

HOUSE BILL NO. 6374

November 12, 2020, Introduced by Reps. Yaroch and Steven Johnson and referred to the Committee on Government Operations.

A bill to amend 1923 PA 118, entitled

"An act to authorize counties to raise by loan, expend from unallocated moneys on hand, or borrow money for permanent improvements, to issue bonds, and to levy taxes to the extent necessary for the repayment of the bonds,"

by amending section 3 (MCL 141.63).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. The county clerk shall, at least 30 days before any
2 election at which the electors are to vote on any county bond
3 issue, serve a copy of ~~said~~**the** resolution on the sheriff of the

1 county and the sheriff shall, at least 20 days before ~~said the~~
2 election, cause to be posted in 2 of the most public and
3 conspicuous places in each election precinct or district in the
4 county notices of ~~said the~~ election containing the full text of the
5 resolution. ~~aforsaid. The county clerk shall also cause to be~~
6 ~~published in at least 1 newspaper having a general circulation in~~
7 ~~the county, one published in the county, if such there be, a like~~
8 ~~notice for 3 successive weeks immediately prior to said election.~~
9 **Notice of the election must be given in the same manner required by**
10 **section 653a of the Michigan election law, 1954 PA 116, MCL**
11 **168.653a.** The county clerk shall also cause to be served on the
12 clerk of each city, village, and township a copy of ~~said the~~
13 resolution, ~~at least 30 days before the time fixed for the holding~~
14 of ~~said the~~ election. All municipal and township authorities shall
15 take such action relating to ~~said the~~ election as ~~shall be is~~
16 necessary to provide for the holding ~~thereof of the election~~, but
17 ~~no an~~ election called under ~~the provisions of this act shall must~~
18 **not** be construed as a special municipal election within the
19 limitations of ~~Act No. 278 or Act No. 279 of the Public Acts of~~
20 ~~1909 and amendments thereto. the home rule city act, 1909 PA 279,~~
21 **MCL 117.1 to 117.38.** The notice required to be ~~posted by the~~
22 ~~sheriff and published by the county clerk shall be deemed provided~~
23 **under this section is** sufficient notice of ~~said the~~ election. All
24 elections ~~herein provided for shall provided under this act must~~ be
25 conducted, all votes ~~shall must~~ be received and counted, and all
26 returns ~~shall must~~ be made in accordance with the ~~general election~~
27 ~~laws of the state of Michigan, Michigan election law, 1954 PA 116,~~
28 **MCL 168.1 to 168.992,** unless ~~herein otherwise provided. Provided,~~
29 ~~where in any bond issues heretofore approved, the giving and~~

1 ~~posting of the notices required by this section have been made in~~
2 ~~accordance with the provisions of Act No. 351 of the Public Acts of~~
3 ~~1925, rather than as heretofore provided for in this section, the~~
4 ~~said bond issues and all bonds issued thereunder are hereby~~
5 ~~validated, approved and confirmed as to the giving and posting of~~
6 ~~such notices.~~

7 Enacting section 1. This amendatory act does not take effect
8 unless Senate Bill No. ____ or House Bill No. 6440 (request no.
9 02449'19) of the 100th Legislature is enacted into law.