

# HOUSE BILL No. 4534

April 12, 2011, Introduced by Rep. Jenkins and referred to the Committee on Local, Intergovernmental, and Regional Affairs.

A bill to amend 1984 PA 425, entitled

"An act to permit the conditional transfer of property by contract between certain local units of government; to provide for permissive and mandatory provisions in the contract; to provide for certain conditions upon termination, expiration, or nonrenewal of the contract; and to prescribe penalties and provide remedies,"

by amending section 6 (MCL 124.26).

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 6. ~~(1)~~—If applicable to the transfer, a contract under  
2 this act may provide for **ANY OF** the following:

3       (a) Any method by which the contract may be rescinded or  
4 terminated by any participating local unit ~~prior to~~ **BEFORE** the  
5 stated date of termination.

6       (b) The manner of employing, engaging, compensating,  
7 transferring, or discharging personnel required for the economic

1 development project to be carried out under the contract. ~~, subject~~  
2 ~~to the provisions of applicable civil service and merit systems. An~~  
3 ~~employee who is transferred by a local unit due to a contract under~~  
4 ~~this act shall not by reason of the transfer be placed in any worse~~  
5 ~~position with respect to worker's compensation, pension, seniority,~~  
6 ~~wages, sick leave, vacation, health and welfare insurance, or any~~  
7 ~~other benefits that he or she enjoyed before the transfer.~~

8 (c) The fixing and collecting of charges, rates, rents, or  
9 fees, where appropriate, and the adoption of ordinances and their  
10 enforcement by or with the assistance of the participating local  
11 units.

12 (d) The manner in which purchases shall be made and contracts  
13 entered into.

14 (e) The acceptance of gifts, grants, assistance funds, or  
15 bequests.

16 (f) The manner of responding for any liabilities that might be  
17 incurred through performance of the contract and insuring against  
18 any such liability.

19 (g) Any other necessary and proper matters agreed upon by the  
20 participating local units.