

# HOUSE BILL No. 5998

November 8, 2012, Introduced by Rep. Opsommer and referred to the Committee on Local, Intergovernmental, and Regional Affairs.

A bill to amend 1967 (Ex Sess) PA 7, entitled "Urban cooperation act of 1967," by amending sections 4 and 5b (MCL 124.504 and 124.505b), section 4 as amended by 2002 PA 439 and section 5b as added by 1998 PA 169.

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

1           Sec. 4. (1) ~~A~~**SUBJECT TO SUBSECTION (2),** A public agency of  
2 this state may exercise jointly with any other public agency of  
3 this state, with a public agency of any other state of the United  
4 States, with a public agency of Canada, or with any public agency  
5 of the United States government any power, privilege, or authority  
6 that the agencies share in common and that each might exercise  
7 separately.

8           (2) **BEGINNING ON THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT**  
9 **ADDED THIS SUBSECTION, AN INTERLOCAL AGREEMENT ENTERED INTO UNDER**

1 THIS SECTION AND SECTION 5 MAY BE TERMINATED OR RESCINDED BY A  
2 REFERENDUM OF THE RESIDENTS OF THE GEOGRAPHIC AREA SERVED BY A  
3 PUBLIC AGENCY THAT IS A PARTY TO THE INTERLOCAL AGREEMENT AS  
4 PROVIDED IN SUBSECTION (3).

5 (3) IF WITHIN 45 DAYS AFTER AN INTERLOCAL AGREEMENT IS ENTERED  
6 INTO BY A PUBLIC AGENCY A PETITION IS SIGNED BY A MINIMUM OF 8% OF  
7 THE REGISTERED ELECTORS OF THE GEOGRAPHIC AREA SERVED BY THAT  
8 PUBLIC AGENCY VOTING IN THE LAST GENERAL ELECTION BEFORE THE PUBLIC  
9 AGENCY ENTERED INTO THE INTERLOCAL AGREEMENT, A REFERENDUM SHALL BE  
10 HELD IN THE GEOGRAPHIC AREA SERVED BY THAT PUBLIC AGENCY AT THE  
11 NEXT REGULARLY SCHEDULED ELECTION OR AT A SPECIAL ELECTION HELD FOR  
12 THIS PURPOSE. IF A MAJORITY OF THE ELECTORS OF THE GEOGRAPHIC AREA  
13 SERVED BY THAT PUBLIC AGENCY VOTING ON THE INTERLOCAL AGREEMENT  
14 APPROVE THE INTERLOCAL AGREEMENT, THE PUBLIC AGENCY MAY ENTER INTO  
15 THE INTERLOCAL AGREEMENT. IF A PETITION IS NOT FILED AS PROVIDED IN  
16 THIS SECTION, THE PUBLIC AGENCY MAY ENTER INTO THE INTERLOCAL  
17 AGREEMENT.

18 Sec. 5b. A petition under section 4, 5a, or 8a, including the  
19 circulation and signing of the petition, is subject to section 488  
20 of the Michigan election law, 1954 PA 116, MCL 168.488. A person  
21 who violates a provision of the Michigan election law, 1954 PA 116,  
22 MCL 168.1 to 168.992, applicable to a petition described in this  
23 section is subject to the penalties prescribed for that violation  
24 in the Michigan election law, 1954 PA 116, MCL 168.1 to 168.992.