

# HOUSE BILL No. 4643

April 24, 2007, Introduced by Reps. Donigan, Lindberg, Lahti, Condino, Miller, Meisner, Vagnozzi, Mayes and Accavitti and referred to the Committee on Agriculture.

A bill to amend 1956 PA 40, entitled  
"The drain code of 1956,"  
by amending section 247 (MCL 280.247).

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 247. The county drain commissioner acting under the  
2 provisions of this act may employ an attorney when ~~he deems the~~  
3 ~~same~~ **CONSIDERED** necessary and any legal expense shall be charged to  
4 the ~~several~~ drain districts in behalf of which he ~~shall be~~ **OR SHE**  
5 **IS** employed. ~~All such expenses~~ **ANY LEGAL EXPENSES, INCLUDING, BUT**  
6 **NOT LIMITED TO, LITIGATION AND WITNESS FEE EXPENSES, JUDGMENTS OR**  
7 **ORDERS AND THE COSTS OF ANY JUDGMENTS OR ORDERS ENTERED AGAINST A**  
8 **DRAINAGE DISTRICT, AND ATTORNEY FEES** shall be paid out of the **DRAIN**  
9 **FUND OF THE DRAINAGE DISTRICT OR THE** revolving drain fund ~~which~~

1 ~~shall be reimbursed out of the first moneys available: Provided,~~  
2 ~~That~~ **AND ASSESSED TO THE DRAINAGE DISTRICT TO REIMBURSE THE**  
3 **REVOLVING DRAIN FUND IN ACCORDANCE WITH SECTIONS 301 TO 307.**  
4 **HOWEVER,** the board of ~~supervisors~~ **COMMISSIONERS** by resolution may  
5 cause the prosecuting attorney to give such legal assistance as  
6 part of his **OR HER** duties.