

HOUSE BILL No. 4380

March 3, 2011, Introduced by Reps. Kowall, Knollenberg, Haines, Crawford, McMillin, Jacobsen, Horn, Walsh, Moss, Goike, Rogers, Shirkey, Heise and Somerville and referred to the Committee on Redistricting and Elections.

A bill to amend 1966 PA 261, entitled

"An act to provide for the apportionment of county boards of commissioners; to prescribe the size of the board; to provide for appeals; to prescribe the manner of election of the members of the county board of commissioners; to provide for compensation of members; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,"

by amending section 3 (MCL 46.403).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. (1) ~~The~~ **EXCEPT AS OTHERWISE PROVIDED IN THIS**
2 **SUBSECTION, THE** county apportionment commission shall consist of
3 the county clerk, the county treasurer, the prosecuting attorney,
4 and the statutory county chairperson of each of the 2 political
5 parties receiving the greatest number of votes cast for the office
6 of secretary of state in the last preceding general election. If a

1 county does not have a statutory chairperson of a political party,
 2 the 2 additional members shall be a party representative from each
 3 of the 2 political parties receiving the greatest number of votes
 4 cast for the office of secretary of state in the last preceding
 5 general election and appointed by the chairperson of the state
 6 central committee for each of the political parties. **IN A COUNTY**
 7 **WITH A POPULATION OF 1,000,000 OR MORE AND AN ELECTED COUNTY**
 8 **EXECUTIVE, THE COUNTY APPORTIONMENT COMMISSION SHALL BE THE COUNTY**
 9 **BOARD OF COMMISSIONERS.** The clerk shall convene the apportionment
 10 commission and they shall adopt their rules of procedure. ~~Three~~ **A**
 11 **MAJORITY OF THE** members of the apportionment commission shall be a
 12 quorum sufficient to conduct its business. All action of the
 13 apportionment commission shall be by majority vote of the
 14 commission.

15 (2) The business which the apportionment commission may
 16 perform shall be conducted at a public meeting held in compliance
 17 with ~~Act No. 267 of the Public Acts of 1976, being sections 15.261~~
 18 ~~to 15.275 of the Michigan Compiled Laws.~~ **THE OPEN MEETINGS ACT,**
 19 **1976 PA 267, MCL 15.261 TO 15.275.** Public notice of the time, date,
 20 and place of the meeting shall be given in the manner required by
 21 ~~Act No. 267 of the Public Acts of 1976.~~ **THE OPEN MEETINGS ACT, 1976**
 22 **PA 267, MCL 15.261 TO 15.275.**

23 (3) A writing prepared, owned, used, in the possession of, or
 24 retained by the commission in the performance of an official
 25 function shall be made available to the public in compliance with
 26 ~~Act No. 442 of the Public Acts of 1976, being sections 15.231 to~~
 27 ~~15.246 of the Michigan Compiled Laws.~~ **THE FREEDOM OF INFORMATION**

1 ACT, 1976 PA 442, MCL 15.231 TO 15.246.