NOTICE OF VACANCY IN PUBLIC OFFICE

Act 190 of 1879

AN ACT in relation to removals from and filling vacancies in certain public offices.

History: 1879, Act 190, Eff. Aug. 30, 1879 ;-- Am. 1915, Act 149, Eff. Aug. 24, 1915

The People of the State of Michigan enact:

201.91 Vacancy; notice to appointing officer, body, or state treasurer.

Sec. 1.

(1) If a vacancy occurs in any public office, and the vacancy may be filled by appointment by the governor or otherwise, notice of that vacancy and of the facts why the vacancy exists, shall, within 10 days after the vacancy occurs, be given in writing to the officer, board or body, having power to fill the vacancy by appointment. The notice shall be given as follows:

(a) If the vacancy is in any county office, except for the county clerk, by the clerk of that county.

(b) If in the office of the circuit judge or judges or recorders of a city court, by the clerk of the county where that officer resides at the time of the vacancy.

(c) If the vacancy is in the office of county clerk of any county, by the judge of probate of that county.

(d) If the vacancy is in the office of secretary of state, by the state treasurer.

(e) In all other cases, by the secretary of state.

(2) If a vacancy occurs in an office the salary for which is paid in whole or part from the state treasury, the officer, board, or body having the appointing power shall immediately after receiving notice of the vacancy notify the state treasurer of that vacancy.

History: 1879, Act 190, Eff. Aug. 30, 1879 ;-- How. 650 ;-- CL 1897, 1156 ;-- CL 1915, 242 ;-- CL 1929, 3380 ;-- CL 1948, 201.91 ;-- Am. 2002, Act 378, Imd. Eff. May 24, 2002

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