

# PUBLIC AND LOCAL ACTS

OF

# THE LEGISLATURE

OF THE

## State of Michigan

PASSED AT THE

REGULAR SESSION OF 1955

CONTAINING JOINT RESOLUTIONS, AMENDMENTS TO  
CONSTITUTION AND ABSTRACTS OF PROCEEDINGS  
RELATIVE TO CHANGE OF BOUNDARIES OF TOWN-  
SHIPS AND INCORPORATION, ETC., OF CITIES AND  
VILLAGES.



COMPILED BY

**JAMES M. HARE**

SECRETARY OF STATE

AND THE

MICHIGAN COMPILATION COMMISSION

SPEAKER-HINES AND THOMAS, INC., STATE PRINTERS, LANSING, MICH.—1955



## ARTICLE VII.

Courts of record; seal; justices of supreme court and circuit judges, qualifications.

Sec. 17. The supreme court and the circuit and probate courts of each county shall be courts of record, and shall each have a common seal. Justices of the supreme court and judges of all circuit courts in this state elected or appointed after July 1, 1955, shall at the time of such election or appointment be under 70 years of age and licensed to practice law in this state.

Resolved further, That the foregoing amendment shall be submitted to the people of the state at the next regular election. The secretary of state is hereby required to certify said proposed amendment to the clerks of the various counties of the state in the manner required by law. It shall be the duty of the board of election commissioners of each county to prepare ballots for the use of the electors when voting on said proposed amendment, which ballot, after setting forth the proposed amendment, in accordance with the provisions of section 3 of article 17 of the constitution, shall be substantially in the following form:

"Vote on amendment to section 17 of article 7 of the state constitution.

Shall section 17 of article 7 of the state constitution be amended relative to the qualifications of judges?

Yes ( )

No ( )."

It shall be the duty of the board of election commissioners in each county to deliver the ballots so prepared to the inspectors of election of the several voting precincts within their respective counties within the time ballots to be used at said election are required to be delivered to such inspectors under the general election law. All votes cast upon said amendment shall be counted, canvassed and returned in the same manner as is provided by law for counting, canvassing and returning votes cast for state officers.

## [No. 3.]

A JOINT RESOLUTION proposing an amendment to article 10 of the state constitution by adding thereto a new section to stand as section 27 thereof, authorizing the bonding of the state in the sum of not to exceed \$100,000,000.00 for the purpose of making loans to school districts for the payment of principal and interest on school bonds heretofore or hereafter issued for acquiring, constructing, enlarging, improving and equipping school buildings and sites and for the funding or refunding of obligations incurred for 1 or more of the aforesaid purposes, and the pledging of the full faith and credit of the state for the payment thereof.

Resolved by the Senate and House of Representatives of the state of Michigan, That the following amendment to article 10 of the state constitution by adding thereto a new section to stand as section 27 thereof, authorizing the bonding of the state in the sum of not to exceed \$100,000,000.00 for the purpose of advancing funds to school districts for the acquiring, constructing, enlarging, improving and equipping school buildings and sites and for the funding or refunding of obligations incurred for 1 or more of the aforesaid purposes, and the pledging of the full faith and credit of the state for the payment thereof, is hereby proposed, agreed to and submitted to the people of this state:

## ARTICLE X.

State bonds for loans to school districts; buildings, sites and refunding.

Sec. 27. The state may borrow from time to time such amounts as may be required but not to exceed an aggregate of \$100,000,000.00, pledge its faith and credit and issue its notes or bonds therefor, for the purpose of making loans to school districts for the pay-

If the minimum amount necessary to be levied in any calendar year for the payment of principal and interest on the bonds of a school district issued prior to July 1, 1962, after deducting any funds pledged to and available for the payment thereof, shall exceed 13 mills on each dollar of its assessed valuation as last equalized by the state, then the state of Michigan shall loan such school district the amount of such excess, but all loans so made shall not exceed in the aggregate the sum of \$100,000,000.00 and shall be subject to such terms and conditions as shall be prescribed by law. After a school district shall have received such a loan or loans from the state, it shall thereafter levy each year not less than the said 13 mills until the amount loaned has been repaid and any tax collections in any year over and above the minimum requirements for principal and interest shall be used towards the repayment of such loan or loans. The legislature shall prescribe the conditions upon which levies for bond principal and interest shall be included in computing the amount to be loaned by the state under this section, one of which conditions shall be that the maturities on the bonds of any future issue shall conform with statutory requirements, with the last maturity date not less than 25 years from the issuance date on the bonds.

The tax limitation prescribed in section 21 of this article shall not apply to tax levies for any future issue of school district bonds issued prior to July 1, 1962, including refunding bonds, and such tax levies shall be without limitation as to rate or amount: Provided, That the bonds of such issue last maturing shall be due in not less than 25 years from date of issuance but may be subject to prior redemption in accordance with the provisions thereof.

Resolved further, That the foregoing amendment shall be submitted to the people of the state at the general April election to be held in the year 1955. The secretary of state is hereby required to certify said proposed amendment to the clerks of the various counties of the state in the manner required by law. It shall be the duty of the board of election commissioners of each county to prepare ballots for the use of the electors when voting on said proposed amendment, which ballot, after setting forth the proposed amendment, in accordance with the provisions of section 3 of article 17 of the constitution, shall be substantially in the following form:

"Vote on amendment to article 10 of the state constitution, by adding thereto a new section to stand as section 27 thereof.

