

# Legislative Analysis



## MODIFY CHARTER COMMISSIONER ELECTION DEADLINE

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**House Bill 5816 as introduced**  
**Sponsor: Rep. Penelope Tsernoglou**  
**Committee: Elections**  
**Complete to 11-11-24**

Analysis available at  
<http://www.legislature.mi.gov>

### SUMMARY:

House Bill 5816 would amend the Home Rule City Act to extend the deadline by which members of a charter commission must be elected for a city charter revision.

Unless otherwise provided by the city charter, upon the approval of 3/5 of the members of its legislative body or upon receiving an initiative petition signed by at least 5% of the city's registered voters, a city can hold an election on the question of whether to revise its charter.

If the voters approve the proposal for a general charter revision, a nine-member charter commission generally must be elected within 60 days.<sup>1</sup> However, the Michigan Election Law requires all city elections to be held on the regular election date in May, August, or November, or on the date of the February presidential primary election.<sup>2</sup>

House Bill 5816 would amend the Home Rule City Act to require an election for the charter commission to be held within 200 days, rather than 60 days, of the election approving the petition for a charter revision.

MCL 117.18

### FISCAL IMPACT:

The bill would have no fiscal impact on the state or local units of government.

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations and does not constitute an official statement of legislative intent.

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<sup>1</sup> The act provides that charter commissioners may be elected at the same election as the question for a charter revision when provided for by the petition or upon the approval of 3/5 of the members of the city's legislative body.

<sup>2</sup> May, August, and November elections are held on the first Tuesday after the first Monday of the month, and the presidential primary election is held on the fourth Tuesday in February in each presidential election year.