

**HOUSE SUBSTITUTE FOR
SENATE BILL NO. 1136**

A bill to amend 1989 PA 292, entitled
"Metropolitan council act,"
(MCL 124.651 to 124.685) by adding sections 43, 45, 47, 49, 51,
59, 61, and 63.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 43. AS USED IN SECTIONS 43 THROUGH 63:

2 (A) "ARTICLES" MEANS A COUNCIL'S ARTICLES OF INCORPORATION
3 PROVIDED FOR IN SECTION 45.

4 (B) "COUNCIL" MEANS A METROPOLITAN REGION COUNCIL ESTAB-
5 LISHED PURSUANT TO THIS ACT.

6 (C) "COUNCIL AREA" MEANS THE ACTUAL TERRITORY OF THE COUN-
7 TIES PARTICIPATING IN THE METROPOLITAN REGION.

8 (D) "LARGEST" MEANS, IF USED IN REFERENCE TO A COUNTY, THE
9 COUNTY HAVING THE GREATEST POPULATION.

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1 (E) "OBSCENE" MEANS MATERIAL THAT MEETS THE FOLLOWING

2 CRITERIA:

3 (i) WHEN EXAMINED IN ITS TOTALITY, THE MATERIAL APPEALS TO A
4 PRURIENT INTEREST.

5 (ii) THE MATERIAL DEPICTS OR DESCRIBES, IN A PATENTLY OFFEN-
6 SIVE WAY, SEXUAL CONDUCT SPECIFICALLY DEFINED BY STATE LAW.

7 (iii) WHEN EXAMINED IN ITS TOTALITY, THE MATERIAL LACKS
8 SERIOUS LITERARY, ARTISTIC, POLITICAL, OR SCIENTIFIC VALUE.

9 (F) "PARTICIPATING", IF USED IN REFERENCE TO A QUALIFIED
10 COUNTY, MEANS 1 OF THE FOLLOWING:

11 (i) AFTER FORMATION OF A METROPOLITAN REGION COUNCIL, A
12 QUALIFIED COUNTY THAT HAS JOINED IN THE FORMATION OF THE COUNCIL
13 OR BEEN ADDED TO THE COUNCIL PURSUANT TO SECTION 51 AND THAT HAS
14 NOT WITHDRAWN PURSUANT TO SECTION 63.

15 (ii) BEFORE FORMATION OF A METROPOLITAN REGION COUNCIL, A
16 QUALIFIED COUNTY NAMED IN THE ARTICLES OF INCORPORATION AS A PAR-
17 TICIPATING QUALIFIED COUNTY.

18 (G) "QUALIFIED CITY" MEANS A CITY THAT MEETS ALL OF THE FOL-
19 LOWING CONDITIONS:

20 (i) THE CITY IS LOCATED IN A PARTICIPATING QUALIFIED
21 COUNTY.

22 (ii) THE CITY OWNS 2 OR MORE REGIONAL CULTURAL
23 INSTITUTIONS.

24 (iii) THE CITY HAS A POPULATION OF NOT LESS THAN 700,000
25 PERSONS ACCORDING TO THE MOST RECENT FEDERAL DECENNIAL CENSUS.

26 (H) "QUALIFIED COUNTY" MEANS A COUNTY THAT MEETS THE
27 FOLLOWING REQUIREMENTS:

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1 (i) THE COUNTY HAS A POPULATION OF NOT LESS THAN 780,000
2 ACCORDING TO THE MOST RECENT FEDERAL DECENNIAL CENSUS.

3 (ii) THE COUNTY HAS A QUALIFIED CITY WITHIN ITS GEOGRAPHIC
4 BOUNDARIES, OR IS CONTIGUOUS TO A COUNTY WITH A QUALIFIED CITY.

