COUNTY CIVIL COUNSEL
Act 15 of 1941

AN ACT to authorize boards of commissioners in certain counties to employ attorneys to represent the county or county officers in civil matters.

History: 1941, Act 15, Eff. Jan. 10, 1942;—Am. 1978, Act 508, Imd. Eff. Dec. 13, 1978.

The People of the State of Michigan enact:

49.71 County civil attorney; employment, compensation.

Sec. 1. The board of supervisors of any county by a majority vote of the members-elect may employ an attorney to represent the county in civil matters, whenever the board determines that the prosecuting attorney is unable to properly represent the county. Such attorney shall receive such compensation as shall be determined by the board of supervisors.

History: 1941, Act 15, Eff. Jan. 10, 1942;—Am. 1945, Act 18, Eff. Sept. 6, 1945;—CL 1948, 49.71;—Am. 1952, Act 16, Eff. Sept. 18, 1952;—Am. 1957, Act 5, Imd. Eff. Mar. 20, 1957.

49.72 Prosecuting attorney; limitation of action in civil matters.

Sec. 2. In case the board of supervisors of any such county shall employ an attorney under this act to represent the county in civil matters, the prosecuting attorney of such county shall not act with respect to such matters, unless requested to do so by the board of supervisors.

History: 1941, Act 15, Eff. Jan. 10, 1942;—CL 1948, 49.72.

49.73 Employment of attorney to represent elected county officers; compensation; MCL 691.1408 not superseded.

Sec. 3. The board of commissioners of a county shall employ an attorney to represent elected county officers, including the sheriff, prosecuting attorney, clerk, treasurer, county surveyor, county executive, register of deeds, drain commissioner, mine inspector, public works commissioner, and judges of the county district, probate, and circuit courts in civil matters, as a defendant, when neither the prosecuting attorney or county corporation counsel is able to represent the particular officer. Legal advice, counsel, or court action shall be required under this section only in a case which involves an official act or duty of the office of the county officer. The attorney shall receive reasonable compensation as shall be determined by the board of commissioners. This section shall not supersede section 8 of Act No. 170 of the Public Acts of 1964, being section 691.1408 of the Michigan Compiled Laws.

History: Add. 1978, Act 508, Imd. Eff. Dec. 13, 1978.

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