

HOUSE BILL No. 5746

June 8, 2016, Introduced by Rep. Nesbitt and referred to the Committee on Elections.

A bill to amend 1851 PA 156, entitled

"An act to define the powers and duties of the county boards of commissioners of the several counties, and to confer upon them certain local, administrative and legislative powers; and to prescribe penalties for the violation of the provisions of this act,"

by amending section 16c (MCL 46.16c), as added by 1988 PA 37.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 16c. (1) The county clerk shall notify the clerk of each
2 township affected by a consolidation petitioned for under section
3 16b of the date for the election and the question to be submitted.
4 The date for the election on the issue of consolidation shall be
5 set on or before May 1 in the year of a general November election.
6 Each township clerk shall arrange for an election on the question
7 of the proposed consolidation.

8 (2) The ballot to be used in an election for consolidation
9 shall be substantially in the following form:

1 "For consolidation of the townships of _____ and
 2 _____ (naming each township) as the (charter) township of
 3 _____" (insert one of the following) (for a charter township)
 4 "that will be a municipal corporation subject to ~~Act No. 359 of the~~
 5 ~~Public Acts of 1947, being sections 42.1 to 42.34 of the Michigan~~
 6 ~~Compiled Laws, THE CHARTER TOWNSHIP ACT, 1947 PA 359, MCL 42.1 TO~~
 7 **42.34**, which act will constitute the charter of the municipal
 8 corporation, and that will have an authorized millage rate of
 9 _____.

10 ☐ Yes

11 ☐ No"

12 or

13 (For a general law township with extra voted millage) "with
 14 extra voted millage of _____ mills for _____ years.

15 ☐ Yes

16 ☐ No"

17 (3) A township proposed for consolidation shall bear its own
 18 election expenses. The county board of canvassers shall canvass an
 19 election held under this section and shall return the results to
 20 the county board of commissioners.

21 (4) If a majority of the electors voting on the question in
 22 each township counted separately approve the consolidation, the
 23 county board of commissioners shall approve the consolidation by
 24 resolution. An approved consolidation is effective at 12 p.m. on
 25 November 20 following the election.

26 (5) In the resolution approving the consolidation, the county
 27 board of commissioners shall call an election of the township board

1 for the consolidated township at the next ~~August~~**JUNE** primary and
2 November general elections, which elections replace the elections
3 of the boards of the townships that are consolidated. The
4 consolidated township board is composed of a supervisor, clerk,
5 treasurer, and 2 or 4 trustees, as provided by law.

6 (6) If the consolidation is not approved by the electors in
7 each township, the proceedings on the consolidation petition
8 terminate.

9 Enacting section 1. This amendatory act takes effect 90 days
10 after the date it is enacted into law.

11 Enacting section 2. This amendatory act does not take effect
12 unless Senate Bill No.____ or House Bill No. 5744 (request no.
13 05606'16) of the 98th Legislature is enacted into law.