5 (I) "REGIONAL CULTURAL INSTITUTION" MEANS A STRUCTURE, FIX-
6 TURE, OR ACTIVITY PROVIDED BY A TAX EXEMPT ENTITY THAT HAS BEEN
7 IN EXISTENCE FOR AT LEAST 18 CONSECUTIVE MONTHS BEFORE BECOMING
8 ELIGIBLE FOR FUNDING UNDER THIS CHAPTER. "REGIONAL CULTURAL
9 INSTITUTION" MAY INCLUDE A ZOOLOGICAL INSTITUTE; A SCIENCE
10 CENTER, WHETHER OR NOT IT IS AFFILIATED WITH A PRIVATE EDUCA-
11 TIONAL INSTITUTION; A PUBLIC BROADCAST STATION AS DEFINED BY
12 SECTION 397 OF SUBPART E OF PART IV OF TITLE III OF THE COMMUNI-
13 CATIONS ACT OF 1934, 47 U.S.C. 397, WHETHER OR NOT THE PUBLIC
14 BROADCAST STATION IS AFFILIATED WITH AN INSTITUTION OF HIGHER
15 EDUCATION; A MUSEUM, WHETHER OR NOT IT IS AFFILIATED WITH A PRI-
16 VATE EDUCATIONAL INSTITUTION; A HISTORICAL CENTER; A PERFORMING
17 ARTS CENTER; A VISUAL OR PERFORMANCE ART INSTRUCTION CENTER
18 AFFILIATED WITH AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION IN
19 THE ARTS; AN ORCHESTRA; A CHORUS; A CHORALE; OR AN OPERA
20 THEATER. "REGIONAL CULTURAL INSTITUTION" DOES NOT INCLUDE A PRO-
21 FESSIONAL SPORTS ARENA OR STADIUM; A LABOR ORGANIZATION; A POLIT-
22 ICAL ORGANIZATION; A LIBRARY; A PUBLIC, PRIVATE, OR CHARTER
23 SCHOOL; OR AN EXHIBITION, PERFORMANCE, OR PRESENTATION THAT IS
24 OBSCENE.

25 (J) "TAX EXEMPT ENTITY" MEANS ANY OF THE FOLLOWING:

26 (i) AN ORGANIZATION EXEMPT FROM TAXATION UNDER SECTION
27 501(C) OF THE INTERNAL REVENUE CODE OF 1986.

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1 (ii) AN ENTITY OR DIVISION OWNED BY AN ORGANIZATION
2 DESCRIBED IN SUBPARAGRAPH (i).

3 (iii) AN ENTITY OWNED BY A TOWNSHIP, CITY, VILLAGE, COMMU-
4 NITY COLLEGE, STATE UNIVERSITY, OR ANY OTHER PUBLIC BODY THAT IS
5 NOT A PUBLIC SCHOOL, CHARTER SCHOOL, OR PUBLIC SCHOOL ACADEMY.

6 SEC. 45. (1) TWO OR MORE QUALIFIED COUNTIES IN COMBINATION
7 WITH ONE ANOTHER AND WITH 1 OR MORE QUALIFIED CITIES MAY FORM A
8 METROPOLITAN REGION COUNCIL BY ADOPTING ARTICLES OF INCORPORATION
9 IN ACCORDANCE WITH SECTIONS 47 AND 49, IF THE COUNTY COMMISSION
10 OF EACH QUALIFIED COUNTY SEEKING TO PARTICIPATE, AND THE CITY
11 COUNCIL OF EACH QUALIFIED CITY SEEKING TO PARTICIPATE, DOES THE
12 FOLLOWING:

13 (A) ADOPTS A RESOLUTION DECLARING AN INTENT TO PARTICIPATE
14 IN THE FORMATION OF THAT AUTHORITY.

15 (B) ADOPTS ARTICLES OF INCORPORATION IN ACCORDANCE WITH SEC-
16 TIONS 47 AND 49.

