

# SENATE BILL NO. 577

October 11, 2023, Introduced by Senators OUTMAN and DALEY and referred to the Committee on Veterans and Emergency Services.

A bill to amend 1973 PA 139, entitled

"An act to provide forms of county government; to provide for county managers and county executives and to prescribe their powers and duties; to abolish certain departments, boards, commissions, and authorities; to provide for transfer of certain powers and functions; to prescribe powers of a board of county commissioners and elected officials; to provide organization of administrative functions; to transfer property; to retain ordinances and laws not inconsistent with this act; to provide methods for abolition of a unified form of county government; and to prescribe penalties and provide remedies,"

by amending section 4 (MCL 45.554), as amended by 1980 PA 100.

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

1           Sec. 4. (1) On the date the optional unified form of county  
 2 government becomes effective, all appointed boards, commissions,  
 3 and authorities except the apportionment commission, airport zoning  
 4 board of appeals, board of county canvassers, board of  
 5 determination for a drainage district, civil service commission,  
 6 county drainage board, county department of veterans' affairs  
 7 administrative committee or soldiers' relief commission, concealed  
 8 weapons licensing board, election commission, jury commission,  
 9 library commission, parks and recreation commission, social  
 10 services board, tax allocation board, a board established to  
 11 oversee retirement programs, a plat board, a mental health board, a  
 12 hospital board, an intercounty drainage board, and a building  
 13 authority established by the county individually or in conjunction  
 14 with another unit of government and the boards of county road  
 15 commissioners; and all elective county offices except those of  
 16 county commissioner, prosecuting attorney, clerk, register of  
 17 deeds, treasurer, sheriff, and drain commissioner are abolished and  
 18 the tenure of ~~persons~~**individuals** holding the office or appointment  
 19 is terminated. Termination ~~shall take~~**takes** effect whether or not  
 20 it coincides with the end of a term of office or appointment. All  
 21 county departments in conflict with the departmental organization  
 22 established by this act are abolished. ~~As used in this act,~~  
 23 ~~"department" or "county department" shall not include boards of~~  
 24 ~~county road commissioners.~~

25           (2) On the date the optional unified form of county government  
 26 becomes effective, powers vested in an abolished office, board,  
 27 commission, authority, or department ~~shall become~~ general county  
 28 government powers, and functions performed by the abolished office,  
 29 board, commission, authority, or department ~~shall~~**must** be

1 administered by the county executive or county manager in the  
2 manner determined by the county board of commissioners.

3 (3) A board or commission ~~which~~**that** is excepted from this act  
4 ~~pursuant to~~**under** subsection (1) shall exercise ~~the~~**its** powers and  
5 duties as provided by law.

6 (4) The power vested in the office of county prosecuting  
7 attorney, county sheriff, county register of deeds, county clerk,  
8 county treasurer, county drain commissioner, or the board of county  
9 road commissioners, ~~shall not be~~**is not** minimized or divested by  
10 this act.

11 (5) The method of appointing veterans to and the power vested  
12 in a county department of veterans' affairs administrative  
13 committee ~~pursuant to Act No. 192 of the Public Acts of 1953, as~~  
14 ~~amended, being sections 35.621 to 35.624 of the Michigan Compiled~~  
15 ~~Laws, under 1953 PA 192, MCL 35.621 to 35.624, or a soldiers'~~  
16 relief commission ~~pursuant to Act No. 214 of the Public Acts of~~  
17 ~~1899, as amended, being sections 35.21 to 35.27 of the Michigan~~  
18 ~~Compiled Laws, shall not be~~**under 1899 PA 214, MCL 35.21 to 35.30,**  
19 **is not** affected, minimized, or divested, except as follows:

20 (a) Budgeting, procurement, office facilities and equipment,  
21 employment, and related management functions ~~shall~~**must** be  
22 performed under the direction and supervision of the county manager  
23 or executive.

24 (b) The employment of **a** veterans' service officer ~~shall be~~**is**  
25 subject to approval of the department of veterans' affairs  
26 administrative committee or soldiers' relief commission.

27 **(6) As used in this act, "department" or "county department"**  
28 **does not include boards of county road commissioners.**

29 Enacting section 1. This amendatory act does not take effect

1 unless Senate Bill No. 576 of the 102nd Legislature is enacted into  
2 law.