BILL No. 5493

December 14, 1995, Introduced by Reps. Galloway, Dobb, Jamian, Dolan, Voorhees, Middleton, Price and Freeman and referred to the Committee on Local Government.

A bill to amend the title and section 1 of Act No. 261 of the Public Acts of 1965, entitled

"An act to authorize the creation and to prescribe the powers and duties of county and regional parks and recreation commissions; and to prescribe the powers and duties of county boards of supervisors with respect thereto,"

section 1 as amended by Act No. 84 of the Public Acts of 1990, being section 46.351 of the Michigan Compiled Laws.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1 Section 1. The title and section 1 of Act No. 261 of the  
2 Public Acts of 1965, section 1 as amended by Act No. 84 of the  
3 Public Acts of 1990, being section 46.351 of the Michigan  
4 Compiled Laws, are amended to read as follows:

5 TITLE

6 An act to authorize the creation and to prescribe the powers  
7 and duties of county and regional parks and recreation

1 commissions; and to prescribe the powers and duties of county  
2 boards of ~~supervisors~~ COMMISSIONERS with respect thereto.

3       Sec. 1. (1) The county board of commissioners of a county,  
4 by resolution adopted by a 2/3 vote of all its members, may  
5 create a county parks and recreation commission, which shall be  
6 under the general control of the board of commissioners.

7       (2) The county parks and recreation commission shall consist  
8 of ~~10 members, including~~ the chairperson of the county road  
9 commission or another road commissioner designated by the board  
10 of county road commissioners, the county drain commissioner, the  
11 chairperson of the county planning commission or another member  
12 of the county planning commission designated by the county plan-  
13 ning commission, ~~and~~ 7 members appointed by the county board of  
14 commissioners, not less than 1 and not more than 3 of whom shall  
15 be members of the board of commissioners AND THE ELECTED COUNTY  
16 EXECUTIVE OR HIS OR HER DESIGNEE IN A COUNTY ORGANIZED UNDER ACT  
17 NO. 139 OF THE PUBLIC ACTS OF 1973, BEING SECTIONS 45.551 TO  
18 45.573 OF THE MICHIGAN COMPILED LAWS, WITH AN ELECTED COUNTY  
19 EXECUTIVE. In a county that does not have a county planning com-  
20 mission, the chairperson of the regional planning commission  
21 shall serve on the county parks and recreation commission if that  
22 person is a resident of that county. If the chairperson of the  
23 regional planning commission is not a resident of that county,  
24 then the board shall, by a 2/3 vote, appoint a member of the  
25 regional planning commission who is a resident of that county to  
26 serve on the county parks and recreation commission. Of the  
27 members first appointed by the county board of commissioners, 2

1 shall be appointed for a term ending 1 year from the following  
2 January 1, 2 for a term ending 2 years from the following January  
3 1, and 3 for a term ending 3 years from the following January 1.  
4 Thereafter, each appointed member shall be appointed for a term  
5 of 3 years and until his or her successor is appointed and  
6 qualified. Each term shall expire at noon on January 1. A  
7 vacancy shall be filled by the county board of commissioners for  
8 the unexpired term.

9 (3) The county parks and recreation commission is an agency  
10 of the county. The county board of commissioners may make rules  
11 and regulations with respect to the county parks and recreation  
12 commission as the board of commissioners considers advisable.  
13 The members of the county parks and recreation commission shall  
14 not be full-time officers, and the board of commissioners shall  
15 fix the compensation of the members.