17 (2) UPON ADOPTION OF THE RESOLUTIONS DESCRIBED IN SUBSECTION
18 (1)(A), THE PARTICIPATING QUALIFIED COUNTIES AND QUALIFIED CITIES
19 OF A METROPOLITAN REGION COUNCIL SHALL ESTABLISH A METROPOLITAN
20 REGION COUNCIL BOARD. THE CHIEF EXECUTIVE OFFICER OF EACH PAR-
21 TICIPATING QUALIFIED COUNTY AND QUALIFIED CITY SHALL APPOINT 3
22 REPRESENTATIVES TO THE BOARD, WITH THE ADVICE AND CONSENT OF THE
23 LEGISLATIVE BODY OF THE COUNTY OR CITY. HOWEVER, IF A PARTICI-
24 PATING QUALIFIED COUNTY HAS A POPULATION GREATER THAN 2,000,000
25 PERSONS, A REPRESENTATIVE SHALL BE APPOINTED BY EACH OF THE 3
26 LARGEST GEOGRAPHICAL CONFERENCES ESTABLISHED IN THE COUNTY BEFORE

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1 JANUARY 1, 1999 UNDER THE URBAN COOPERATION ACT OF 1967, 1967 (EX
2 SESS) PA 7, MCL 124.501 TO 124.512.

3 (3) A METROPOLITAN REGION COUNCIL IS A PUBLIC CORPORATE BODY
4 WITH POWER TO SUE AND BE SUED IN ANY COURT OF THE STATE.

5 (4) A METROPOLITAN REGION COUNCIL IS AN AUTHORITY UNDER SEC-
6 TION 6 OF ARTICLE IX OF THE STATE CONSTITUTION OF 1963.

7 (5) A METROPOLITAN REGION COUNCIL POSSESSES ALL THE POWERS
8 NECESSARY FOR CARRYING OUT THE PURPOSES OF ITS FORMATION. THE
9 ENUMERATION OF SPECIFIC POWERS IN THIS ACT SHALL NOT BE CONSTRUED
10 AS A LIMITATION ON THE GENERAL POWERS OF A COUNCIL, CONSISTENT
11 WITH ITS ARTICLES.

12 SEC. 47. (1) A METROPOLITAN REGION COUNCIL'S ARTICLES SHALL
13 STATE THE NAME OF THE COUNCIL; THE NAMES OF THE PARTICIPATING
14 COUNTIES AND CITIES; THE PURPOSES FOR WHICH THE COUNCIL IS
15 FORMED; THE POWERS, DUTIES, AND LIMITATIONS OF THE COUNCIL AND
16 ITS OFFICERS; THE QUALIFICATIONS, METHOD OF SELECTION, AND TERMS
17 OF OFFICE OF DELEGATES SITTING ON THE COUNCIL AND OF COUNCIL
18 OFFICERS; THE MANNER IN WHICH PARTICIPATING COUNTIES AND CITIES
19 SHALL TAKE PART IN THE GOVERNANCE OF THE COUNCIL; THE GENERAL
20 METHOD OF AMENDING THE ARTICLES; ANY MATTER THAT THE PARTICIPAT-
21 ING COUNTIES AND CITIES CONSIDER ADVISABLE; AND BOTH OF THE FOL-
22 LOWING, WHICH SHALL REQUIRE THE ADOPTION OF A RESOLUTION BY A
23 VOTE OF NOT LESS THAN 2/3 OF THE DELEGATES SERVING ON THE COUN-
24 CIL, INCLUDING AT LEAST 1 DELEGATE FROM EACH PARTICIPATING QUALI-
25 FIED COUNTY AND QUALIFIED CITY:

26 (A) THE METHOD OF AMENDING THE ARTICLES TO REFLECT THE
27 ADDITION OF A QUALIFIED COUNTY OR QUALIFIED CITY.

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1 (B) THE METHOD OF AMENDING THE ARTICLES TO REFLECT A CHANGE
2 IN THE DISTRIBUTION OF FUNDS AMONG REGIONAL CULTURAL
3 INSTITUTIONS.

4 (2) SUBJECT TO SUBSECTION (3) AND THE REQUIREMENTS OF
5 SECTIONS 25 AND 27, THE ARTICLES MAY AUTHORIZE THE METROPOLITAN
6 REGION COUNCIL TO ACT IN ACCORDANCE WITH SECTION 7(3).