Shall article 10 of the state constitution be amended by adding thereto a new section to stand as section 27 thereof, authorizing the bonding of the state in the sum of not to exceed \$100,000,000.00 for the purpose of advancing funds to school districts for the acquiring, constructing, enlarging, improving and equipping school buildings and sites and for the funding or refunding of obligations incurred for 1 or more of the aforesaid purposes, and the pledging of the full faith and credit of the state for the payment thereof?

Yes ( )

No ( )."

It shall be the duty of the board of election commissioners in each county to deliver the ballots so prepared to the inspectors of election of the several voting precincts within their respective counties within the time ballots to be used at said election are required to be delivered to such inspectors under the general election law. All votes cast upon said amendment shall be counted, canvassed and returned in the same manner as is provided by law for counting, canvassing and returning votes cast for state officers.

#### [No. 4.]

A JOINT RESOLUTION proposing an amendment to article 3 of the state constitution by adding a section 9 and an amendment to section 20 of article 6 of the state constitution, relative to a state board of canvassers.

Resolved by the Senate and House of Representatives of the state of Michigan, That the following amendment to article 3 of the state constitution by adding a section 9 and an amendment to section 20 of article 6 of the state constitution, relative to a state board of canvassers, are hereby proposed, agreed to and submitted to the people of this state:

possible cost, and the legislature is authorized to provide for the method of and eligibility for payment of the sums herein directed. For the retirement of such notes and bonds as shall be issued hereunder, there is appropriated from the general fund each year during their life a sum equal to the amount of principal and interest payments due and payable in each such year. The powers and duties conferred by this amendment on the state administrative board are self-executing.

AMENDMENT to the constitution relative to non-partisan judicial elections proposed by joint resolution at the 1955 regular session and ratified by the people at the biennial spring election, April 4, 1955.

#### ARTICLE VII.

Sec. 23. All primary elections and elections of justices of the supreme court, judges of the circuit court, judges of probate courts and all county judicial officers provided for by the legislature under section 21 of article 7 of the constitution shall be non-partisan and shall be conducted as prescribed by law. All elections at which candidates for said judicial offices are nominated are designated "primary elections." Nominations for justices of the supreme court shall be made as now or hereafter provided by law; nominations for all other said judicial offices shall be made at non-partisan primary elections. Except as in the constitution otherwise provided, all primary election and election laws, including laws pertaining to partisan primaries and elections, shall, so far as applicable, govern nominating procedures, primary elections and elections hereunder. There shall be printed upon the ballot under the name of each incumbent judicial officer, who is a candidate for nomination or election to the same office, the designation of that office.

AMENDMENT to the constitution relative to qualifications for justices of the supreme court and circuit judges, proposed by joint resolution at the 1955 regular session and ratified by the people at the biennial spring election, April 4, 1955.

#### ARTICLE VII.

Sec. 17. The supreme court and the circuit and probate courts of each county shall be courts of record, and shall each have a common seal. Justices of the supreme court and judges of all circuit courts in this state elected or appointed after July 1, 1955, shall at the time of such election or appointment be under 70 years of age and licensed to practice law in this state.

AMENDMENT to the constitution authorizing the state to borrow not to exceed \$100,000,000.00 for loans to school districts, proposed by joint resolution at the 1955 regular session and ratified at the biennial spring election, April 4, 1955.

#### ARTICLE X.

Sec. 27. The state may borrow from time to time such amounts as may be required but not to exceed an aggregate of \$100,000,000.00, pledge its faith and credit and issue its notes or bonds therefor, for the purpose of making loans to school districts for the payment of principal and interest on school bonds heretofore or hereafter issued for acquiring, constructing, enlarging, improving and equipping school buildings and sites and for the funding or refunding of obligations incurred for 1 or more of the aforesaid purposes.

If the minimum amount necessary to be levied in any calendar year for the payment of principal and interest on the bonds of a school district issued prior to July 1, 1962, after deducting any funds pledged to and available for the payment thereof, shall exceed 13 mills on each dollar of its assessed valuation as last equalized by the state, then the state of Michigan shall loan such school district the amount of such excess, but all loans so made

shall not exceed in the aggregate the sum of \$100,000,000.00 and shall be subject to such terms and conditions as shall be prescribed by law. After a school district shall have received such a loan or loans from the state, it shall thereafter levy each year not less than the said 13 mills until the amount loaned has been repaid and any tax collections in any year over and above the minimum requirements for principal and interest shall be used towards the repayment of such loan or loans. The legislature shall prescribe the conditions upon which levies for bond principal and interest shall be included in computing the amount to be loaned by the state under this section, one of which conditions shall be that the maturities on the bonds of any future issue shall conform with statutory requirements, with the last maturity date not less than 25 years from the issuance date on the bonds.

The tax limitation prescribed in section 21 of this article shall not apply to tax levies for any future issue of school district bonds issued prior to July 1, 1962, including refunding bonds, and such tax levies shall be without limitation as to rate or amount: Provided, That the bonds of such issue last maturing shall be due in not less than 25 years from date of issuance but may be subject to prior redemption in accordance with the provisions thereof.

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AMENDMENT to the constitution to provide for a bipartisan board of state canvassers by law, proposed by joint resolution at the 1955 regular session and ratified by the people at the biennial spring election, April 4, 1955.

#### ARTICLE III.

Sec. 9. A board of state canvassers consisting of 4 members shall be established by law. No candidate for an office to be canvassed by the board shall be eligible to serve as a member of said board. A majority of the board shall not be composed of adherents of the same political party.

#### ARTICLE VI.

Sec. 20. The secretary of state, state treasurer and such other state officer as shall be designated by law shall constitute a board of state auditors. They shall examine and adjust all claims against the state not otherwise provided for by general law. They shall act as a state board of escheats and a board of fund commissioners. They shall perform such other duties as may be prescribed by law.