7 (3) THE ARTICLES OF A METROPOLITAN REGION COUNCIL SHALL
8 SPECIFY THAT, AS A CONDITION OF PROCEEDING UNDER SUBSECTION (2),
9 THE COUNTY COMMISSION OF EACH QUALIFIED COUNTY PARTICIPATING IN
10 THE COUNCIL SHALL PLACE ON A COUNTYWIDE BALLOT THE PROPOSAL
11 DESCRIBED IN SECTION 27(1) [AT THE REGULARLY SCHEDULED COUNTY
PRIMARY OR GENERAL ELECTION THAT FOLLOWS THE DETERMINATION TO
PROCEED UNDER SECTION 27(3)].

12 (4) THE ARTICLES OF A METROPOLITAN REGION COUNCIL SHALL
13 SPECIFY THE MAXIMUM AMOUNT OR PERCENTAGE OF REVENUES RECEIVED
14 UNDER THIS ACT THAT THE COUNCIL MAY AUTHORIZE TO BE EXPENDED
15 ANNUALLY FOR ADMINISTRATIVE COSTS INCURRED UNDER THIS ACT. THE
16 ARTICLES SHALL ALSO SPECIFY THAT NOT MORE THAN 3% OF ANNUAL REVE-
17 NUES RECEIVED UNDER THIS ACT MAY BE EXPENDED ANNUALLY FOR THOSE
18 ADMINISTRATIVE COSTS. ADDITIONALLY, THE ARTICLES SHALL AUTHORIZE
19 THE COUNCIL TO PROVIDE FUNDING, SUPPLEMENTAL TO FUNDING RECEIVED
20 FROM OTHER SOURCES, FOR REGIONAL CULTURAL INSTITUTIONS LOCATED
21 WITHIN THE COUNCIL AREA THAT THE COUNCIL SERVES. HOWEVER, A
22 COUNCIL SHALL NOT EXPEND MONEY COLLECTED UNDER THIS SECTION
23 UNLESS THE SPECIFIC EXPENDITURE IS INCLUDED IN THE COUNCIL'S
24 ANNUAL BUDGET, EXPRESSLY AUTHORIZED IN THE COUNCIL'S ARTICLES, OR
25 UNLESS THE EXPENDITURE IS APPROVED BY AN AFFIRMATIVE VOTE OF A
26 MAJORITY OF THE COUNCIL'S DELEGATES.

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1 SEC. 49. (1) EXCEPT AS PROVIDED IN SUBSECTION (2), THE
2 ARTICLES OF A METROPOLITAN REGION COUNCIL SHALL AUTHORIZE EACH
3 PARTICIPATING QUALIFIED COUNTY TO RECEIVE UP TO 1/3 OF ANY NET
4 REVENUES COLLECTED WITHIN THAT PARTICIPATING QUALIFIED COUNTY
5 UNDER SECTION 47. THE AMOUNT OF UP TO 1/3 OF NET REVENUES
6 RECEIVED SHALL BE EXPENDED TO FUND THOSE CULTURAL AND RECREA-
7 TIONAL PROGRAMS AND FACILITIES THAT ARE NOT PRIMARILY DESIGNED OR
8 USED FOR PROFESSIONAL SPORTS.

9 (2) A PARTICIPATING QUALIFIED COUNTY WITH A POPULATION OF
10 MORE THAN 2,000,000 PERSONS ACCORDING TO THE MOST RECENT FEDERAL
11 DECENNIAL CENSUS SHALL NOT RECEIVE ANY NET REVENUES COLLECTED
12 WITHIN THAT COUNTY UNDER SECTION 47(2). INSTEAD, 1/3 OF THE NET
13 REVENUES COLLECTED IN EACH CITY, VILLAGE, OR PORTION OF A TOWN-
14 SHIP THAT IS NOT INCORPORATED AS A CITY OR VILLAGE SHALL BE
15 RETAINED BY THAT CITY, VILLAGE, OR PORTION OF A TOWNSHIP, AND
16 THOSE NET REVENUES SHALL BE EXPENDED BY THE AFFECTED CITIES, VIL-
17 LAGES, AND PORTIONS OF TOWNSHIPS TO FUND ONLY CULTURAL AND RECRE-
18 ATIONAL PROGRAMS AND FACILITIES THAT ARE NOT PRIMARILY DESIGNED
19 OR USED FOR PROFESSIONAL SPORTS.

20 (3) BEFORE THE ARTICLES OR AMENDMENTS ARE ADOPTED BY ANY
21 PARTICIPATING CITY, THE ARTICLES OR AMENDMENTS SHALL BE PUBLISHED
22 BY THE CLERK OF THE PARTICIPATING CITY AT LEAST ONCE IN A NEWSPA-
23 PER GENERALLY CIRCULATED WITHIN THE PARTICIPATING CITY. BEFORE
24 THE ARTICLES OR AMENDMENTS ARE ADOPTED BY PARTICIPATING QUALIFIED
25 COUNTIES, THE ARTICLES OR AMENDMENTS SHALL BE PUBLISHED BY THE
26 CLERK OF EACH PARTICIPATING QUALIFIED COUNTY AT LEAST ONCE IN A
27 NEWSPAPER GENERALLY CIRCULATED WITHIN THAT COUNTY.

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1 (4) THE ADOPTION OF ARTICLES OR AMENDMENTS BY THE
2 LEGISLATIVE BODY OF A PARTICIPATING COUNTY OR CITY SHALL BE EVI-
3 DENCED BY AN ENDORSEMENT ON THE ARTICLES OR AMENDMENTS BY THE
4 CLERK OF THE PARTICIPATING COUNTY OR CITY IN A FORM SUBSTANTIALLY
5 AS FOLLOWS:

6 THESE ARTICLES OF INCORPORATION (OR AMENDMENTS) WERE ADOPTED
7 BY AN AFFIRMATIVE VOTE OF A MAJORITY OF THE MEMBERS SERVING ON
8 THE LEGISLATIVE BODY OF _____,
9 _____ AT A MEETING DULY HELD ON THE _____ DAY
10 OF _____, A.D., _____.

11 _____
12 _____

13 (5) UPON ADOPTION OF THE ARTICLES OR AMENDMENTS BY A METRO-
14 POLITAN REGION COUNCIL, THE CLERK OF EACH PARTICIPATING COUNTY
15 SHALL FILE IN THAT COUNTY AND WITH THE SECRETARY OF STATE A
16 PRINTED COPY OF THE ADOPTED OR AMENDED ARTICLES.

17 SEC. 51. (1) A QUALIFIED COUNTY OR QUALIFIED CITY MAY BE
18 ADDED TO THE METROPOLITAN REGION COUNCIL AFTER THE COUNCIL'S
19 INCORPORATION UPON SATISFACTION OF ALL OF THE FOLLOWING
20 REQUIREMENTS:

21 (A) A MAJORITY OF THE MEMBERS ELECTED TO AND SERVING ON THE
22 LEGISLATIVE BODY OF THE QUALIFIED COUNTY OR QUALIFIED CITY VOTE
23 TO ADOPT A RESOLUTION STATING THAT THE QUALIFIED COUNTY OR QUALI-
24 FIED CITY DESIRES TO BE ADDED TO THE METROPOLITAN REGION COUNCIL
25 AND THAT IT ACCEPTS THE REQUIREMENTS OF THE ARTICLES AS AMENDED
26 TO REFLECT THE ADDITION OF THE QUALIFIED COUNTY OR QUALIFIED
27 CITY.

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1 (B) IF A QUALIFIED CITY IS PROPOSING TO BE ADDED TO A
2 METROPOLITAN REGION COUNCIL THAT IS EXERCISING ITS AUTHORITY
3 UNDER SECTION 47(2), THAT EXERCISE OF AUTHORITY IS AUTHORIZED BY
4 A MAJORITY OF THE ELECTORS OF THE CITY VOTING ON THE PROPOSAL [AT
THE REGULARLY SCHEDULED COUNTY PRIMARY OR GENERAL ELECTION THAT
FOLLOWS ADOPTION OF THE RESOLUTION DESCRIBED IN SUBDIVISION (A)].

5 IF A QUALIFIED COUNTY IS PROPOSING TO BE ADDED TO A METROPOLITAN
6 REGION COUNCIL THAT IS EXERCISING ITS AUTHORITY UNDER
7 SECTION 47(2), THAT EXERCISE OF AUTHORITY IS AUTHORIZED BY A
8 MAJORITY OF THE ELECTORS OF THE QUALIFIED COUNTY VOTING ON THE
9 PROPOSAL [AT THE REGULARLY SCHEDULED COUNTY PRIMARY OR GENERAL
ELECTION THAT FOLLOWS ADOPTION OF THE RESOLUTION DESCRIBED IN
SUBDIVISION (A)].

10 (C) THE ARTICLES ARE AMENDED TO REFLECT THE ADDITION OF THE
11 QUALIFIED COUNTY OR QUALIFIED CITY.

12 (2) UPON ADDITION OF A QUALIFIED COUNTY OR QUALIFIED CITY TO
13 A METROPOLITAN REGION COUNCIL, A PRINTED COPY OF THE AMENDED
14 ARTICLES SHALL BE FILED AS REQUIRED BY SECTION 9 BY THE CLERK OF
15 THE QUALIFIED COUNTY OR QUALIFIED CITY ADDED TO THE COUNCIL.

16 SEC. 59. A METROPOLITAN REGION COUNCIL MAY BE ESTABLISHED
17 SOLELY TO DEVELOP OR ENHANCE REGIONAL CULTURAL INSTITUTIONS AND
18 LOCAL RECREATION AND CULTURAL FACILITIES, OTHER THAN FACILITIES
19 THAT ARE PRIMARILY DESIGNED OR USED FOR PROFESSIONAL SPORTS,
20 WITHIN THE GEOGRAPHIC BOUNDARIES OF QUALIFIED COUNTIES PARTICI-
21 PATING IN THE COUNCIL.

22 SEC. 61. (1) A METROPOLITAN REGION COUNCIL MAY DO 1 OR MORE
23 OF THE FOLLOWING:

24 (A) ADOPT BYLAWS FOR THE ADMINISTRATION OF THE COUNCIL.

25 (B) ACQUIRE AND HOLD, BY PURCHASE, LEASE, GRANT, GIFT,
26 DEVISE, LAND CONTRACT, INSTALLMENT PURCHASE CONTRACT, BEQUEST,
27 CONDEMNATION, OR OTHER LEGAL MEANS, REAL AND PERSONAL PROPERTY

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1 WITHIN OR WITHOUT THE PARTICIPATING QUALIFIED COUNTIES AND
2 QUALIFIED CITIES. THE PROPERTY MAY INCLUDE FRANCHISES, EASE-
3 MENTS, OR RIGHTS-OF-WAY ON, UNDER, OR ABOVE ANY PROPERTY. THE
4 METROPOLITAN REGION COUNCIL MAY PAY FOR THE PROPERTY FROM, OR
5 PLEDGE FOR THE PAYMENT OF THE PROPERTY, REVENUE OF THE COUNCIL.
6 A COUNCIL SHALL NOT CONDEMN PUBLIC PROPERTY.

7 (C) APPLY FOR AND ACCEPT GRANTS, LOANS, OR CONTRIBUTIONS
8 FROM THE FEDERAL GOVERNMENT OR ANY OF ITS AGENCIES, THIS STATE,
9 OR OTHER PUBLIC OR PRIVATE AGENCIES TO BE USED FOR ANY OF THE
10 PURPOSES OF THIS ACT.

11 (D) SELL OR LEASE PROPERTY ACQUIRED FOR THE PURPOSES OF THIS
12 ACT BUT NOT NEEDED FOR THOSE PURPOSES.

13 (E) HIRE EMPLOYEES, ATTORNEYS, ACCOUNTANTS, AND
14 CONSULTANTS.

15 (2) A METROPOLITAN REGION COUNCIL SHALL DO ALL OF THE
16 FOLLOWING:

17 (A) PREPARE BUDGETS AND APPROPRIATIONS ACTS IN THE MANNER
18 REQUIRED OF LOCAL UNITS UNDER THE UNIFORM BUDGETING AND ACCOUNT-
19 ING ACT, 1968 PA 2, MCL 141.421 TO 141.440A.

20 (B) IF ENDING A FISCAL YEAR WITH A DEFICIT, FILE A FINANCIAL
21 PLAN TO CORRECT THE DEFICIT IN THE SAME MANNER AS PROVIDED IN
22 SECTION 21 OF THE STATE REVENUE SHARING ACT OF 1971, 1971 PA 140,
23 MCL 141.921.

24 SEC. 63. (1) EXCEPT AS OTHERWISE PROVIDED IN
25 SUBSECTION (2), A PARTICIPATING QUALIFIED COUNTY OR QUALIFIED
26 CITY MAY WITHDRAW FROM MEMBERSHIP IN THE METROPOLITAN REGION
27 COUNCIL IF ALL OF THE FOLLOWING CONDITIONS ARE MET:

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1 (A) ADOPTION OF A RESOLUTION BY A MAJORITY OF THE MEMBERS
2 ELECTED TO AND SERVING ON THE LEGISLATIVE BODY OF THE QUALIFIED
3 COUNTY OR QUALIFIED CITY REQUESTING WITHDRAWAL FROM MEMBERSHIP.

4 (B) PAYMENT OR THE PROVISION FOR PAYMENT IS MADE REGARDING
5 ANY OBLIGATIONS OF THE QUALIFIED COUNTY OR QUALIFIED CITY TO THE
6 METROPOLITAN REGION COUNCIL OR ITS CREDITORS.

7 (2) IF, UPON WITHDRAWAL, A QUALIFIED COUNTY OR QUALIFIED
8 CITY HAS UNPAID OBLIGATIONS TO THE METROPOLITAN REGION COUNCIL
9 THAT AROSE UNDER SECTION 47(2) BEFORE WITHDRAWAL OF THE QUALIFIED
10 COUNTY OR QUALIFIED CITY, THE OBLIGATIONS SHALL CONTINUE TO BE
11 IMPOSED IN THE QUALIFIED COUNTY OR QUALIFIED CITY, TO THE EXTENT
12 AND IN AN AMOUNT NEEDED TO SATISFY THE UNPAID OBLIGATIONS, UNTIL
13 THE OBLIGATIONS ARE PAID OR EXPIRE, WHICHEVER HAPPENS FIRST. A
14 QUALIFIED COUNTY OR QUALIFIED CITY THAT WITHDRAWS FROM A METRO-
15 POLITAN REGION COUNCIL SHALL CONTINUE TO RECEIVE SERVICES FROM
16 THE COUNCIL UNTIL THAT QUALIFIED COUNTY OR QUALIFIED CITY IS NO
17 LONGER REQUIRED TO SATISFY AN OBLIGATION IMPOSED BY THE COUNCIL
18 UNDER SECTION 47(2).

19 (3) WITHDRAWAL OF A QUALIFIED COUNTY OR QUALIFIED CITY FROM
20 A METROPOLITAN REGION COUNCIL SHALL BE EVIDENCED BY AN AMENDMENT
21 TO THE ARTICLES EXECUTED BY THE SECRETARY OR, IF THE COUNCIL HAS
22 NO SECRETARY, BY THE CHAIRPERSON OF THE COUNCIL AND FILED AND
23 PUBLISHED IN THE SAME MANNER AS THE ORIGINAL ARTICLES.

24 Enacting section 1. This amendatory act does not take
25 effect unless House Bill No. 5796 of the 89th Legislature is
26 enacted into law.